ORDINANCE NO. 2025-12

AN ORDINANCE AMENDING CHAPTER 50, SECTIONS 50.07 OF THE CITY OF DELPHI CODE OF ORDINANCES REGARDING YARD WASTE

WHEREAS, grass clippings, leaves, and other loose yard waste blown, raked, or otherwise placed into the street or other public right-of-way can present hazards to public health and safety such as clogging storm drains leading to localized flooding, creating hazardous conditions for motorists, and being a source of nonpoint water pollution in municipal waterways;

WHEREAS, the Common Council has determined that it is necessary and in the best interest of the residents of the City of Delphi to establish requirements and rules to restrict blowing, raking, or otherwise placing yard waste into City streets and other public rights-of-way; and

WHEREAS, the Common Council desires to amend § 50.07 of the City of Delphi Code of Ordinances ("Delphi City Code") to include requirements and rules regarding the blowing, raking, or otherwise placing yard waste into the streets and other public rights-of-way in the corporate boundaries of the City of Delphi;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Delphi, Indiana that:

Section 1. It shall be unlawful for any person or business to blow, rake, sweep, place or deposit grass clippings, leaves, or other yard waste to be placed upon the streets, gutters, and/or other public rights-of-way of the City at any time other than during the City's regular fall leaf collection.

Section 2. The unlawful placement of grass clippings, leaves, and other yard waste causes blockages within the City's storm water drainage system, creates a public nuisance affecting health, and is a danger to pedestrians and vehicular traffic, especially motorcycles and bicycles. Violation of this ordinance will result in a $20.00 fine per offense.

Section 3. Chapter 50, § 50.07 of the Delphi City Code is hereby amended and shall read as stated in **Exhibit A** attached hereto.

Section 4. The Clerk-Treasurer is hereby ordered to publish a copy of this Ordinance one time in the Carroll County Comet within 30 days after passage of the Ordinance pursuant to I.C. 5-3-1, *et seq.*

Section 5. If any section, sentence, or provision of this Ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this Ordinance which can be given effect without the invalid part, and to this end the provisions of this Ordinance are declared to be severable.

Section 6. This Ordinance shall be in full force and effect from and after the date of its publication pursuant to I.C. 5-3-1, *et seq.*

Passed and adopted by the majority of the Common Council of the City of Delphi, Indiana, this 3rd day of November, 2025.

Kamron Yates

Kamron Yates, Presiding Officer

Julie A Price

Attest: Julie Price, Clerk-Treasurer

Approved / Vetoed by me, the Mayor, this 3rd day of November, 2025.

Kamron Yates

Kamron Yates, Mayor

Julie A Price

Attest: Julie Price, Clerk-Treasurer

EXHIBIT A

AS AMENDED:

§ 50.07 YARD WASTE.

(A) Yard waste will be collected once per week in season. All yard waste must be bagged or in a container. Yard waste shall not contain any trash/garbage or rubbish.

(1) Grass clippings shall be bagged or in a container and protected from the weather.

(2) During fall leaf collection, leaves shall be raked along the curb in the street. Leaves shall not exceed four feet into the roadway and shall be raked clear of utility poles and mailboxes. During the remainder of the year, all leaves shall be bagged or in a closed container.

(B) The city will collect tree limbs of a maximum 5" in diameter. Limbs over 1" in diameter must be trimmed to single branches. Limbs must be bundled, in a container or neatly stacked with the ends facing the same direction, parallel to the street, within five feet of the curb.

(C) If a private tree service is used, it shall be the tree service's responsibility to remove all yard waste.

(D) No fee shall be assessed by the city for the collection of yard waste.

(E) It shall be unlawful for any person or business to blow, rake, sweep, place or deposit grass clippings, leaves, or other yard waste to be placed upon the streets, gutters, and/or other public rights-of-way of the city, except as provided below in subsection (F).

(F) During fall leaf collection, leaves shall be raked along the curb in the street. Leaves shall not exceed four feet into the roadway and shall be raked clear of utility poles and mailboxes. During the remainder of the year, all leaves shall be bagged or in a closed container.

(G) The unlawful placement of grass clippings, leaves, and other yard waste causes blockages within the city's storm water drainage system, creates a public nuisance affecting health, and is a danger to pedestrians and vehicular traffic, especially motorcycles and bicycles. Violation of this section will result in a $20.00 fine per offense.

PRIOR VERSIONS PROVIDED FOR *REFERENCE ONLY*:

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