ORDINANCE #539

AN ORDINANCE AUTHORIZING THE COLLECTION OF GARBAGE AND TRASH REMOVAL DEPOSITS FOR THE USAGE OF YACOLT TOWN PARKS FOR PRIVATE EVENTS AND AMENDING THE RULES GOVERNING THE USE OF YACOLT TOWN PARKS AS DESCRIBED IN ORDINANCE #422

Whereas, the rules of use for Yacolt Town Parks described in Ordinance #422 does not allow for the collection of deposits for garbage and or trash removal as condition for usage of Town of Yacolt Parks and;

Whereas, the Town of Yacolt has experienced increases in garbage and or trash left behind by person(s) who have acquired permission to use Yacolt Town Parks for private events and;

Whereas, the Town of Yacolt desires to amend the rules of use for the Yacolt Town Parks to include a refundable garbage deposit to be collected as condition of securing private events at Yacolt Town Parks and;

Whereas, the Town Council of the Town of Yacolt, Washington is in regular session this 2nd day of May, 2016, and all members of the Town Council have had notice of the time, place, and purpose of said meeting:

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Yacolt, Washington, as follows:

Section 1 - Purpose: The purpose of this Ordinance #539 is to amend the general rules of use for Yacolt Town Parks to include a refundable garbage deposit for those who wish to secure usage of the Yacolt Town Parks for private events.

Section 2 – Addition of New Section of Ordinance #422: A new Section 3 - A shall be added to Ordinance # 422 of the Town of Yacolt, adopted on August 5, 2002 to read as follows:

Section 3 -

A. **Garbage Deposits**

A refundable deposit shall be collected in the amount of $35.00 for any person(s) wishing to secure usage of Yacolt Town Parks for private events. This deposit is in addition to any other deposit that may be required for any of the Yacolt Town Parks usage. The Mayor or the Clerk Treasurer shall determine the amount of the deposit dependent on type of usage requested. A member of Yacolt Town Staff will verify that all necessary garbage and or trash has been removed. If it is determined that garbage and or trash has not been satisfactorily removed or left behind the Town of

Yacolt will deduct the cost of removal and disposal from the deposit made at a rate of $5.00 per bag from the deposit placed for usage of Yacolt Town Parks.

Section 5 - Savings Clause: All terms of Ordinance #422, as amended, shall remain in full force and effect until the effective date of this Ordinance#539.As of and following the effective date of this Ordinance #539, the remaining terms of Ordinance #422 shall remain in full force and effect as amended hereby.

Section 6 - Severability: If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by a court of competent jurisdiction, or its application to any person or circumstances is held invalid, the remaining portion of this Ordinance shall remain in full force and effect, and the application of the provision to other persons or circumstances shall not be affected.

Section 7 - Effective Date: This Ordinance shall take effect immediately upon adoption and publication of the following summary, according to law.

Town of Yacolt - Summary of Ordinance #539

The Town Council of the Town of Yacolt adopted Ordinance #539 at its regularly scheduled Town Council meeting held on May 2, 2016. The content of the Ordinance is summarized in its title as follows:

"AN ORDINANCE AUTHORIZING THE COLLECTION OF GARBAGE AND TRASH REMOVAL DEPOSITS FOR THE USAGE OF YACOLT TOWN PARKS FOR PRIVATE EVENTS AND AMENDING THE RULES GOVERNING THE USE OF YACOLT TOWN PARKS AS DESCRIBED IN ORDINANCE #422"

The effective date of the Ordinance is the May 11, 2016

A copy of the full text of the Ordinance will be mailed upon request to the undersigned at the Town of Yacolt Town Hall, P.O. Box 160, Yacolt, WA 98675: (360) 686-3922.

Published this 11th day of May, 2016
Cindy Marbut, Town Clerk/Treasurer

PASSED by the Town Council of the Town of Yacolt, Washington, at a regular meeting thereof this 2nd day of May, 2016.

TOWN OF YACOLT

Jeff Carothers, Mayor

Attest:

Cindy Marbut

Cindy Marbut, Town Clerk/Treasurer

Approved as to Form:

David W. Ridenour, Town Attorney

Ayes: Tester, Myers, Hancock, Wallway
Nays: Ø
Absent: Ø
Abstain: Ø

Published: 5-11-16
Effective: 5-11-16

TOWN CLERK'S CERTIFICATION

I hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance # of the Town of Yacolt, Washington, entitled "AN ORDINANCE AUTHORIZING THE COLLECTION OF GARBAGE AND TRASH REMOVAL DEPOSITS FOR THE USAGE OF YACOLT TOWN PARKS FOR PRIVATE EVENTS AND AMENDING THE RULES GOVERNING THE USE OF YACOLT TOWN PARKS AS DESCRIBED IN ORDINANCE #422" as approved according to law by the Town Council on the date therein mentioned. The Ordinance has been published or posted according to law.

Attest:

Cindy Marbut

Cindy Marbut, Town Clerk/Treasurer

Published: 5-11-16

Effective Date: 5-11-16

Ordinance Number: 539