

TITLE 20

MISCELLANEOUS

CHAPTER

1. LITTERING INSIDE CITY LIMITS.
2. CIVIL RIGHTS ACT COMPLIANCE MANUAL.

CHAPTER 1

LITTERING INSIDE CITY LIMITS

SECTION

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20-101. Definitions. Definitions as used in this chapter, unless the context requires otherwise:

- (1) "Garbage" includes putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.
- (2) "Refuse" includes all putrescible and nonputrescible solid waste.
- (3) "Rubbish" includes nonputrescible solid waste consisting of both combustible and noncombustible waste.
- (4) "Litter" includes garbage, refuse, rubbish and all other waste materials. (Ord. #1-1978, Feb. 1978)

20-102. Littering prohibited on another persons property. A person shall not throw, dump, deposit or cause to be thrown, dumped or deposited litter on property owned by another person or on any public highway, street or road, upon public parks or recreation areas, or upon any other public property except property designated for that use. (Ord. #1-1978, Feb. 1978)

20-103. Littering prohibited on private property. No person shall throw or deposit refuse on any open or vacant private property within the city, whether owned by such person or not. (Ord. #1-1978, Feb. 1978)

20-104. Littering from a motor vehicle. If the throwing, dumping, or depositing of litter was done from a motor vehicle, except a motor bus, it shall

be a prima facie evidence that the throwing, dumping, or depositing was done by the driver of the motor vehicle. (Ord. #1-1978, Feb. 1978)

20-105. Litter with a name appearing on it. If an object of litter is discovered on another's property without his permission, on any public highway, street, or road, upon public parks or recreation areas, or upon any other public property except property designated for that use, bearing a person's name, it shall be prima facie evidence that the person whose name appeared on the object threw, dumped, deposited, or caused to be thrown, dumped, or deposited there. (Ord. #1-1978, Feb. 1978)

20-106. Violation of chapter. A person who violates a provision of this chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$25.00 and not more than \$50.00. However, the judge in his discretion may allow an individual, convicted of a violation of this chapter, to remove the litter from a section of the city highway system in lieu of the fine or imprisonment provided for by the chapter. (Ord. #1-1978, Feb. 1978, modified)

20-107. Prosecution of violation--initiated by peace officer. Prosecution for a violation of this chapter may be initiated by a peace officer who witnessed an offense in violation of this chapter or discovered an article bearing a person's name on the property of another, or any public highway, street or road, upon a public part or recreation area, or upon any other public property except that designated for that use, or by any private citizen, who witnessed an offense or discovered incriminating evidence, who is willing to make the initial charge and testify for the City of Elkton. (Ord. #1-1978, Feb. 1978)

20-108. Anybody may report littering incidents. Any person, whether or not such person is a citizen of the State of Tennessee, who shall witness the throwing, dumping, or depositing of litter from a motor vehicle onto any public highway, street or road, onto another's property without the owner's permission, onto public park or public recreation lands or onto any other public property except just as is designated for the throwing, dumping, or depositing of litter, may report the date and time of day of the littering and the license plate, registration number, and the state of registration to any state or local law enforcement authority. The license plate registration number as recorded shall constitute prima facie evidence that the littering was done by the person to whom such motor vehicle is registered. Nothing in this section shall be construed to modify or change the burden of the City of Elkton to prove the defendant guilty beyond a reasonable doubt. Any person so reporting a violation shall be required to appear as a witness in any prosecution resulting therefrom. (Ord. #1-1978, Feb. 1978)

CHAPTER 2

CIVIL RIGHTS ACT COMPLIANCE MANUAL

SECTION

20-201. Compliance manual regarding the Civil Rights Act of 1964 adopted.

20-201. Compliance manual regarding the Civil Rights Act of 1964 adopted. (1) The Title VI Compliance Manual for the City of Elkton shall be adopted in its entirety by reference.¹

(2) The following statement shall be deemed as the City of Elkton's Title VI policy statement: "It is the policy of the City of Elkton to ensure that no citizen shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance." (as added by Ord. #03-10, Aug. 2010)

¹A copy of the Title VI Compliance Manual is available in the office of the city recorder.