

WASHINGTON PARISH COUNCIL  
ORDINANCE NO. 00-254

Introduced by Councilman Charles "Chuck" Nassauer  
Public hearing held on September 11, 2000  
Adopted on September 11, 2000

AN ORDINANCE  
MAKING IT A MISDEMEANOR TO MISREPRESENT  
THE ORIGINATION POINT OF GARBAGE  
DUMPED IN WASHINGTON PARISH

WHEREAS it is the will of the Washington Parish Council to properly establish the source of all garbage dumped in the Parish;

THEREFORE BE IT ORDAINED that:

- A. No person, whether representing self or a business, shall bring and dump garbage from outside Washington Parish and misrepresent the origination point of the garbage.
- B. No person shall instruct an employee to bring and dump garbage from outside of Washington Parish into the Parish and misrepresent the garbage as originating in Washington Parish. In this case both the employee and the person instructing him, shall be in violation of this ordinance.

(1) When garbage disposed of in Washington Parish is discovered to contain any articles, including but not limited to letters, bills, publications, or other writings, which the name of a person or business with an out of parish address, there shall be an inference that such person or business has violated this Section, provided, however, that should such person or persons produce proper evidence that he, she or they have a contract with or can produce receipt from a commercial or other hauler indicating that payment was made thereto to haul the garbage, trash, refuse or litter, then the prima facie presumption herein established shall shift to said commercial or other hauler.

- C. The person or business shall be cited for the offense by means of a citation, summons or other means provided by law.

NOW, BE IT FURTHER ORDAINED that the following penalties for misrepresenting the source of garbage dumped in Washington Parish be established.

**PENALTY FOR VIOLATION:**

Any person or business violating any provisions of this article shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined as follows:

- D. (1) Upon conviction of a first offense, a fine of no less than \$100.00 (one hundred dollars) and no more than \$250.00 (two hundred fifty dollars) will be assessed.
- (2) Upon conviction of a second offense, a fine of no less than \$200.00 (two hundred dollars) and no more than \$500.00 (five hundred dollars) will be assessed.
- (3) Upon conviction of a third or subsequent offense, a fine of no less than \$300.00 (three hundred dollars) and no more than \$500.00 (five hundred dollars) will be assessed and a sentence of up to 10 (ten) days in jail may be issued.

- E. For the purposes of this Section, each occurrence shall constitute a separate violation.

NOW, THEREFORE BE IT FURTHER ORDAINED, that any and all parish ordinances in conflict herewith are hereby repealed.

Having been submitted to a vote, the roll call vote resulted as follows:

YEAS: 7 (Sumrall, Thomas, Sharp, Wheat, Miley, Nassauer and Brown)

NAYS: 0 (None)

ABSENT: 0 (None)

And the Ordinance was declared adopted on the 11<sup>th</sup> day of September, 2000.



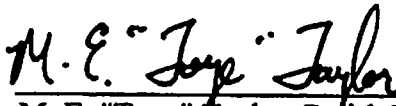
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Kenneth Wheat, Chairman  
Washington Parish Council

Delivered to the Parish President on

September 12, 2000 at 8:30AM

Returned to the Clerk of the Council on

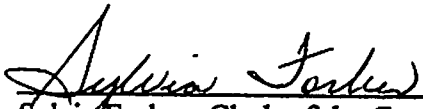
September 12, 2000 at 8:40AM



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M. E. "Toye" Taylor, Parish President

#### CEERTIFICATION

I hereby certify that the above and foregoing is a true and correct copy of an ordinance adopted by the Washington Parish Council in regular session held on September 11, 2000, duly convened and a quorum being present and voting.



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Sylvia Forbes, Clerk of the Council