

(Published in The Morning Sun on September 13, 2024)

**ORDINANCE NO. G-1367**

AN ORDINANCE amending Section 70-32 of the Pittsburg City Code to make it unlawful to remove recycling material and to inhabit, enter, search through or remove any portion of the contents of a solid waste container without the prior written authorization of the person or entity owning or leasing said container, and setting penalties for such unauthorized actions.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PITTSBURG, KANSAS:

Section 1. Section 70-32 of the Pittsburg City Code is amended to read as follows:

**Sec. 70-32. – Prohibited Acts.**

It shall be unlawful for any person or entity to:

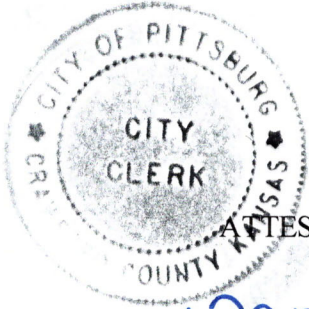
- (1) Deposit solid waste in any solid waste container other than that person or entity's own container without the written consent of the owner of such container.
- (2) Maliciously prevent solid waste collection or transportation of solid waste.
- (3) Burn garbage, greasy or oily paper, roofing materials, tar paper, tires or other heavy smoke producing material.
- (4) Burn brush, hay, straw, leaves, grass, weeds, paper, shavings or other combustible material without an open burn permit unless burned in a safety enclosure constructed of brick, cement, stone or metal with openings covered with steel netting, one-half inch mesh or with steel plate with no larger than one-half inch holes, and only between the hours of 2:00 p.m. and 7:00 p.m.
- (5) Dispose of solid waste at any facility or location which is not approved by the state Department of Health and Environment, or other appropriate state licensing or regulatory agency if the facility is located in the state.
- (6) Engage in the business of collecting solid waste and/or recyclable material within the corporate limits of the City and transporting, processing or disposing of such solid waste and recyclable material without first receiving a license from the City, or after such a license has been suspended or revoked.
- (7) Remove any recyclable material from another person or entity's recycling container without such person or entity's written permission, or unless such person is a City employee during the course of their employment duties, or such individual is licensed by the City and under contract to such person or entity to remove such recyclable material.

- (8) Inhabit, enter, search through or remove any portion of the contents of another person or entity's solid waste container without such person or entity's written permission, or unless such person is an employee of a federal, state or local law enforcement agency during the course of their employment duties, or such individual is licensed by the City and under contract to such person or entity to remove such solid waste.
- (9) Place, leave, dump or permit to accumulate any solid waste in any building or on any premises, improved or vacant, or on any open lot, alley or public right-of-way in the City unless the solid waste is properly deposited and stored in a solid waste container.
- (10) Fail to remove the solid waste container from the curbside or street edge to the residential premises by 12:00 p.m. noon following the day of collection.

Section 2. Violation of this section is a Class C misdemeanor.

Section 3. This Ordinance shall take effect upon its passage and publication of its summary in the official city newspaper.

PASSED AND APPROVED this 10th day of September, 2024.



ATTEST:

  
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Mayor-Stu Hite

  
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Tammy Nagel - City Clerk