

**TITLE 17**

**REFUSE AND TRASH DISPOSAL<sup>1</sup>**

**CHAPTER**

**1. REFUSE.**

**CHAPTER 1**

**REFUSE**

**SECTION**

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**17-101. Unlawful for non-residents to bring garbage into the city.**

It shall be unlawful for any person not residing within the corporate limits of the City of Elkton to bring any type of garbage or trash into the city for the purpose of having it collected or disposed of by the city or its agent. Said restriction shall apply to all non-residents including those operating businesses located within the corporate limits. (Ord. #1-91, Feb. 1991, as replaced by Ord. #I-00, Feb. 2000)

**17-102. Movement of refuse from one premises to another.** It shall be unlawful for any person to transfer, move or relocate refuse from one premises within the city to another premises within the city for the purposes of collection. (Ord. #1-91, Feb. 1991, as replaced by Ord. #I-00, Feb. 2000)

**17-103. Violations.** Any person found to be in violation of § 17-101 or § 17-102 shall be penalized not less than ten dollars (\$10.00) and no more than fifty (\$50.00). (Ord. #IV-90, Sept. 1990, modified, as replaced by Ord. #I-00, Feb. 2000)

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<sup>1</sup>Municipal code reference

Property maintenance regulations: title 13.

**17-104. Collection of garbage.** The City of Elkton shall provide once per week garbage pickup for each owner, occupant, tenant, sub-tenant, lessee, or others using or occupying any building, house, structure, or grounds within the corporate limits of the City of Elkton where refuse materials or substances accumulate or are likely to accumulate. All owners, occupants, tenants, sub-tenants, lessees, or others using or occupying any building, house, structure, or grounds within the corporate limits of the City of Elkton, shall be required to make use of such service. (Ord. #IV-90, Sept. 1990, modified, as replaced by Ord. #I-00, Feb. 2000, and Ord. #IV-03, Dec. 2003)

**17-105. Customer classification.** The following definitions shall apply to the type of service to be provided to the residents of Elkton. Such definitions of customer service shall additionally determine the fee structure applicable to each firm, individual, or corporation. The following definitions are provided:

(1) "Residential unit." A standard detached or attached single family dwelling unit located within the corporate limits of the City of Elkton. Such unit is occupied by a family or group of individuals not to exceed twelve in number. Apartments, mobile homes, or condominiums whether of single or multi story construction, consisting of twenty-four or less contiguous or separate units shall be considered for billing purposes as separate single dwelling units and billed accordingly. Residential units shall be limited to generating no more than an equivalent of three (3), thirty (30) gallon bags of garbage/refuse per week.

(2) "Small commercial." Retail, service, professional, governmental, industrial and commercial establishments located within the corporate limits of the City of Elkton generating no more than three (3), thirty (30) gallon bags of garbage/refuse per week.

(3) "Commercial." Any retail, service, professional, governmental, industrial and commercial establishment located within the corporate limits of the City of Elkton generating an equivalent of more than three (3), thirty (30) gallon bags of refuse/garbage per week shall be required to be collected through the use of containers/dumpsters. (as replaced by Ord. #I-00, Feb. 2000)

**17-106. Collection fees.** Refuse collection fees shall be at such rates as follows:

- (1) Residential<sup>1</sup> unit: \$12.00 per month for each unit.
- (2) Small commercial: \$14.03 per month.

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<sup>1</sup>The City of Elkton shall provide garbage pickup for each residence, which is located within the corporate limits. For said service each residential customer shall pay a fee of twelve dollars (\$12.00) per month. Said fee shall be collected each month by the South Giles Utility District, Prospect, Tennessee or such other party of agency as may be hereafter designated by the Board of Mayor and Aldermen of the City of Elkton. (Ord. #10-07)

- (3) Commercial: Based upon container size and number as follows:
  - 2 cubic yard container: \$14.03 per month per container
  - 3 cubic yard container: \$19.03 per month per container
  - 4 cubic yard container: \$24.03 per month per container
  - 5 cubic yard container: \$29.03 per month per container
  - 6 cubic yard container: \$39.03 per month per container.(Ord. #IV-90, Sept. 1990, as replaced by Ord. #I-00, Feb. 2000, and amended by Ord. #10-07, April 2007)

**17-107. Billing services and fees.** Refuse collection fees shall be collected each month by the Pulaski Electric System, Pulaski, Tennessee or such other party or agency as may be hereafter designated by the Board of Mayor and Aldermen of the City of Elkton. In addition to the amounts established in § 17-106, there shall be \$0.97 per month billing charge to cover the cost of billing and collection. (as added by Ord. #I-00, Feb. 2000)

**17-108. Penalty for non-payment.** (1) It is unlawful not to pay for garbage service by the due date indicated on the monthly garbage service bill; and

(2) Such delinquent bill shall be assessed a ten percent (10%) late fee for each month or part month that the bill is delinquent.

(3) The city shall mail or provide for the mailing of all garbage service fees.

(4) Garbage fees that are unpaid for a period of more than ninety (90) days shall have the garbage service discontinued until such service fees are paid. (as added by Ord. #I-00, Feb. 2000, and replaced by Ord. #02-07, Jan. 2007)

**17-109. Prohibited substances.** The following substances are hereby prohibited from being deposited with solid waste collected by the city or its contractor.

(1) Flammable liquids, solids or gases, such as gasoline, benzene, alcohol or other similar substances;

(2) Any material that could be hazardous or injurious to collection staff or which could cause damage to collection equipment and/or facilities;

(3) Hazardous and waste as defined in Tennessee Code Annotated;

(4) Construction waste consisting of materials from construction, demolition, remodeling, construction-site preparation, including but not limited to rocks, bricks, dirt, debris, fill, plaster, guttering, and all types of scrap materials;

(5) Human or animal excrement;

(6) Hot materials such as ashes, cinders, etc.;

(7) Infectious and medical wastes;

(8) Human and/or animal remains;

- (9) Automobile, truck and equipment batteries and tires;
- (10) Bulky items deemed to large for collection personnel to manually handle, including, but not limited to, appliances, furniture, auto parts and accessories, etc.
- (11) Special wastes, including sludges, bulky wastes, pesticide wastes, medical wastes, industrial wastes, hazardous wastes which are not subject to regulations under TDEC Department Rules 1200-1-11-03 through 1200-1-11-07, liquid wastes, friable asbestos wastes, combustion wastes, and other solid wastes that are either difficult or dangerous to manage and require extraordinary management. (as added by Ord. #I-00, Feb. 2000)

**17-110. Premises to be kept clean.** All persons within the City of Elkton are required to keep their premises in a clean and sanitary condition. All refuse stored for purposes of collection shall be contained in an enclosed bag or other appropriate container and shall further be so protected in a manner that will prevent wind from blowing and scattering refuse over adjacent public or private property and will prevent animal intrusion. (as added by Ord. #I-00, Feb. 2000)

**17-111. Use of commercial garbage dumpsters regulated.** (1) Commercial businesses using the city's commercial garbage service are required to keep dumpsters locked at all times while not depositing garbage into the dumpster. It shall be unlawful for businesses to allow the dumpster to remain unlocked while not being used by the business.

(2) The city's chief of police or his designee shall be responsible for citing violators to city court.

(3) Violators of the section shall be subject to a fifty dollar (\$50.00) fine.

(4) Businesses that receive more than three (3) citations for violating the provision of the ordinance, during a period of one (1) year, shall have their garbage service discontinued. (as added by Ord. #01-07, Jan. 2007)