

## Part 120

120.000

**ANTI-LITTER**  
**Ord. No. 19**  
**Adopted: December 2, 1970**

An ordinance to define, control and prohibit the littering of public and private property within the Township of Rose; and to prescribe penalties for the violations of this ordinance.

THE TOWNSHIP OF ROSE ORDAINS:

## 120.001 Short title.

Sec. I. This ordinance shall be known as and may be called the "Anti-Litter Ordinance".

## 120.002 General regulation.

Sec. II. No person shall knowingly cause, allow or permit the dumping, depositing, placing, throwing or leaving of litter on any public or private property or waters other than upon property lawfully designated and set aside for such purposes.

## 120.003 Definitions.

Sec. III. As used in this ordinance the following terms have the following meanings:

- a) "Person" means any natural person, firm, partnership, company or corporation or their agents or employees.
- b) "Public or private property or waters" means any residential, farm, commercial or industrial properties and includes but is not limited to, the right-of-way of any road or highway; any body of water or watercourse or the shores or beaches thereof or ice thereon; any park, playground, building, refuge or conservation or recreation area.
- c) "Litter" means all rubbish, refuse, waste, material, garbage, offal, paper, glass, cans, bottles, trash, debris or other foreign substances of every kind and description.

## 120.004 Specific regulations.

Sec. IV. Notwithstanding the general regulation established by Section II above, it is specifically made a violation of this ordinance:

- a) for any person who removes a vehicle, wrecked or damaged in an accident to fail to remove all glass and other injurious substances dropped on the highway, road or street within the Township as a result of the accident.
- b) for any person to discharge any commercial or industrial water or any polluted or contaminated waste upon any property or waters, public or private, within the Township regardless if the property or waters are owned or occupied by the person so discharging.
- c) for any person to drive or operate any vehicle or trailer containing litter within the Township without having the load covered to prevent the litter from flying, blowing or dropping out of or off of said vehicle.

## 120.005 Violation, misdemeanor.

Sec. V. Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not to exceed Five Hundred and No/100 (\$500.00) Dollars and costs of prosecution or by imprisonment in the county jail for up to 90 days or by both such fine and imprisonment in the discretion of the Court, and the Court may, in lieu of or in conjunction with any other sentence imposed, direct or require the performance of litter gathering labor regardless whether or not such labor is to be done with respect to the particular litter which resulted in the conviction.

## 120.006 Severability.

Sec. VI. The sentences, sections, provisions and phrases of this ordinance are declared to be severable

and if any are declared unconstitutional or invalid by a court of competent jurisdiction, such findings shall in no way affect or invalidate the remaining provisions of this ordinance.

## 120.007 Effective date.

Sec. VII. The effective date of this ordinance shall be the 9th day of January, 1971.