



RESOLUTION TITLE: TO AMEND A SECTION OF CHAPTER 7 OF THE GASTON COUNTY CODE OF ORDINANCES TO PROHIBIT LITTERING AND VEHICLES IMPROPERLY SECURING AND TRANSPORTING WASTE (SECOND READING)

WHEREAS, Gaston County has a significant governmental interest in protecting the health, safety, aesthetic appearance and welfare of its employees, customers, and general public; and,

WHEREAS, the County may, pursuant to G.S. 153A-136, adopt an ordinance to regulate solid waste and prohibit littering; and,

WHEREAS, the County wishes to prohibit littering by way of a County Ordinance, and prohibit vehicles from improperly securing and transporting waste.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby adds Section 7-3(q) and Section 7-3(r) to Section 7-3 entitled "Storage and disposal":

Chapter 7: Garbage and Trash
Sec. 7-3. Storage and disposal

(q) No person shall transport solid waste, garbage or refuse at any time, including yard waste, demolition waste, construction waste, or landscape waste, in any container or vehicle unless the waste is covered by being in an enclosed vehicle or container or otherwise adequately secured.

(r) Throwing, littering, scattering, spilling, placing, dumping, depositing or causing or allowing the same of any solid waste, garbage or refuse upon any property, which is inconsistent with solid waste management or other disposal practices, is prohibited.

This Ordinance amendment shall be effective immediately upon its adoption.

Adopted the 24th day of October, 2017.

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	Brown	Fraley	Grant	Hovis	Keigher	Philbeck	Worley	Vote
2017-254	10/24/2017	TP	BH	A	A	A	A	A	A	A	U

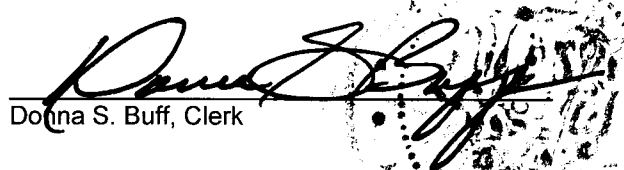
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Certification

I, Donna S. Buff, Clerk to the Gaston County Board of Commissioners, do hereby certify that the above, as filed with the Clerk to the Board, is a true and accurate copy of the ordinance amendment entitled TO AMEND A SECTION OF CHAPTER 7 OF THE GASTON COUNTY CODE OF ORDINANCE TO PROHIBIT LITTERING AND VEHICLES IMPROPERLY SECURING AND TRANSPORTING WASTE (SECOND READING) as adopted by the Board of Commissioners on October 24, 2017 and is to be set forth in the Gaston County Code of Ordinances.


Donna S. Buff, Clerk

SEAL



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

County Attorney

Board Action

File #: 17-338

Commissioner Brown - County Attorney - To Amend a Section of Chapter 7 of the Gaston County Code of Ordinances to Prohibit Littering and Vehicles Improperly Securing and Transporting Waste (Second Reading)

STAFF CONTACT

Charles Moore - County Attorney - 704-866-3194

BUDGET IMPACT

N/A

BUDGET ORDINANCE IMPACT

N/A

BACKGROUND

Gaston County wishes to prohibit, by way of ordinance, littering as well as vehicles improperly securing waste. Adopting such amendment would provide County Staff with enforcement options via state law as well as local ordinance.

POLICY IMPACT

The amendment would provide several options for County Staff to use when faced with littering issues or vehicles improperly securing waste.

ATTACHMENTS

Resolution to amend Chapter 7 of Gaston County Code of Ordinances

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NO.	DATE	M1	M2	Brown	Fraley	Grant	Hovis	Keigher	Philbeck	Worley	Vote
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A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS