

**ORDINANCE NO. 2536**

**AN ORDINANCE AUTHORIZING THE CITY COUNCIL OF THE CITY OF BAKER, OREGON, TO ENTER INTO WRITTEN AGREEMENTS FROM TIME TO TIME, AS NECESSARY, LICENSING PLACEMENT OF METAL WASTE RECEPTACLES ON THE SIDEWALKS OF THE CITY OF BAKER, OREGON, WITHIN THE BUSINESS DISTRICT THEREOF AND ESTABLISHING THE EFFECTIVE DATE HEREOF BY THE DECLARATION OF AN EMERGENCY.**

WHEREAS, the City Council of the City of Baker, Oregon, has been approached with a proposition of allowing metal waste receptacles to be placed at reasonable locations on the sidewalks of the business district in the City of Baker, Oregon, with said receptacles to have advertising material affixed thereto, with an agreement that said receptacles shall be kept in a clean and attractive condition and the owner thereof to see that the same are emptied regularly and with a further agreement that the City of Baker, Oregon, and its officers and agents will be held harmless from any claim or liability of any nature arising from the exercise of any right to place receptacles on the said sidewalks; and,

WHEREAS, the City Council of the City of Baker, Oregon, has determined that the Baker County Junior Chamber of Commerce no longer desires to maintain waste receptacles in the business area of the City of Baker, Oregon, and that other parties are interested in so doing,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF BAKER, OREGON:

Section 1. That the City of Baker, Oregon, should be and it hereby is authorized to enter into agreements for the placement of metal waste receptacles on the sidewalks in the business district of the City of Baker, Oregon, from time to time as necessary.

Section 2. That said written agreements shall provide, in part, as follows: That said metal waste receptacles shall be kept in a clean and attractive condition; that damaged containers shall be promptly replaced; that the person placing said receptacles on the sidewalks shall provide for the collection of waste therefrom as necessary and that said receptacles shall be maintained in accordance with any health and sanitation regulations of the City of Baker; that the City Council of the City of Baker shall designate where said receptacles may be placed and that the person

placing said receptacles on the sidewalks shall save the City of Baker, its officers and agents harmless from any claim or liability of any nature arising out of the exercise of the rights granted; that any such agreement shall be non-exclusive and may be terminated on notice by the City Council of the City of Baker.

Section 3. Inasmuch as the providing of receptacles for the disposition of waste in the business area of the City of Baker, Oregon, is to the best interest of the public health and welfare to the citizens of the City of Baker, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect upon its passage by the City Council and approval by the Mayor of the city of Baker, Oregon.

PASSED by the City Council on the 23rd day of May, 1960.

APPROVED by the Mayor on the 23rd day of May, 1960.