

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. (1991 Code, § 17-101)

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. (1991 Code, § 17-102)

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 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 town handles

¹Municipal code references

Property maintenance regulations: title 13.

Recyclable materials: title 11, chapter 9.

mechanically. No refuse shall be placed in a refuse container until such refuse has been drained of all free liquids. (1991 Code, § 17-103, modified)

17-104. Location of containers. Where alleys are used by the town 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. Containers shall be placed adjacent to and back of the curb, or adjacent to and back of the ditch or street line if there be no curb, at such times as shall be scheduled 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. (1991 Code, § 17-104, modified)

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. (1991 Code, § 17-105)

17-106. 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. (1991 Code, § 17-107)

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 town council is expressly prohibited. (1991 Code, § 17-108)

17-108. Tree trimmings, etc.; chipper service. (1) The Town of Smyrna provides free chipper service to residential citizens within the corporate limits of the Town of Smyrna.

(2) Tree trimmings, hedge clippings, and similar materials shall not exceed six inches in diameter or ten feet in length. Piles of brush shall be no larger than three (3) feet by ten (10) feet. The chipper shall not pick up vines, loose leaves, or root balls. Leaves to be picked up by the chipper service shall be placed only in bio-degradable bags.

(3) All items to be picked up by the chipper service shall be placed within four (4) feet of the edge of the road and shall comply with the size requirements in this provision.

(4) It shall be unlawful to include in a pile or bag for pick up any building materials, plastic, metal, wire, cardboard, paper, glass, or other trash or refuse.

17-109. Violation and penalty. Violations 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.