

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, and 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. (1988 Code, § 8-201)

17-102. Premises to be kept clean. All persons within the city 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. (1988 Code, § 8-202)

17-103. Storage. Each owner, occupant, or other responsible person using or occupying any building or other premises within this city where refuse accumulates or is likely to accumulate, shall provide and keep covered an adequate number of refuse containers. The containers shall have a capacity of not greater than thirty (30) gallons constructed of plastic, metal or fiber glass,

¹Municipal code reference

Property maintenance regulations: title 13.

having handles of adequate strength for lifting and having a tight fitting lid capable of preventing entrance into the container by vectors. The mouth of the container shall have a diameter greater than or equal to the base. (1988 Code, § 8-203, as amended by Ord. #03-95-2, March 1995)

17-104. Location of containers. Where alleys are used by the city refuse collectors, or by collectors working pursuant to a contract with the city for the removal of refuse, containers shall be placed on or within six (6) feet of the alley line in such a position as not to intrude upon the traveled portion of the alley. Where streets are used by the city refuse collectors, or by collectors working pursuant to a contract with the city for the removal of refuse, 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 city 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. (1988 Code, § 8-204, as amended by Ord. #03-95-2, March 1995)

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. (1988 Code, § 8-205)

17-106. Collection. All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of under the terms of the contract between the City of Madisonville and Waste Connections of Tennessee, Inc. Collections shall be made regularly in accordance with an announced schedule. (1988 Code, § 8-206, as amended by Ord. #03-95-2, March 1995, and replaced by Ord. #18-284-O, Oct. 2018)

17-107. Collection vehicles. The collection of refuse shall be by means of vehicles with beds constructed of impervious materials which are easily cleanable and so constructed that there will be no leakage of liquids draining from the refuse onto the streets and alleys. Furthermore, all refuse collection vehicles shall utilize closed beds or such coverings as will effectively prevent the scattering of refuse over the streets or alleys. (1988 Code, § 8-207)

17-108. 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 city council is expressly prohibited. (1988 Code, § 8-208)

17-109. Refuse collection fees. Refuse collection fees shall be at such rates as are from time to time set by the city council by ordinance or resolution or by the terms of the contract between the City of Madisonville and Waste Connections of Tennessee, Inc. (1988 Code, § 8-209, as amended by Ord. #03-95-2, March 1995, as replaced by Ord. #18-284-O, Oct. 2018)

17-110. Underground storage of refuse prohibited. Storage of refuse in underground containers commonly referred to as "torpedo cans," or in any other such underground container, is hereby prohibited. Any refuse stored in a container other than those described in this chapter shall not be removed by city refuse collectors or by collectors working pursuant to a contract with the city for the removal of refuse. (Ord. #03-95-2, March 1995)

17-111. Brush collection. (1) City will pick up one (1) truck load of brush per residence, per month at no cost. A fee of forty dollars (\$40.00) per truck load will be charged for any additional truck loads picked up within the same month. This forty dollar (\$40.00) fee must be paid at Madisonville City Hall before the city will schedule and pick up additional brush loads. The city will only pick up brush with limbs of three and one-half inches (3 1/2") in diameter or smaller that have been positioned with all cut ends facing the street. The city will not pick up any brush that exceeds three and one-half inches (3 1/2 ") in diameter or where it is evident that the brush has been piled with no regard to direction of cut ends. Any brush, branches, limbs, cut pieces, etc., that the city refuses to pick up under this section, is the sole responsibility of the property owner.

(2) The city will not pick up or otherwise remove brush generated or created by contractors, building contractors, private contractors, tree removal contractors or any other persons contracting to do work on the property. (as replaced by Ord. #10-159-0, June 2010, as replaced by Ord. #18-268-O, Oct. 2018)

17-112. Violations and penalty. Violations of this chapter shall subject the offender to a penalty of up to fifty dollars (\$50.00) for each offense. Each day a violation is allowed to continue shall constitute a separate offense.