

By Wilson  
Introduction 10/10/18  
P.H. 10/24/18

**ADOPTED**  
METROPOLITAN COUNCIL

OCT 24 2018

  
COUNCIL ADMINISTRATOR TREASURER

18-01188

ORDINANCE 16912

AMENDING TITLE 6 (PUBLIC HEALTH), CHAPTER 4 (DISPOSAL OF GARBAGE AND OTHER WASTE MATTER), PART I (COLLECTION AND DISPOSAL OF GARBAGE AND OTHER WASTE MATTER (CITY ONLY)) OF THE CODE OF ORDINANCES OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE TO AMEND SECTION 6:375 SO AS TO ADD THE DEFINITION OF "CENTRAL BUSINESS DISTRICT" AND TO ADD SECTION 6:396 RELATIVE TO COLLECTION OF GARBAGE AND OTHER WASTE MATTER FROM COMMERCIAL ESTABLISHMENTS WITHIN THE BOUNDARIES OF THE CENTRAL BUSINESS DISTRICT.

BE IT HEREBY ORDAINED by the Metropolitan Council of the Parish of East Baton Rouge and the City of Baton Rouge that:

Section 1. Title 6 (Public Health), Chapter 4 (Disposal of Garbage and Other Waste Matter), Part 1 (Collection and Disposal of Garbage and Other Waste Matter (City Only)) of the Code of Ordinances of the City of Baton Rouge and Parish of East Baton Rouge is hereby amended as follows:

Sec. 6:375. - Definitions.

Central Business District - the urban area that has a diversity of uses not typically found in other areas of the parish, including retail, governmental, office, cultural, recreational, entertainment, and residential uses, whose boundaries are the Mississippi River on the west, North Boulevard on the south, North Street on the north and Interstate 110 on the east.

Sec. 6:396 - Collection of Garbage and Other Waste Matter from Commercial Establishments in the Boundaries of the Central Business District.

(a) All commercial establishments within the boundaries of the Central Business District that receive curbside collection of solid waste from commercial haulers shall only place their solid waste curbside for collection between the hours of 10:00 p.m. and 8:00 a.m., for garbage receptacles and plastic bags, or between the hours of 2:00 p.m. and 4:00 p.m., for plastic bags only. The solid waste shall be properly containerized in garbage receptacles with tight-fitting lids or placed in fastened 3.0-mil-thick black plastic bags. Cardboard boxes shall not be used as waste containers. Solid waste containers and bags that are placed curbside shall not block the sidewalk.

(b) All commercial haulers collecting or transporting refuse within the boundaries of the Central Business District shall complete all work between the hours of 5:00 a.m. and 8:00 a.m. or between the hours of 2:00 p.m. and 4:00 p.m.

(c) It shall constitute as presumptive evidence that the occupant and/or owner of the establishment whose address corresponds to the serial number, barcode, or name of business on the roll cart in which such garbage is held, or on the garbage itself, specifically authorized and/or directed the placement of the garbage out at a time other than authorized above. This presumption shall be applicable when such garbage is found adjacent to or in the vicinity of the building of the party or parties whose address corresponds with the roll cart in which such garbage trash is found or on the contents found in the cart.

(d) Stationery, metal, waste receptacles maintained and owned by the City-Parish, located within the public right of way, shall not be utilized for the collection of garbage and trash from private residences and/or businesses.

(e) The provisions of this section do not apply to residential carts and roll-offs being used for active construction sites or special events.

(f) Anyone violating the provisions of this section shall be liable for a \$125 fine for each violation. Adjudication of alleged violations shall be handled in the process set forth in Sec. 1:609 of the Code of Ordinances.

Section 2. This ordinance shall be effective 12 days following adoption by the Metropolitan Council.

Section 3. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstances shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

In accordance with Section 2.15 of Chapter .  
of the Plan Of Government, I certify this to be the  
original ordinance adopted by the Metropolitan  
Council at a Regular meeting on  
October 24, 2018  
Council Administrator.

APPROVED:

[Signature]

Mayor - President

DISAPPROVED:

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Mayor - President

Received from the Mayor - President on the 24th  
day of October, 2018

[Signature]  
Council Administrator