

AN ORDINANCE

of the City Council of the City of Berkley, Michigan
Amending Section 58-40 of Chapter 58 Garbage, Rubbish and Refuse,
Article II Collection and Disposal
of the Berkley City Code to Modify Regulations that Prohibit Scavenging of Garbage, Rubbish and
Discarded Items, and to Designate Violations as Municipal Civil Infractions.

THE CITY OF BERKLEY ORDAINS:

SECTION 1: That Section 58-40 of Chapter 58 Garbage, Rubbish and Refuse, Article II Collection and Disposal, of the Berkley City Code be and hereby is amended, as follows:

Sec. 58-40. Scavenging.

It shall be unlawful for any person to scavenge, take or pick out or sort in any way any garbage or rubbish materials or other discarded items after they have been set out at the curb or sidewalk for disposal and city collection. Violation of this section shall be a municipal civil infraction.

SECTION 2: Severability Clause

Should any word, phrase, sentence, paragraph, or section of this Ordinance be held invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 3: Penalty

All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500.

SECTION 4: Effective Date

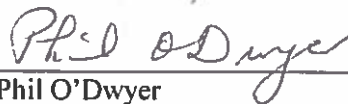
This Ordinance shall become effective 30 days following the date of adoption.

SECTION 5: Publication

The City Council directs the City Clerk to publish a summary of this ordinance in compliance with Public Act 182 of 1991, as amended, and Section 6.5 of the Berkley City Charter.

Introduced on the First Reading at the Regular City Council Meeting on Monday, December 21, 2015.

Adopted on the Second Reading at the Regular City Council Meeting on Monday, January 4, 2016.



Phil O'Dwyer
Mayor

Attest:


Phommady A. Boucher
City Clerk