

AN ORDINANCE REGULATING AND RESTRICTING THE USE OF LAND AS A DUMP, DUMPING GROUND OR SANITARY LAND FILL

BE IT RESOLVED AND ORDAINED by the Town Board of the Town of Fort Ann, Washington County, New York, as follows:

Section 1.

The improper and unregulated use of land as a dump, dumping ground or sanitary land fill, is dangerous, unsightly and a detriment to the preservation of public health, the protection of property, and the safety and welfare of the residents of the Town of Fort Ann. The use of land as a dump, dumping ground or sanitary land fill is therefore regulated for the preservation of the public health, safety and welfare of the residents of the Town of Fort Ann.

Section 2.

It shall be unlawful for any person, firm or corporation either as owner, occupant, lessee, agent, tenant or otherwise, of any land within the Town of Fort Ann, to use the land, or allow the land to be used, as a dump, dumping ground or sanitary land fill, without the permission of the Town Board of the Town of Fort Ann.

Section 3.

Violation of this Ordinance shall be an offense punishable by a fine not exceeding \$100.00, or by imprisonment for not exceeding thirty (30) days, or both, and an additional fine of not exceeding \$50.00 for each day that such land is used in violation of this Ordinance after written notice such violation has been served by, or on behalf of, the Town of Fort Ann, on such person, firm or corporation. In addition, the Town of Fort Ann may institute any proper action, suit or proceeding to prevent, restrain or abate any violation of this Ordinance.

Section 4.

This Ordinance shall take effect ten (10) days after publication and posting, or immediately upon personal service as provided by Section 133 of the Town Law.

Effective September 14, 1970.

{Repealed: August 28, 2004, Refer to Ordinance #1 and #2, 2004}

