

TOWN OF PULASKI, VIRGINIA  
CODE OF ORDINANCES

Chapter 38 - ENVIRONMENT  
Article III. - PREMISES AND PROPERTY MAINTENANCE  
Division 1. - GENERALLY

...

Sec. 38-76. - Notice to comply.

...

- (d) The notice or notices provided for in this section shall state the time within which the action or work ordered to be done is to be completed. Such time shall not be less than ~~seven days~~ 2 days (48 hours) if personal service on an owner or person responsible is had, and not less than ~~ten days~~ 5 days (120 hours) if the notice is properly mailed in accordance with subsection (b) of this section; however, for violations involving the repair or removal of buildings, the owner will be given at least 15 days following the later of the return of the receipt or of newspaper publication to bring the property into compliance. ~~Each owner shall have seven days to appeal upon receipt of this notice.~~

Chapter 38 - ENVIRONMENT  
Article III. - PREMISES AND PROPERTY MAINTENANCE  
Division 2. - TRASH; GARBAGE; REFUSE; LITTER

Sec. 38-99. - Unsanitary conditions prohibited.

It shall be unlawful for any person to place, deposit, or permit to be deposited on public or private property, or in any area, within the town, solid waste in any condition that may create a risk to the public health.

Sec. 38-100. - Inspection of premises.

- (a) The town manager or his agent, or authorized state or federal officials, bearing the proper credentials and identification, shall be permitted to enter all premises where a source of solid waste is located at any reasonable time for the purposes of inspection, observation, measurement, sampling and/or copying records of the solid waste discharge to ensure that it is in accordance with the provisions of this chapter and chapter 68 herein.

- (b) The town manager, or his agent shall be permitted to enter all private property to ensure that any solid waste, rubbish, garbage, or trash does not pose a threat to the public's health and/or safety. If the town manager determines that any solid waste poses a threat to life or property, he may implement corrective actions. The expense of such corrective action shall be assessed against the property owner, on such property that such threat is found to exist.
- (c) While performing any necessary work on private properties referred to in this section, the town manager or his agent shall observe all safety and occupational rules established by the owner or occupant of the property and applicable to the premises.

Sec. 38-101. - On-premises storage of garbage and trash.

- (a) It shall be unlawful for garbage to be placed, deposited or allowed to remain on premises within the town unless placed or kept in metal or plastic containers or dumpsters with tight fitting covers; and such covers shall be kept on such containers at all times except when the containers are being filled or emptied. Plastic or polyethylene bags, if used for on-premises storage of garbage or refuse, shall be used as liners in metal or plastic containers with tight fitting covers. This provision does not alter any requirement of chapter 68. Storage of such containers shall not be in any area in which a *trash receptacle* as described in chapter 68 should not be stored.
- (b) No trash, refuse or waste shall be allowed to accumulate on premises in the town. It shall be the responsibility of the premises' owner to place curbside or deliver to authorized locations all such trash, refuse or waste for lawful disposal. See Chapter 68 Solid Waste Disposal.
- (c) Trash, refuse or waste placed in violation as a result of an eviction shall be deemed an immediate violation which does not require notice pursuant to Sec 38-76, since the landlord and/or the person responsible would be in control of and have knowledge of the eviction. The town manager may act immediately pursuant to Sec 38-79.

Sec. 38-102. - Throwing or depositing trash, garbage, refuse, or litter upon streets and public or private property.

- (a) It shall be unlawful for any person to, or cause another person to, throw, leave, deposit, or cause to be deposited any trash, garbage, refuse, or litter including but not limited to prohibited material (as defined in this chapter), any paper, metal, glass, rubbish, or material of any kind upon any street, sidewalk, alley, vacant lots, rivers, creeks, branches, open

streams of water, or in any public place within the town, or upon any property not owned or legally within his control.

- (b) It shall be unlawful for any householder, storekeeper or other person, by himself or his agent, to sweep from any house, yard or store any dirt or refuse in or upon any sidewalk or public street, lane, or road. Such dirt or refuse shall be taken up and put in property containers for removal as provided in Chapter 68.
- (c) Trash, refuse or waste placed in violation as a result of an eviction shall be deemed an immediate violation which does not require notice pursuant to Sec 38-76, since the landlord and/or the person responsible would be in control of and have knowledge of the eviction. The town manager may act immediately pursuant to Sec 38-79.
- (d) Any person convicted of violating the provisions of this Division shall be guilty of a class 2 misdemeanor.