

**CITY OF LAVON, COLLIN COUNTY TEXAS**

**ORDINANCE NO: 2014-06-03**

**Trash Picking**

**AN ORDINANCE OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS: PROHIBITING THE SORTING, TAKING OR PICKING OF TRASH PLACED OUT FOR COLLECTION; PROVIDING A PENALTY PROVIDING SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, City Council of the City of Lavon recognizes that identity theft is a growing problem; and

**WHEREAS**, City Council of the City of Lavon recognizes that taking items from trash set out for collection is one method used by thieves to obtain information used in the identity theft; and

**WHEREAS**, City Council of the City of Lavon recognizes that persons sorting, taking or picking trash set out for collection creates fear and apprehension of identity theft for the residents – regardless of the motives of the actor; and

**WHEREAS**, City Council of the City of Lavon believes it is in the best interest of the citizens of the City, to enact regulations prohibiting the sorting, taking or picking of trash or recyclables set out for collection;

**NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:**

**SECTION 1. FINDINGS**

1. The City Council of the City of Lavon finds that the above foregoing recitals are true and correct and are hereby incorporated for all purposes as official findings of the City Council of the City of Lavon.

**SECTION 2. SORTING, TAKING OR PICKING OF TRASH PROHIBITED.**

1. It shall be unlawful for any person to sort, take or pick any trash or recyclable set on public property for collection.

2. A resident who placed the items out for collection is except from prosecution if they are sorting, taking or picking trash from the receptacle assigned to them.

**SECTION 3. PENALTY**

1. Any person found to be violating any provision of this ordinance shall be deemed guilty of a Class C misdemeanor and upon conviction shall pay a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00).

**SECTION 4. SEVERABILITY**

1. It is hereby declared by the City Council of the City of Lavon that if any of the sections, paragraphs, sentences, clauses or phrases of this ordinance shall be declared unconstitutional or otherwise illegal by the valid judgment or decree of any court of competent jurisdiction, such event shall not affect any remaining the sections, paragraphs, sentences, clauses or phrases of this ordinance.


**SECTION 5. PUBLIC MEETING**

It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law.

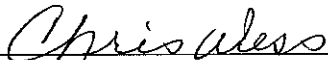
**SECTION 6. Effective Date**

This ordinance shall be in full force and effect from and after its passage and publication and it is so ordained.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS ON THIS 3<sup>rd</sup> DAY OF JUNE, 2014.**

  
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The Honorable Charles Teske, Mayor

Attest:

  
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Chris Wess, City Secretary

