

VILLAGE OF FOLSOM
STATE OF LOUISIANA

ORDINANCE
CHAPTER 21 – NO.: _____

**An Ordinance Regulating and Limiting The Placement And Use Of
“Charitable Donation Collection Boxes” Within The Village Of Folsom
And Providing For Permit Fees And Fines**

Whereas, the Mayor and Board of Aldermen of the Village of Folsom recognize the necessity to limit the charitable donation collection boxes (hereinafter referred to as “boxes”) which are defined as any metal, plastic, cardboard or wooden box, bin, or container located outside of a building or in a parking lot or other public place, provided by an owner, organization, or collection center for the primary purpose of receiving or storing donated salvageable personal property including household goods, clothing, textiles, toys and other similar items, within the Village; and

Whereas, the Village acknowledges the value in the boxes to provide an outlet for individuals seeking to provide goods to charity or other like causes and provide an outlet for charities and organizations to accept those donated goods; and

Whereas, the Village shall limit the number of boxes to four (4) to be placed within the Village; and

Whereas, the Village shall adopt a registration and permitting process specific to the boxes where the owner, organization, or collection center shall pay a one-time permit fee of twenty- five (\$25) dollars annually and fifteen (\$15) dollars annually thereafter; and

Whereas, the boxes shall be located within designated areas with approval of the property owner and the owner, organization, or collection center shall provide the Village with a letter of consent from the property owner acknowledging responsibilities and permission from the property owner for installation of said boxes on property; and

Whereas, no boxes shall be placed on property owned or maintained by the Village of Folsom or on property zoned residential; and

Whereas, the owner, organization, or collection center shall place lettering on the boxes in a conspicuous place stating that any donated articles must fit into the boxes and that items such as liquids, paint, garbage, soiled rags, propane tanks, or any like items that may create a safety hazard are strictly prohibited; and

Whereas, the lettering shall include the name, address and telephone number of the owner, organization, or collection center and a pick-up schedule of donations so as to ensure there is not an overflow and accumulation of goods left outside the boxes which is unsightly and to minimize pilferage of goods; and

Whereas, the owner, organization, or collection center shall keep all areas adjacent to the boxes clean, in good repair, and free of litter, refuse, and debris; and

Whereas, in the event of the failure of the owner organization, or collection center to maintain the boxes in accordance with this Ordinance, the Village of Folsom shall fine the owner, organization, or collection center one hundred (\$100) dollars, and issue a notice from the Village stating that all boxes shall be removed within seven (7) days of the Notice at the owner's expense;

Whereas, in the event that the Village cannot ascertain the owner of the boxes the Village shall post a written notice on the boxes; and

Whereas, in the event that the owner of the boxes refuses or fails to remove the boxes within the seven (7) days as specified in the written notice the Village may remove the boxes without notice and a charge of five hundred (\$500) dollars shall be imposed against the owner, organization, or collection center. The Village shall not be liable for any damages that may occur from the removal of the boxes. The boxes will be stored at a Village facility for a minimum period of thirty (30) days at a cost of ten (\$10) dollars per day payable by the owner of the boxes to the village upon retrieval of the boxes. Failure by the owner to retrieve the boxes and pay the removal and storage fee within the thirty (30) day period will result in the Village disposing, without notice, the boxes and its contents as it sees fit; and

Whereas, the owners of existing boxes shall be given written notice that they have thirty (30) days to obtain a permit. If the operators do not apply for the permit, the operators and property owners have thirty (30) days to remove the donation boxes or the

Village may remove the boxes. The failure of the owners to obtain a permit will result in the removal of all boxes within the Village of Folsom.

The Foregoing Ordinance was introduced on April 10, 2017, notice of public hearing held on May 8, 2017, the title having been read and the ordinance considered, after motion duly made and seconded, a record vote was taken and said vote was as follows:

	<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
ALDERWOMAN PAULETTE LEE	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
ALDERWOMAN JILL MATHIES	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>
ALDERMAN LANCE WILLIE	<u>✓</u>	<u>---</u>	<u>---</u>	<u>---</u>

Whereas, the Mayor of the Village of Folsom declared the above Ordinance passed and adopted on this 8th day of May 2017.

Approved by:

Bettye M. Boggs
Mayor Bettye M. Boggs
Village of Folsom

CERTIFICATE

I, Andree Core, Municipal Clerk of the Village of Folsom, certify that the above and foregoing pages constitute a true and correct copy of an Ordinance passed and adopted on the 8th day of May 2017.

In Faith Whereof witness my official signature on the 8th day of May 2017.

Andrée Core
ANDREE CORE
Municipal Clerk
Village of Folsom