



ORDINANCE NO. 348

AN ORDINANCE RELATING TO AND PROHIBITING THE DEPOSITING OR PLACING, OF ANY OFFAL, GARBAGE OR OTHER WASTE MATTER OR DEBT IS IN OR UPON THE STREETS OR PUBLIC ALLEYS OF THE CITY OF REXBURG, IDAHO, OR PILING OR DEPOSITING IN OR UPON THE STREETS OR PUBLIC ALLEYS OF SAID CITY ANDY EARTH, SAND, GRAVEL OR OTHER MATERIALS EXCEPT WHEN AUTHORIZED BY A PERMIT, DECLARING ANY SUCH THINGS TO BE PUBLIC NUSIANCE AND PROVIDING A PENALTY FOR VIOLATION HEREOF.

BE IT ORDAINED By the Mayor and Council of the City of Rexburg, Idaho:

SECTION I: It shall be unlawful for any person, or association of persons or any company or corporation to pile, place or deposit in or upon any street or public alley of the City of Rexburg, Idaho, any waste matter or material of any kind; or to pile, place or deposit in or upon any street or public alley of said city any earth, sand or gravel, or any stone, brick, blocks, lumber or other materials except for immediate use in the leveling, grading or otherwise improving such streets or alleys, or in the construction of a building or buildings, on land immediately contiguous to the street or alley where same is placed, and in such cases only after a permit so to do shall have been obtained from the Chief of Police of said city.

SECTION II: Any offal, garbage, rubbish, trash, glass, bones, ashes, cinders or any refuse, debris or waste matter or material any kind piled, placed or deposited in or upon any street or public alley of said City [and permitted to remain therein or thereon for more than twenty-four hours] shall be deemed, and is hereby declared to be a public nuisance; and any person or association of persons, or any company of corporation who shall pile, place or deposit, or cause or directs to be piled, placed or deposited in or upon any street or public alley of said city any of the matter, substance, things or materials mentioned in this ordinance and shall allow same to remain in or upon such street or alley in violation of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by fine of not less than \$5.00 and not more than \$100.00 and the cost of the prosecution, and in default of the payment of such fine and costs, or either, shall be confined in the city jail and put to work for the benefit of the city, at the rate of \$2.00 per day for each day he shall work, until such fine and costs are paid.

PASSED the 21st day of April, A.D., 1943.

APPROVED the 21st day of April, A. D. 1943.

D. W. Stowell, Mayor