

TITLE 17

REFUSE AND TRASH DISPOSAL¹

CHAPTER

1. REFUSE.

CHAPTER 1

REFUSE

SECTION

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17-101. Definitions. (1) "Ashes." The term "ashes" shall include the waste products from coal, wood, and other fuels, used for cooking, heating, and on-site incinerations from all public and private residences and establishments.

(2) "Collector." The term "collector" shall mean any person, firm, corporation, or political subdivision, that collects, transports, or disposes of any refuse within the corporate limits.

(3) "Dumpster." The term "dumpster" means a bulk storage container for refuse that can be hauled directly to the point of disposal or emptied into a large compactor-type truck for disposal.

(4) "Garbage." The term "garbage" shall include all putrescible wastes, except sewage and body wastes, including vegetable and animal offal and carcasses of dead animals, but excluding recognizable industrial by-products from all public and private residences and establishments.

(5) "Health officer." The term "health officer" shall mean the health authority of the city or his authorized representative or authorized representative of the state health department.

¹Municipal code reference

Property maintenance regulations: title 13.

Trash, debris, etc., on property: § 13-103.

(6) "Refuse." The term "refuse," as hereinafter referred to in this chapter shall include garbage, rubbish, ashes, and all other putrescible and non-putrescible, combustible and non-combustible material originating from the preparation, cooking, and consumption of food, market refuse, waste from the handling and sale of produce, and other similar unwanted materials, but shall not include sewage, body waste, or recognizable industrial by-products from all residences and establishments public and private.

(7) "Rubbish." The term "rubbish" shall include all non-putrescible waste materials except ashes from all public and private residences and establishments. (Ord. #00-04, May 2000, as replaced by Ord. #07-08, Sept. 2007)

17-102. Premises to be kept clean. All persons, firms, and corporations within the corporate limits are hereby required to keep their premises in a clean and sanitary condition, free from accumulations of refuse, offal, filth, and trash. Such persons, firms, and corporations are hereby required to store such refuse in sanitary containers of the type described in this chapter between intervals of collection or to dispose of such material in a manner prescribed by the health officer so as not to cause a nuisance or become injurious to the public health and welfare. (as added by Ord. #07-08, Sept. 2007)

17-103. Storage of refuse. Each owner, occupant, tenant, sub-tenant, lessee, or others using or occupying any building, house, structure, or grounds within the corporate limits where refuse materials or substances as defined in this chapter accumulate or are likely to accumulate shall provide an adequate number of suitable containers of a type approved by the health officer for the storage of such refuse. Such containers shall be constructed of strong and durable metal, not readily corrodible, rodent and insect-proof, and of a capacity not exceeding thirty-two (32) gallons and not less than ten (10) gallons, except that the maximum capacity shall not apply in cases where the city is equipped to handle containers of similar construction mechanically. Such containers shall be equipped with handles to facilitate emptying, and they shall be equipped with tight fitting lids or covers, constructed of the same material of such design as to preclude the free access of flies and other insects and to prevent the container from collecting water during rains. The lid or cover shall be kept in place at all times except when refuse is being deposited therein or removed therefrom by an official collector. Such storage containers should be placed in a convenient accessible location. for trucking as may be designated by the official refuse collecting agency. Wet garbage or refuse must be drained of all liquids and wrapped in paper or other equivalent material prior to placing it into the storage receptacle. The containers shall be maintained in a clean and sanitary manner and shall be thoroughly cleaned by washing or other methods as often as necessary to prevent the breeding of flies and the occurrence of offensive odors. (as added by Ord. #07-08, Sept. 2007)

17-104. Confiscation of unsatisfactory storage containers. The official refuse collecting agency is herein authorized to confiscate or to remove unsatisfactory storage containers from the premises of residences and establishments, public and private, when at the discretion of the health officer such containers are not suitable for the healthful and sanitary storage of refuse substances. Such unsatisfactory containers shall be removed and disposed of at a place and in a manner designated by the official collecting agency only after the owner of such containers has been duly notified of such impending action. (as added by Ord. #07-08, Sept. 2007)

17-105. Limits of responsibility of refuse collector. In no case will it be the responsibility of the refuse collecting agency to shovel or pick up from the ground any accumulations of refuse including leaves, lawn clippings, brush, and packing material. All materials are to be placed in containers of the type described in § 17-103 or cut and baled, tied, bundled, stacked, or packaged so as not to exceed thirty-six inches (36") in length and fifty (50) pounds in weight. (as added by Ord. #07-08, Sept. 2007)

17-106. Dumping in streams, sewers, and drains prohibited. It shall be unlawful for any person, firm, or corporation to dump refuse in any form into any stream, ditch, storm sewer, sanitary sewer, or other drains within the city. (as added by Ord. #07-08, Sept. 2007)

17-107. Burning refuse. It shall be unlawful for any person, firm, or corporation to burn or attempt to burn refuse on private or public property within the corporate limits of the city without first securing the approval of the appropriate city departments having jurisdiction. (as added by Ord. #07-08, Sept. 2007)

17-108. 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 anti-litter cans for the deposit of refuse commonly recognized as litter. (as added by Ord. #07-08, Sept. 2007)

17-109. Exclusive city function. Except as otherwise herein provided, only the City of Medina, or its officially authorized agents or contractors, shall engage in the business of collection, removing, or disposing of refuse within the corporate limits. The city may provide such services either with its own forces or by contractors. (as added by Ord. #07-08, Sept. 2007)

17-110. Billing of service fee. The service fee for collection, removal, and disposal of refuse shall be included as a separate item each month on the bills rendered for water service. Said charges shall be rendered on the first

water bill for each month thereafter. The accounts shall be paid monthly at the same time water bills are paid. In the case of premises containing more than one (1) dwelling unit or place of business each of which is billed separately for water by Jackson Energy Authority, such fees shall be billed to each person in possession charge, or control who is a water customer in the City of Medina. In the case of premises containing more than one (1) dwelling unit or place of business which are served through a single water meter, so that the occupants or tenants cannot be billed separately by Jackson Energy Authority, the customer responsible for the water bill shall be liable for refuse service fees for the premises. (as added by Ord. #07-08, Sept. 2007)

17-111. Use of dumpsters. Dumpsters are for commercial use only. Dumpsters are paid for by business owners and are under contract between business owners and solid waste disposal contractor. No individual except the business owner may deposit only such materials that are generated by the business. No person shall be authorized or allowed to deposit ashes, animal offal, carcasses of dead animals, industrial byproducts, sewage, body waste, or building or construction debris in a dumpster. No person shall be authorized or allowed to deposit any large, bulky, or heavy wooden or metal object in a dumpster. No person shall be authorized or allowed to deposit any material in a dumpster, unless the material can be completely contained within the dumpster and no materials shall be placed on top of or in the area surrounding the dumpster. (as added by Ord. #07-08, Sept. 2007)