

# Town of St. Paul, Indiana

Ordinance No. 2025 - 1

## Prohibiting Dumping of Solid Waste

1. The following definitions apply to this ordinance. "Solid Waste" means any garbage, refuse, or other discarded material(s), wastepaper, cardboard, rags, cans, bottles, lumber, metal, inoperable motor vehicles or parts, inoperable recreational vehicles or parts, inoperable campers or parts, household appliances, furniture, animal waste, or other junk. "OPEN Dump" means an illegal waste disposal site.
2. The owner or occupant of real estate within the Town of St. Paul shall not allow solid waste to accumulate on said property. A person may not own or occupy land which is the site of an open dump.
3. The Town Clerk shall issue to the occupant and to the owner of any real estate in a condition which violates this ordinance a written notice to abate the violation. The notice shall require the owner or occupant to correct the condition of the property and to properly dispose of any solid waste within **TEN (10) DAYS** after the notice is given. Property owners shall be entitled to one notice per year before enforcement for violation under **SECTION 5** below.
4. The notice required by this ordinance may be given in person or by certified mail. Notice is considered received on date of the return receipt.
5. A person who violates **SECTION 2** of this ordinance and refuses to abate the conditions causing said violation shall be fined **not less than \$100 and not more than \$1000 plus court costs and any costs of removal under SECTION 6 below**. If the violation is of a continuing nature, each day of failure to comply constitutes a separate violation. A person who commits a second or subsequent violation after one enforcement action under this section shall be fined **not less than \$250 and not more than \$1000 plus court costs and any cost of removal under SECTION 6 below**.
6. Following the issuance of a third citation under **SECTION 4**, the Town Board may file a complaint with the Decatur/Shelby County Superior Court requesting an injunction and damages. The Town will request that court costs and attorney fees that are incurred by the Town be assessed against the property owner.

7. The Town Board of St. Paul and/or the Town Clerk shall be responsible for the issuance of citations under this ordinance. The Town Board shall be responsible for the enforcement of this ordinance and prosecution actions shall be conducted by the Town Attorney.


This Ordinance shall be in full force and effect from and after adoption by the Town Council of the Town of St. Paul, Indiana .

Adopted this 4<sup>th</sup> day of Feb, 2025, by the Town Council of St. Paul, Indiana, during its \_\_\_\_\_, 2024 meeting at the Civic Center, St. Paul, Indiana

Town Council President

Town Council Member

Town Council Member



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Kimberly Livingston

Attest:



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Clerk Treasurer