

TITLE 17

REFUSE AND TRASH DISPOSAL¹

CHAPTER

1. REFUSE.

CHAPTER 1

REFUSE

SECTION

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17-101. Refuse defined. Refuse shall mean and include garbage, rubbish, leaves, brush, and refuse as those terms are generally defined except that dead animals and fowls, body wastes, hot ashes, rocks, concrete, bricks, and similar materials are expressly excluded therefrom and shall not be stored therewith.

17-102. Premises to be kept clean. All persons within the town are required to keep their premises in a clean and sanitary condition, free from accumulations of refuse except when stored as provided in this chapter.

17-103. Storage. Each owner, occupant, or other responsible person using or occupying any building or other premises within this town where refuse accumulates or is likely to accumulate, shall be provided a refuse container. Acceptable refuse container shall mean those obtained from the Town of Estill Springs, Tennessee, and shall be ninety-five (95) gallon containers which can be

¹Municipal code reference

Property maintenance regulations: title 13.

handled with the mechanical equipment on the garbage truck and which do not require manual lifting by the sanitation workers.

(1) In the event a customer has an overflow it is permissible for this overflow to be deposited curbside in garbage bags.

(2) In the event the customer has an overflow on a regular basis then the street and sanitation manager may require the user to have an additional refuse container.

(3) When an additional refuse container is required, the customer shall pay to the town an additional collection fee.

Refuse containers will remain the property of the Town of Estill Springs. Routine maintenance and replacement of the containers will be the town's responsibility; the customer shall be responsible for cleaning and general care of the refuse container. Such containers shall be used for the disposal of household/office waste only. Any damage to the refuse container that is the result of abuse, misuse, neglect, etc. by the customer shall be the customer's responsibility.

17-104. Location of containers. Where streets are used by the town refuse collectors, containers shall be placed adjacent to and back of the curb, or adjacent to and back of the ditch or street line if there is no curb, at such times as shall be scheduled by the town for the collection of refuse therefrom. As soon as practicable after such containers have been emptied, they shall be removed by the owner to within, or to the rear of, his premises and away from the street line until the next scheduled time for collection.

17-105. Disturbing containers. No unauthorized person shall uncover, rifle, pilfer, dig into, turn over, or in any other manner disturb or use any refuse container belonging to another. This section shall not be construed to prohibit the use of public refuse containers for their intended purpose.

17-106. Collection. All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of under the supervision of the Town of Estill Springs Street and Sanitation Department. Collections shall be made regularly in accordance with an announced schedule. Refuse shall be collected from residences and businesses once a week.

17-107. Disposal. The disposal of refuse in any quantity by any person in any place, public or private, other than at the site or sites designated for refuse disposal by the board of mayor and aldermen is expressly prohibited.

17-108. Refuse collection fees. Refuse collection fees shall be at such rates as are from time to time set by the board of mayor and aldermen by ordinance.¹

17-109. Disposal of construction refuse. In no case will it be the responsibility of the town to collect refuse resulting from construction, demolition, remodeling, or repairs of buildings, structures or appurtenances. The property owner or contractor, or the person having same in charge, shall be responsible for the disposal of such refuse.

17-110. Brush pickup and chipper service. All brush (tree limbs, shrubbery and hedge trimmings) must be placed on municipal right-of-way. Limb size should not exceed six inches (6") in diameter or ten feet (10') in length. The trunks or limbs of trees measuring six inches (6") or more in diameter shall be cut into lengths of not more than two feet (2') and a weight of no more than fifty (50) pounds. All brush shall be neatly stacked in an unscattered manner and can be manually picked up safely.

The Town of Estill Springs shall not be responsible for the collection and disposal of any brush that has been generated by persons engaged in the business of landscaping or trimming, repairing, etc., of trees and shrubbery. Persons performing services for economic gain wherein trees or shrubbery are cut, trimmed, removed or altered, and wherein an accumulation of brush, wood, vines, debris or other refuse attendant to landscaping as a result of such work or service shall be the responsibility of the contractor, developer, or property owner.

17-111. Junk pickup. All junk items will be picked up no more than twice a month as resources are available and must be placed on municipal right-of-way. In the event that the amount of junk items become excessive or is continuous, the sanitation department has the right to refuse to pick up the items or charge an additional fee for disposal. The Estill Springs Street and Sanitation Department will not pick up or be responsible for any contractor's refuse of any kind. Also, the town will not be responsible to pick up any items that cannot be placed in regular dump sites.

17-112. Violations and penalty. Any occupant of a dwelling, business location, firm or corporate place of business who shall permit garbage, rubbish and waste matter to accumulate on or about his or its respective premises and shall fail to comply with the conditions of this chapter to such an extent as to allow the collection of waste materials to become a hazard to the safety of the

¹Administrative ordinances and resolutions are of record in the office of the recorder.

public health shall be deemed violating this chapter. Violations of this chapter shall subject the offender to a penalty under the general penalty provision of this code. Each day a violation is allowed to continue shall constitute a separate offense.