

**TITLE 17****REFUSE AND TRASH DISPOSAL**<sup>1</sup>**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. (1988 Code, § 8-201)

**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. (1988 Code, § 8-202)

**17-103. Storage.** Each owner, occupant, or other responsible person using or occupying any building or other premises within this municipality where refuse accumulates or is likely to accumulate, shall provide and keep covered an adequate number of refuse containers. The refuse containers shall be strong, durable, and rodent and insect proof. They shall each have a capacity of not less than twenty (20) nor more than thirty-two (32) gallons, except that this maximum capacity shall not apply to larger containers which the municipality handles mechanically. Furthermore, except for containers which the municipality handles mechanically, the combined weight of any refuse

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<sup>1</sup>Municipal code reference

Property maintenance regulations: title 13.

container and its contents shall not exceed seventy-five (75) pounds. No refuse shall be placed in a refuse container until such refuse has been drained of all free liquids. (1988 Code, § 8-203)

**17-104. Location of containers.** Where alleys are used by the municipal refuse collectors, 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 municipal 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, or at convenient places designated by the town, 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. (1988 Code, § 8-204)

**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 exclusively by the town or by parties contracting with the town for the collection of same, and it shall be unlawful for any person, firm or corporation not so contracting with the town to engage in such work. (1988 Code, § 8-206)

**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. (1988 Code, § 8-207)

**17-108. Refuse collection charges and payments.** (1) Charges. All refuse collection charges shall be furnished under schedules as the town may from time to time adopt by appropriate resolutions.<sup>1</sup>

(2) Payments. All refuse collection charges shall be due and payable at the town hall on the first day of the month following the month in which the service is rendered. If payment is not made by the 10th of the month a 10% penalty shall be added to the original bill. In the event such charges and penalty are not paid by the 20th day of the month in which such charges become

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<sup>1</sup>Resolutions are of record in the office of the town recorder.

due and payable, the city may cut off and discontinue refuse collection service to such delinquent patron, and a charge of \$12.00 shall be made for re-establishing same. (1988 Code, § 8-208, modified)