

SPECIAL MEETING
MAYOR AND COUNCIL
April 14, 1952

The meeting was called to order by Mayor Beville at 8:45 p.m. Those present: Councilmen Eccleston, Klinck, McClenon, Oosterhous, Parkhill, Perring, and Tymeson.

The Mayor then inquired as to whether there was any business to come before the Council. In view of the fact no matters of business were presented, the Mayor, upon motion properly seconded and carried, adjourned the meeting.

The Mayor then announced that the next order of business would be the swearing in of the new Council. The new Council being duly sworn in, the Mayor asked the Clerk to call the roll. Those present: Councilmen Eccleston, Klinck, Kramer, Lucas, McClenon, Parkhill, and Tymeson.

Mayor Beville presented to the Council a proposed ordinance which shall establish the duties of the councilmanic committees. The Mayor briefly explained to the Council the various duties as outlined by the proposed ordinance. After giving a short synopsis of the ordinance, Councilman McClenon moved the adoption of the following ordinance:

ORDINANCE NO. 1112

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

That Section 2 of Ordinance No. 1095 of November 26, 1951 (21:74-75) is amended to read as follows:

"Section 2. Committees of the Council.

"There shall be seven standing committees of the Council, as listed below, each consisting of a chairman, a vice-chairman and an additional member. These committees shall be appointed by the Mayor in the April following his election, but he may at any time thereafter make changes in their membership. Each Committee shall meet at such times and places as may be determined by the chairman, and two members of each committee shall constitute a quorum.

"The duties of the standing committees shall be as follows:

"Finance: to examine all bills and accounts and recommend their approval or disapproval by the Council; to recommend to the Council the annual City budget and tax rate; to keep informed as to the financial affairs of the City and the operations of the Treasurer's office; and to make recommendations to the Council in regard to receipts and disbursements, the keeping of accounts, and any other matters relating to the finances of the City; also to recommend to the Council overall policies with regard to annual leave, sick leave, retirement, employee benefits, and matters relating thereto.

"Public Safety: to keep informed as to the operation of the Police and Fire Departments, street lighting, and civilian defense; and to make recommendations to the Council in regard to the appoint-

ment, promotion, and discipline of the personnel of the Police and Fire Departments, improvements in the efficiency of these departments, taxicab permits, the organization of civilian defense, and all other matters relating to the public safety.

"Public Welfare: to investigate and keep informed as to all matters affecting the health and general welfare of the community; to investigate and keep informed as to all City sanitation facilities, including street sanitation, the collection and disposal of trash and other refuse; and to make recommendations to the Council as to the personnel of the sanitation department and as to the acquisition of all sanitation equipment; and to make recommendations to the Council with regard to miscellaneous permits.

"Civic Improvements: to investigate and keep informed as to the condition of all City owned property, and to make any plans necessary for the improvement thereof, except such properties coming within the jurisdiction of some other committee; and to investigate and keep informed as to street names, the numbering of houses, building regulations, zoning, and overall planning; and to make recommendations to the Council with regard to all such matters. To organize the participation by the Mayor and Councilmen and other personnel of the City Government in public ceremonies.

"Public Works: to investigate and keep informed as to the condition of streets, sidewalks, bridges, and other public works, drainage, and other engineering work; to make plans for the improvements of streets and other public works; and to make recommendations to the Council with regard to all such matters and to the personnel of the Public Works Department.

"Law and Ordinances: to keep informed as to all legal questions in which the City is concerned; to assist other committees in the drafting of ordinances relating to matters coming within their jurisdiction; to draft needed ordinances relating to matters not coming within the jurisdiction of any other committee; and to make recommendations to the Council in matters relating to the Corporation Counsel or the Justices of the Peace, to the arrangement, indexing and codification of municipal ordinances, to proposed amendments to the City Charter and other legislation of interest to the people of Takoma Park, and any other matters of a legal nature.

"Parks and Recreation: to keep informed as to park and recreational facilities and activities in and near Takoma Park; and to make recommendations to the Council with regard to such matters, including the acquisition and disposal of land for parks or recreational purposes; to be responsible for the use of the Municipal Auditorium and all other rooms maintained by the City as public meeting places; to see that such rooms, furniture, and equipment are properly safeguarded and maintained in suitable condition.

"There shall be such special committees as may be deemed by the Mayor or the Council to be needed, with the duties prescribed by the Mayor or the Council at the time of their establishment or subsequently."

Councilman Klinck seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows:
Yeas: Councilmen Eccleston, Klinck, Kramer, Lucas, McClenon, Parkhill and Tymeson. Nay: None.

Mayor Beville then announced the following Committee assignments:

FINANCE	S. W. Tymeson W. H. McClenon J. B. Parkhill	Chairman Vice Chairman Member
PUBLIC SAFETY	M. Kramer J. B. Parkhill S. W. Tymeson	Chairman Vice Chairman Member
PUBLIC WELFARE	R. H. Eccleston C. H. Klinck W. H. McClenon	Chairman Vice Chairman Member
CIVIC IMPROVEMENTS	J. B. Parkhill F. E. Lucas M. Kramer	Chairman Vice Chairman Member
PUBLIC WORKS	C. H. Klinck S. W. Tymeson R. H. Eccleston	Chairman Vice Chairman Member
LAW AND ORDINANCES	W. H. McClenon M. Kramer F. E. Lucas	Chairman Vice Chairman Member
PARKS AND RECREATION	F. E. Lucas R. H. Eccleston C. H. Klinck	Chairman Vice Chairman Member

Upon completion of the naming of the Committees, Mayor Beville announced that at the last Council meeting, two resolutions had been adopted in thanks and appreciation to retiring Councilmen L. A. Oosterhous and H. Brooks Perring. He read the resolution for Mr. Perring and at the same time awarded him a plaque for faithful service to the City of Takoma Park during his term of office as a Councilman. Mayor Beville then read the resolution for Mr. Oosterhous and presented him with a similar plaque in recognition of his service as Councilman for the City of Takoma Park.

Mayor Beville stated that he was honored by the presence of former mayor Mr. John C. Post and Mrs. Post, and that a Resolution had been proposed in honor of Mayor Post, which he would now read for the approval of the Council.

RESOLUTION

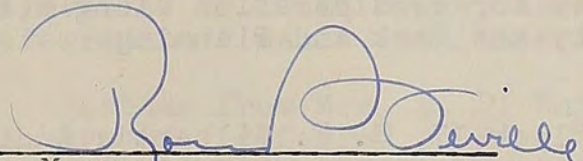
RESOLVED, by the Mayor and Council of the City of Takoma Park, Maryland, that we feel it is appropriate at this time to express our appreciation of the great public service performed for the people of Takoma Park by Mr. John C. Post during the four years when he served the City as Councilman and Mayor. We wish to call special attention to his activity in elevating the status of Takoma Park from a town to a city, to his effective participation in the rehabilitation of the Maryland Municipal League, of which he was elected president in 1949, and to his activity in securing the benefits of the State Retirement System for the City employees. It is clear that the community has improved in many ways because of the public service contributed by Mr. Post.

Upon being seconded and put to question, the motion was carried.


Mayor Beville then presented Mr. Post with a plaque commensurate with the award of the resolution and stated that during Mayor Post's administration the City had established certain modern procedures and improvements which were of great benefit to all concerned, and that it was desired to honor Mayor Post on this occasion for the great work he did while Councilman and Mayor in the City of Takoma Park.

In reply, Mayor Post made a short talk extolling the accomplishments of the Council which succeeded him in office, and admonished them to continue to keep up the good work in order to make Takoma Park a better place in which to live.

There being no further business to come before the Council at this meeting, upon motion properly seconded and carried, the meeting adjourned at 9:55 p.m.



Mayor



Clerk and Treasurer

EXECUTIVE MEETING
MAYOR AND COUNCIL
April 21, 1952

The meeting was called to order at 8:00 p.m. by Mayor Beville. Those present: Councilmen Eccleston, Klinck, Kramer, McClenon, Parkhill, and Tymeson. Absent: Councilman Lucas.

The City Clerk brought the following items to the attention of the Council:

Letter from Mr. Ralph G. Shure, requesting the Council's recommendation on Zoning Amendment Petition No. A-819, Lots 35 and 36, Block 45, Carroll Manor Subdivision. Mr. Shure will apply for a rehearing of this petition by the County Council after the City Council submits its recommendation. Referred to Civic Improvement Committee for recommendation as soon as possible.

Petition protesting rezoning of Holly Avenue from Residential A to C. Referred to Civic Improvement Committee for consideration along with zoning study of Takoma Park as submitted by the Park and Planning Commission.

Subdivision plan for Lots 9 and 12, Block 37, B. F. Gilbert's Addition. Referred to Civic Improvement Committee for recommendation.

Subdivision plan covering resubdivision of Part of Blocks 86 and 5, B. F. Gilbert's Addition. Referred to Civic Improvement Committee for recommendation.

Zoning Amendment Petition No. A-1876, T. E. and C. A. Namey, Part Lots 11 and 12, Block 47, Fletcher's Addition to Takoma Park. Referred to Civic Improvement Committee.

Notice of County hearing of Mrs. D. D. Possinger for permission to operate care home for elderly people at 15 Philadelphia Avenue. Referred to Civic Improvement Committee.

Question of Panic Bolts on the doors of the New Hampshire Kindergarten. Referred to Public Safety Committee for report at next Council meeting.

Proposals submitted by Potomac Electric Power Company for improvement of street illumination. Referred to Public Safety Committee for report back at next Executive Session of the Council. Mayor Beville stated that the Public Safety Committee should meet with the Finance Committee and Mr. Hilliard, City Clerk, in regard to these lighting proposals.

Letter from S. M. Derato, President of Lincoln Valley Citizen's Association, regarding criticism of the Takoma Park Fire Department appearing in various newspapers, and his reply to same. Mayor Beville referred this to the Public Safety Committee, but stated that no action will be taken on it, and since the letter is too lengthy for reading at a Council meeting, he suggested that it be posted on the bulletin board of the Municipal Building.

Letter from Mr. Kenneth W. Wicks protesting the ordinance which prohibits our rescue squad from going outside the corporate limits.

Referred to Public Safety Committee.

Proclamation for "Clean-Up Week", April 19 - 27, 1952. Mayor Beville stated that he hoped the citizens of Takoma Park would take this proclamation to heart, and that the City would show some signs of improvement as a result.

Letter from Mr. John D. Bowman, Jr., offering to pay the City the amount of levy due on Lot 8, Block 4, Carroll Subdivision, located on Grant Avenue, in the amount of \$265.25 for a full release by the City of their claim. Referred to Finance Committee.

Request of Mr. George Wolfe, 1011 Carroll Avenue, for a reduction in his special assessment levy, as he feels he has not received full benefit from the improvement. Councilman Klinck stated that Mr. Wolfe will not receive full benefit from this improvement until the paving in his area has been completed. Referred to Public Works Committee for investigation and report back to the Council.

Letter from P.T.A. of the Takoma Park Elementary School regarding payment of Mr. John Crone, crossing guard, for the month of September. Referred to Finance Committee for recommendation.

Letter from Mrs. D. D. Dunn regarding condition of North Takoma Playground. Referred to Parks and Recreation Committee.

Mr. Hilliard stated that he had received several complaints on alleged zoning violations on Carroll Avenue, which he had referred to Mr. Morton Thomas, Department of Licenses and Inspection, who had investigated the subject premises. Mayor Beville directed that a copy of the letter we received from Mr. Thomas be forwarded to the complainants.

Letter from Mr. Morton Thomas regarding complaint of Mr. Richer against Mrs. Maude Welsh. The County Attorney is proceeding with the prosecution. Referred to Civic Improvement Committee.

The Zoning Amendment Petition of Mr. Herbert D. Smith was referred to the Civic Improvement Committee for consideration along with the hearing on the over-all zoning study for Takoma Park as presented by the Park and Planning Commission.

Mayor Beville read a letter he had received from the Park and Planning Commission requesting that the Council submit a recommendation on the zoning study of Takoma Park by May 19, 1952. Mayor Beville directed the Civic Improvement to schedule dates for hearings on this study, dividing the map into four logical geographical areas and hearing each area individually. Legal notices must be published, and interested parties should be notified so that they may present their views at these hearings.

Mayor Beville reported that he had received a letter from Mr. Cecil A. Eby of the Park and Planning Commission in answer to his letter proposing improvement of Sligo Creek Parkway. Mr. Eby stated that he and Mr. Green felt the Commission should not enter into an agreement as proposed by Mayor Beville, as it is their plan to make some repairs as soon as the engineering study is complete.

Mayor Beville informed the Council that he had addressed memorandums to all the Councilmanic committees, outlining some of the assignments which

have been set forth for these committees. The duties referred to the various committees were as follows:

CIVIC IMPROVEMENT COMMITTEE:

1. Hearing and recommendation on the zoning study presented by the Park and Planning Commission, said recommendation to be submitted to the Commission by May 19, 1952.
2. Study of improvement of exterior of 8 Columbia Avenue.
3. Plans for improvement of interior of Auditorium in the Firehouse.
4. Development of 11 Columbia Avenue.
5. Rooming House Ordinance - Mayor Beville would like to meet with the Committee in regard to this Ordinance.

PUBLIC SAFETY COMMITTEE:

1. Study of proposal presented by Chillum-Adelphi Volunteer Fire Department. A recommendation by the Committee should be submitted to the Council at its Regular Meeting, April 28, 1952.
2. Study of street illumination proposals received from Potomac Electric Power Company. Public Safety Committee should meet with the Finance Committee before reaching any final conclusions.
3. Setting-up of a complete Civil Defense Organization.
4. Question of relocation of Police Department.

Mayor Beville stated that he had been requested to appoint a Councilman to serve with him as members of the Takoma Park Fire Board. Mayor Beville appointed Councilman Kramer to this position.

LAW AND ORDINANCES COMMITTEE:

1. Continuation of codification of City Ordinances.
2. Consideration of legislation for 1953 Maryland General Assembly. Appointment of an Advisory Committee to assist in this work.

FINANCE COMMITTEE:

1. Study and recommend to Council leave-time benefits which may be granted to City employees.
2. Preparation of 1952-53 budget.

In regard to the preparation of the budget, Mayor Beville directed the City Clerk to write letters to the various civic associations stating that budget considerations are underway, and asking if they would submit any suggestions they may have to Councilman Tymeson, Chairman of the Finance Committee.

PUBLIC WORKS COMMITTEE:

1. Widening of Carroll Avenue from Ethan Allen Avenue to Philadelphia Avenue.
2. Widening of Carroll Avenue from Philadelphia Avenue to Laurel Avenue.
3. Completion of Maple Avenue Bridge.
4. Completion of Second Avenue.
5. Consideration of completion of 100 and 200 block of Lincoln Avenue.
6. Recommendations for further street improvements during the coming year.

PUBLIC WELFARE COMMITTEE:

1. Possibility of use of sanitary fill-in for garbage and trash, rather than the use of the incinerator.
2. Study to further improve services of sanitation department with a view toward reducing cost.

PARKS AND RECREATION COMMITTEE:

1. Possibility of community fish pond. Letter has been written to the Maryland Game and Inland Fish Commission requesting a fisheries representative to appear before Council to discuss this proposal.
2. Continuance of work in Spring Park.
3. Work in Forest Park, especially the building of a play field similar to that in Spring Park.

Mayor Beville stated that he had been asked by Mr. Hilliard, City Clerk, to request that all correspondence referred to the Chairmen of the various committees be handled with care and promptly returned to the City office upon completion of its study.

Mayor Beville called for further business from the Council at this time.

Councilman Klinck stated that his committee had prepared a recommendation in regard to the open storm drainage pipe on the Fowler property, 7203 Garland Avenue. He presented pictures of the situation. The Committee proposed that the pipe, which ends 25 feet from the end of Mr. Fowler's lot, be extended to reach the property line, at an estimated cost of \$300.00. A cut-off wall will be built at the termination of the pipe to prevent a recurrence of the situation. Mr. Fowler has been contacted by Councilman Eccleston and he is agreeable to this proposal and will give the easement on his property, as well as obtain an easement from his neighbor. Mr. Fowler is willing to contribute \$100.00 toward the cost of this construction, and will take care of all back fill over the pipe.

Councilman Klinck moved that this proposal be accepted.

Upon being seconded and put to question, the motion was carried.

Councilman Klinck requested that the Corporation Counsel be instructed to handle all negotiations pertinent to the terms just set forth.

Councilman Klinck stated that bids had been received for the resurfacing of Holton Lane. He moved the adoption of the following Ordinance:

ORDINANCE NO. 1113

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

Section 1. THAT the bid of Contee Sand and Gravel Company, in the amount of \$1.10 per square yard, be accepted for the resurfacing with bituminous concrete topping of Holton Lane from Wildwood Drive west to the existing paving.

Section 2. AND FURTHER, that this work is to be done under the direction and supervision of the Superintendent of Public Works, payment to be made upon completion and approval by the Superintendent of Public Works.

Councilman Parkhill seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows:

Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Parkhill and Tymeson.
Nay: None. Absent: Councilman Lucas.

Insert - Page 152A

In regard to the relocation of Brashears Run at Sherman and Maple Avenues, Councilman Klinck submitted the following recommendation of his Committee for approval:

"We feel Brashears Run is a trunk line storm sewer, so recognized because the Washington Suburban Sanitary Commission had enclosed all of the upper section of same from Piney Branch Road and Philadelphia Avenue, as well as other lines leading into it, and, as a matter of fact, there is a large item in this year's budget to further enclose one of the tributaries. Therefore, our Committee feels the Washington Suburban Sanitary Commission has every right to install whatever type of construction they feel is the safest, most practical, and most appropriate with respect to future planning. Our Committee has previously, on several occasions, told the Commission representatives that we felt a closed type of construction would best serve these objectives, but that was only our opinion.

"It is our understanding from the letter of the Washington Suburban Sanitary Commission dated April 17, 1952, that the open channel construction is, in their considered opinion, the best treatment for this relocation and the Commission proposes same for the entire length of construction, provided the City will legally close Niagara Avenue at the intersection of said construction.

"Therefore, our Committee, having been assured by the Corporation Counsel that we have the legal right to do so, recommends the closing of Niagara Avenue at the intersection of construction.

152A

Insert:

Councilman Klinck stated that his Committee, after careful consideration, recommends the purchase of a payloader, with bucket, at a cost of \$5,784.00. He stated that the money for this would have to come from unanticipated revenues, but that, in the long run, the purchase of the machine would mean a great savings. Superintendent of Public Works Thomas stated that the machine would take the place of two men, and would save approximately \$900 per annum in machine rentals.

Councilman Klinck then moved the adoption of the following Ordinance:

ORDINANCE NO. 1114

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

Section 1. WHEREAS, sealed bids having been received for the purchase of one (1) Model HF Hough Payloader, with bucket, after being duly advertised in accordance with the law;

BE IT ORDAINED that the bid submitted by the Paving Supply and Equipment Company on one (1) Model HF Payloader, with bucket, Serial Number 82992, in the amount of \$5784.00. be accepted and the contract be awarded to the above company.

Councilman Parkhill seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Parkhill and Tymeson. Nay: None. Absent: Councilman Lucas.

"Our Committee recommends the City dedicate without cost to the Washington Suburban Sanitary Commission all City owned land coming within the desired right-of-way for this construction, as shown by the Washington Suburban Sanitary Commission's preliminary drawing, "Job 5, D-004", received with letter dated April 17, 1952. Inasmuch as it would seem that this project would be more efficiently executed if all phases of operations were under one jurisdiction, our Committee recommends, in lieu of the City entering into any dedication negotiations, but still having a desire to assist as best we are able, that the City allocate a sum of \$3,000 to the Washington Suburban Sanitary Commission immediately upon acceptance by the Commission of this proposal in order that this project may be initiated at the earliest possible date, and it is understood that the payment of said sum and dedication of City property as described above, that the City does not assume any further obligations in connection therewith."

Upon being seconded and put to question, the motion was carried.

Councilman Klinck suggested that the Corporation Counsel assist in the preparation of a letter to be addressed to the Washington Suburban Sanitary Commission in this regard.

Councilman McClenon moved the adoption of the following Ordinance, amending the Snow Removal Ordinance:

ORDINANCE NO. 1115

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

That Section 6 (b) of Article 8 of Ordinance No. 531B of April 6, 1933, as amended by Ordinance No. 1102 of February 18, 1952 (21:109) is amended to read as follows:

"(b) Snow and ice shall be removed by 7:00 p.m. of the day on which it has fallen or accumulated, or by the end of four hours of daylight after such fall or accumulation, whichever is later. Sidewalks in front of commercial establishments shall be kept free of snow and ice at all times between the hours of 9:00 a.m. and 5:00 p.m."

Councilman Kramer seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows: Yeas: Councilmen Eccleston, Klinck, Kramer, McClenon, Parkhill and Tymeson. Nay: None. Absent: Councilman Lucas.

In regard to Takoma Park's share of the fine levied on those arrested in the gambling raids made by Takoma Park Police, Councilman McClenon called on Corporation Counsel Gingerich. Counsel Gingerich stated that the City receives a portion of fines levied on those arrested under City warrants only, and that it receives no share of fines levied under County or State warrants, as was the case in the above instance. Mr. Gingerich further stated that there is some misunderstanding among the Justices of Peace as to how far they may go in writing warrants. He stated also that there is no uniformity of collateral. He suggested a meeting between

the Law and Ordinances Committee, the Public Safety Committee, the Justices of Peace, the Chief of Police, the Mayor, and the Corporation Counsel to iron out all the difficulties that have arisen in regard to the writing of warrants, the type of ordinances we should have, and the uniformity of collateral.

Councilman McClenon moved the correction of the minutes of November 26, 1951 and April 14, 1952 by striking out in the first paragraph, Section 2, of Ordinance No. 1095, and in the corresponding paragraph of Ordinance No. 1112, the word "or" following "Chairman" and inserting, in lieu thereof, "a".

Upon being seconded and put to question, the motion was carried.

Councilman Kramer moved the appointment of Mr. Gordon Rome as a Police-man, at a salary of \$2400 per annum.

Upon being seconded and put to question, the motion was carried.

Councilman Tymeson stated that we have received correspondence from the Washington Gas Light Company regarding a \$50.00 deposit place with the City in 1913. This deposit was to take care of any repairs which might arise, and the Washington Gas Light Company is now requesting reimbursement. Councilman Parkhill moved that the City Clerk be directed to write the Washington Gas Light Company stating that, since this amount has not been outstanding on our books during the last 15 years, we therefore assume that it has been used for the stated purpose, giving the Council no alternative but to deny reimbursement.

Upon being seconded and put to question, the motion was carried.

Councilman Eccleston moved the adoption of the following Ordinance, amending Article XV of the Police Regulations.

ORDINANCE NO. 1116

(on following page)

Councilman Parkhill seconded the motion.

The Ordinance was adopted with a roll call vote recorded as follows:

Yeas: Councilmen Eccleston, Klinck, McClenon, Parkhill, and Tymeson.

Absent: Councilman Lucas. Abstaining: Councilman Kramer.

Councilman Eccleston moved the approval of the Refuse Regulations.

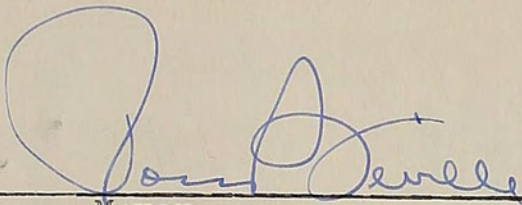
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Upon being seconded and put to question, the motion was carried.

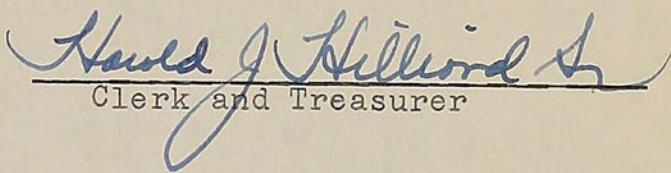
Councilman Tymeson moved that the City relinquish all claim to Lot 8, Block 4, Carroll Subdivision, located at 119 Grant Avenue, upon payment by Mr. John D. Bowman, Jr. of the levy thereon, in the amount of \$265.25.

Upon being seconded and put to question, the motion was carried.

There being no further business to come before the Council at this time, upon motion properly seconded and carried, the meeting adjourned at 10:40 p.m.



Mayor



Clerk and Treasurer

Minute Book

ORDINANCE NO. 1116

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:

That Article XV of the Police Regulations is amended to read as follows:

"Section 1. DEFINITIONS.

"As used in this Article, subject to such extensions as may be given to any of these definitions under Section 15 of this Article -
"(A) With respect to refuse discarded from a building or structure used solely for ordinary residential use.

"1. The term 'Class 1. Food Waste' shall include all organic animal or vegetable waste resulting from the handling, preparation or cooking of food for home consumption.

"2. The term 'Class 1. Dry Refuse' shall include all inorganic combustible waste material discarded from within a house or other structure except items of furniture, fixtures or waste material resulting from the repair or alteration of any building or other structure.

"3. The term 'Class 1. Yard Refuse' shall include all combustible waste material discarded from the grounds of any building or other structure, except waste material resulting from landscaping, construction, repairs or alterations.

"4. The term 'Class 1. Ashes' shall include all residue resulting from the burning of coal or wood for fuel and other ash deposits from incinerators or outdoor fireplaces.

"5. The term 'Class 1. Miscellaneous Refuse' shall include all inorganic non-combustible waste material discarded incident to the ordinary conduct of the dwelling or structure and not otherwise defined in this article.

"(B) With respect to refuse from commercial establishments or other premises not used solely for ordinary residential use --

"1. The term 'Class 2. Food Waste' shall include all organic animal or vegetable waste resulting from the handling, preparation, storage, cooking or transportation of food for human or animal consumption.

"2. The term 'Class 2. Dry Refuse' shall include all inorganic combustible waste material discarded from the premises in the ordinary conduct of the business or establishment, but shall not include waste material resulting from the repair or alteration of the building or structure.

"3. The term 'Class 2. Yard Refuse' shall include all combustible waste material discarded from the grounds of any building or other structure, except waste material resulting from landscaping, construction, repairs or alterations.

"4. The term 'Class 2. Ashes' shall include all residue resulting from the burning of coal or wood for fuel and other ash deposits from incinerators or outdoor fireplaces.

"5. The term 'Class 2. Miscellaneous Refuse' shall include all inorganic non-combustible waste material discarded incident to the ordinary conduct of the dwelling or structure and not otherwise defined in this article.

"(C) With respect to refuse from any premises --

"1. The term 'dead animal' shall mean the dead body of any animal not killed for food.

"2. The term 'non-collectable waste' shall include poisons, acids, caustics, explosives and such other waste material as may cause damage to collection equipment or personal injury to collectors.

"Section 2.

"The occupants of all premises where refuse is accumulated shall provide and maintain in good condition on such premises such receptacles for the deposit of refuse as may be required in Section 15 of this Article.

"Section 3.

"The occupants of all premises where refuse is accumulated shall, after preparing such refuse for collection in the manner prescribed in Section 15 of this article, cause the refuse to be placed for collection in a position easily accessible to the refuse collector, or at such a point as may be designated by the Superintendent of Public Works.

"Section 4.

"The occupants of all premises where refuse is accumulated for collection shall, on collection days, securely confine, in a manner that does not interfere with the collectors' duties, any animal capable of inflicting bodily harm upon the collectors.

"Section 5.

"The occupants of all premises where refuse is accumulated shall, in icy and snowy weather, keep such walks, paths, driveways and steps as may be used by the collector in the normal collection of refuse in a condition that will permit the collection to be made without hazard to the collectors.

"Section 6.

"It shall be unlawful for any person to deposit, throw or place, or cause to be deposited, thrown, or placed, any refuse as defined in this article in any avenue, alley, street, or other public place in the City of Takoma Park, Maryland, or into any waters in the said City; nor shall any person place such materials upon any private property, whether owned by such person or not, unless the same shall be inclosed in the proper receptacles as provided in Section 15 of this article; nor shall any person feed any such materials in the City of Takoma Park, Maryland, to any animals used for food.

"Section 7.

"Any person having possession, custody or care of any organic animal or vegetable substances, or provisions of any kind intended for sale as food, but which has become unfit for such use, shall forthwith remove such animal or vegetable substance or provision to such place as may be designated by the Superintendent of Public Works.

"Section 8.

"No driver, owner, or superintendent having charge or control of any vehicle for carrying refuse shall allow such vehicle needlessly to remain, or allow a needless number of such vehicles to gather, before any residence, building, or place of business within the City of Takoma Park, Maryland, or, when not engaged in collecting, allow the lid or cover of such vehicle to be otherwise than securely closed.

"Section 9.

"No person shall bring or cause to be brought into the City of Takoma Park, Maryland, any diseased, spoiled, or decayed meat, fish, vegetables or provisions of any kind intended for food.

"Section 10.

"All dead animals shall be disposed of in the manner prescribed in Section 15.

"Section 11.

"It shall be unlawful for any person to use for the removal of refuse, or dead animals, any vehicle or other conveyance other than one having a closed or properly covered body.

"Section 12.

"It shall be unlawful for any person to place or cause to be placed in any receptacle provided for the collection of refuse any human or animal excreta, or any article or substance soiled by human or animal excreta.

"Section 13.

"It shall be unlawful for any vendor or employee, owner, or occupant of any commercial establishment to place for collection, in any refuse container provided by the City of Takoma Park in any public right-of-way, any refuse resulting from the conduct of any business or occupation of such vendor or employee, owner, or occupant of any commercial establishment.

"Section 14.

"Receptacles containing refuse shall not be placed or left for collection upon any sidewalk, street, avenue, alley, or public place in the City of Takoma Park, Maryland.

"Section 15.

"The Superintendent of Public Works shall prepare such regulations and recommend such policies as he deems advisable to effect the collection and disposal of refuse and dead animals as defined in this Article, and said regulations and policies, when approved by the Council, shall have effect as part of this Article.

"Section 16.

"It shall be unlawful for any person or persons to interfere in any manner with the collection and disposal of any refuse or dead animals by the City, its contractors or its or their agents or employees.

"Section 17.

"The Superintendent of Public Works is authorized to make such inspections as are necessary to determine compliance with the terms of this Article, and it shall be unlawful for any person or persons to interfere in any manner with such inspections.

"Section 18.

"Any person violating any of the provisions of this Article shall, on conviction thereof, be punished by a fine of not less than \$10.00 nor more than \$50.00.

"This Ordinance shall take effect June 15, 1952; but any violation of Article 15 committed prior to that date shall be punished in the same manner as if this Ordinance had not been enacted."

REGULATIONS GOVERNING THE COLLECTION OF RESIDENTIAL REFUSE

In continuation of our efforts to improve the services rendered by the City of Takoma Park to its citizens and to primarily increase the efficiency of the refuse collection service, we have fully outlined below the requirements necessary to attain this objective.

All existing systems or methods of refuse disposal, except household incinerators of proper design incorporated within the structures of buildings, and the disposal of any salvable material, or suitable disposal of vegetation or leaves, shall be abandoned within the corporate limits of the City and all properties shall make use of the system provided under Article 15 of the Police Regulations of the City of Takoma Park of which the regulations below are considered to be a part.

1. PLACES TO BE SERVED

Collection service will be rendered for the collection of all refuse described in Paragraph 4, below.

2. PLACES NOT TO BE SERVED

Service will not be rendered to dwellings situated on streets which are not passable for collection trucks in all seasons of the year.

Service will not be rendered to dwellings or such places as may be in violation of any of the rules and regulations as defined in Article 15 of the Police Regulations for the City of Takoma Park.

3. NUMBER OF COLLECTIONS

Collections will be made twice each week for the collection of all "Class 1 food and dry waste".

Collections will be made once each week, during the heating season for the collection of all "Class 1 ashes," at the request of those persons desiring the service.

Collections of all other waste will be made by the Public Works Department, as its schedule permits, upon the special request of those persons desiring the service.

No collections will be made on Saturday or Sunday nor on the following holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day or such other days as may be declared a holiday by the Mayor and City Council.

4. MATERIALS ACCEPTABLE FOR COLLECTION

With respect to refuse discarded from a building or structure used solely for ordinary residential use:

The term "Class 1. Food Waste" shall include all organic animal or vegetable waste resulting from the handling, preparation or cooking of food for home consumption.

The term "Class 1. Dry Refuse" shall include all inorganic combustible waste material discarded from within a house or other structure except items of furniture, fixtures or waste material resulting from the repair or alteration of any building or other structure but shall include such other refuse as may normally be discarded with kitchen refuse in the ordinary conduct of the dwelling.

The term "Class 1. Yard Refuse" shall include all combustible waste material discarded from the grounds of any building or other structure except waste material resulting from landscaping, construction, repairs or alterations.

REFUSE REGULATIONS

The term "Class 1 Ashes" shall include all residue resulting from the burning of coal or wood for fuel and other ash deposits from incinerators or outdoor fireplaces.

The term "Class 1. Miscellaneous Refuse" shall include all inorganic non-combustible waste material discarded incident to the ordinary conduct of the dwelling or structure and not otherwise defined in these regulations.

The term "Dead Animal" shall mean the dead body of any animal not killed for food.

The term "Non-Collectable Waste" shall include poisons, acids, caustics, explosives and such other waste material as may cause damage to collection equipment or personal injury to collectors, and residue resulting from the repair or alterations of buildings or other structures and residue resulting from landscaping.

5. TYPES AND SIZES OF CONTAINERS

Containers of substantial watertight construction with tight-fitting covers for all food and dry

Provided that one container of not less than 20 gallons capacity but not less than 10 gallons may be used to supplement one or more standard containers of 20 gallons or more.

Amended by Mayor and Council--- June 8, 1953

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Containers such as baskets, wooden barrels, tubs, paint buckets, iron drums, water boilers, tanks, lard cans and the like, when used as a refuse container, may, after condemnation by the Superintendent of Public Works, be collected by the City the same as other wastes and not returned. Receptacles having ragged or sharp edges or any defect that is liable to injure or hamper the person collecting the waste, must be replaced immediately by a new receptacle.

Whenever conditions at a point of collection indicates inadequate protection for the health of the community or creates an undue hardship for the collection of refuse, the Superintendent of Public Works may require such containers or protective measures as he deem necessary in lieu of the containers described herein.

6. PREPARATION OF REFUSE FOR COLLECTION

All "Class 1. Food and Dry Waste" shall be placed in the same container for collection. All food waste must be drained and wrapped in paper or placed in paper bags before deposit in container. No separation will be permitted.

Ashes must be placed in a regulation container for collection. Such container must be kept covered at all times.

Grass cuttings and leaves must be placed in regulation containers, no more than two containers of such material will be collected at each collection.

Limbs and cuttings from trees, shrubbery, and the like must be cut in lengths of less than 4 feet and securely tied in bundles less than 2 feet in diameter.

Cardboard boxes, wooden boxes, crates and other such bulky objects shall be compacted and tied in small bundles or shall be compacted and placed in regulation containers for collection.

REFUSE REGULATIONS

The term "Class 1 Ashes" shall include all residue resulting from the burning of coal or wood for fuel and other ash deposits from incinerators or outdoor fireplaces.

The term "Class 1. Miscellaneous Refuse" shall include all inorganic non-combustible waste material discarded incident to the ordinary conduct of the dwelling or structure and not otherwise defined in these regulations.

The term "Dead Animal" shall mean the dead body of any animal not killed for food.

The term Non-Collectable Waste" shall include poisons, acids, caustics, explosives and such other waste material as may cause damage to collection equipment or personal injury to collectors, and residue resulting from the repair or alterations of buildings or other structures and residue resulting from landscaping.

5. TYPES AND SIZES OF CONTAINERS

Metal containers of substantial watertight construction with tight-fitting metal lids are required. Containers for all food and dry waste shall be not less than 20 gallon capacity nor greater than 40 gallon capacity. Containers for the deposit of ashes shall be not less than 20 gallon capacity nor greater than 27 gallon capacity, or a No. 2 Container. *insert*

Due to the many problems which underground container impose upon the refuse collection service, refuse collections will not be made from underground containers constructed on or after May 1, 1952.

Containers such as baskets, wooden barrels, tubs, paint buckets, iron drums, water boilers, tanks, lard cans and the like, when used as a refuse container, may, after condemnation by the Superintendent of Public Works, be collected by the City the same as other wastes and not returned. Receptacles having ragged or sharp edges or any defect that is liable to injure or hamper the person collecting the waste, must be replaced immediately by a new receptacle.

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Limbs and cuttings from trees, shrubbery, and the like must be cut in lengths of less than 4 feet and securely tied in bundles less than 2 feet in diameter.

Cardboard boxes, wooden boxes, crates and other such bulky objects shall be compacted and tied in small bundles or shall be compacted and placed in regulation containers for collection.

REFUSE REGULATIONS

Food and dry waste or ashes will not be removed from containers that are frozen to the ground nor will collection be made when contents are frozen to the container.

Filling of waste cans so that contents overflow shall be considered a violation of these regulations.

7. POINT OF COLLECTION

Containers placed for collection shall be placed at a point outside the building or structure near the rear of the premises, not to exceed a distance of 100 feet from the property line abutting the public street, road or highway, nor more than 10 feet above or below the grade of such street, road or highway, in a location that is easily and safely accessible or at such a point as may be designated by the Superintendent of Public Works.

8. SAFEGUARDS FOR COLLECTORS

Occupants of the premises shall facilitate collections by confining, on collection days, all dogs or other animals that might interfere with the collectors. No container, bundle, etc., shall be placed in a hazardous location for collection.

In icy and snowy weather, walks and steps must be in a passable condition so that collectors will not be subject to undue hazard.

Your cooperation in observing these rules and regulations will aid materially in eliminating nuisances, and help to preserve the health and attractiveness of our City. Such assistance will be greatly appreciated.

PUBLIC WORKS DEPARTMENT
CITY OF TAKOMA PARK, MD.
June 15, 1952