

TITLE 17

REFUSE AND TRASH DISPOSAL¹

CHAPTER

1. REFUSE.
2. COLLECTION OF YARD WASTES AND OTHER BULK WASTES.

CHAPTER 1

REFUSE

SECTION

- 17-101. Refuse defined.
- 17-102. Premises to be kept clean.
- 17-103. Storage.
- 17-104. Location of containers.
- 17-105. Disturbing containers.
- 17-106. Collection.
- 17-107. Collection vehicles.
- 17-108. Disposal.
- 17-109. Collection schedule.
- 17-110. Schedule of fees.
- 17-111. Billing of service fee.
- 17-112. Dumpsters and other solid waste containers to be screened.

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. (1979 Code, § 8-201)

17-102. Premises to be kept clean. All persons within the Town of Tiptonville 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. (1979 Code, § 8-202)

¹Municipal code reference

Collection of yard wastes and other bulk wastes: title 17, chapter 2.
Property maintenance regulations: title 13.

17-103. Storage. Each owner, occupant, or other responsible person using or occupying any building or other premises within the Town of Tiptonville 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 mechanically. Furthermore, except for containers which the town handles mechanically, the combined weight of any refuse 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. Tree trimmings, hedge clippings, and similar materials shall be cut to a length not to exceed four (4) feet and shall be securely tied in individual bundles weighing not more than seventy-five (75) pounds each and being not more than two (2) feet thick before being deposited for collection. (1979 Code, § 8-203)

17-104. Location of containers. Where alleys are used by the town's 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 town's 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, 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. (1979 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. (1979 Code, § 8-205)

17-106. Collection. All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of under the supervision of such officer as the board of mayor and aldermen shall designate. Collections shall be made regularly in accordance with an announced schedule. (1979 Code, § 8-206)

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. (1979 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 board of mayor and aldermen is expressly prohibited. (1979 Code, § 8-208)

17-109. Collection schedule. All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of under the supervision of such officer as the board of mayor and aldermen shall designate. Collections shall be made regularly in accordance with an announced schedule. Additional or special pickups will be provided for residential, commercial, and industrial locations as required to meet unusual circumstances or conditions. (1979 Code, § 8-209)

17-110. Schedule of fees. The board of mayor and aldermen shall establish a schedule of fees for collection, removal, and disposal of all refuse for residential, commercial, and industrial establishments. A copy of said schedule shall be kept in the recorder's office for public inspection. (1979 Code, § 8-210)

17-111. Billing of service fee. The service fee for collection, removal, and disposal of refuse by the corporation shall be included as a separate item each month on the bills rendered by the corporation for water service. Said charges shall be rendered on the first water bill sent on and after November 10, 1979, and for each month thereafter. The accounts shall be paid monthly at the same time water bills are paid.

Water service shall be discontinued for failure to pay the refuse service fee by the delinquency date prescribed for the water bill.

When service commences or ceases, applicable fees may be prorated. If water services shall be supplied to a location, the occupant or tenant of which has vacated said premises and the corporation is satisfied that there has been a termination of the need for refuse collection, then the corporation, on application of the owner or agent therefor, may suspend liability for such refuse fees, and said fees shall be reinstated with the next water bill rendered to an occupant or tenant of the premises.

In the case of premises containing more than one dwelling unit or place of business, and each is billed separately for water by the corporation, such fees shall be billed to each person in possession, charge, or control who is a water customer of the corporation. In the case of premises containing more than one 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 the corporation, the customer responsible for the water bill shall be liable for the refuse service fees for the premises. (1979 Code, § 8-211)

17-112. Dumpsters and other solid waste containers to be screened. 1. Definitions. For the purpose of administering this section, the following definitions shall apply:

a. "Dumpster." Any container which is designed and intended to be used for the retention or storage of garbage, refuse, or recyclable materials. This term shall not include containers having a maximum capacity of forty (40) gallons or less.

2. Screening required. Within the Town of Tiptonville, all dumpsters shall be kept within a fence a minimum of twelve (12) feet wide and twelve (12) feet long and of sufficient height to effectively catch the contents of the dumpster should they be carried or blown by wind. Such fence may be open on one (1) side of the dumpster so as to permit access by solid waste collectors. (as added by Ord. #2087, Nov. 2001)

CHAPTER 2

COLLECTION OF YARD WASTES AND OTHER BULK WASTES¹

SECTION

17-201. Definitions.

17-202. Standards and procedures for placement and collection of yard wastes and bulk wastes.

17-203. Limitations on the collection of yard wastes and bulk wastes.

17-204. Fees for the removal of large or excessive amounts of yard wastes or bulk wastes.

17-205. Exceptions.

17-201. Definitions. For the purposes of this chapter, the following definitions shall apply:

1. "Yard waste." Grass clippings, leaves, tree and shrubbery clippings or trimmings, and other related wastes resulting from normal maintenance and care of landscaped, manicured, grounds and lawns but not including cuttings and leaves from the clearing of grounds that have been left in its natural state without annual maintenance.

2. "Bulk waste." Wooden boxes, crates, furniture, appliances, bedding, and other refuse items which by their size, shape, or weight cannot be readily placed in a city-approved refuse storage container. Bulk waste shall not include yard waste.

3. "Construction waste." Any material such as lumber, brick, block, stone, plaster, concrete, asphalt, roofing shingles, gutter, or any other substances accumulated as the result of repairs, removals, or additions to existing buildings or structures, and the construction of new buildings or structures.

4. "Town." The Town of Tiptonville, Tennessee. (as added by Ord. #2090, Jan. 2002)

17-202. Standards and procedures for placement and collection of yard wastes and bulk wastes. 1. Placement of yard wastes and bulk wastes for collection. All yard wastes and bulk wastes shall be placed at the edge of a street or public right-of-way easily accessible to the town's collection equipment. No item of yard waste or bulk waste placed out for collection shall be placed on top of water or gas meters or valves, piled against utility poles, guy wires, fences or structures, or in a place as to interfere with overhead power lines, tree branches, parked cars, vehicular traffic, or in any other way that

¹Municipal code reference

Refuse: title 17, chapter 1.

would constitute a public hazard or nuisance or cause damage to the town's collection equipment.

2. Piling of brush for collection. All brush shall be neatly stacked in an unscattered manner. Small trimmings shall be stacked on top of larger ones, but with the butt ends pointed in the same direction. Yard waste collections shall not be made where it is loosely scattered.

3. Tree trimmings. Prior to collection, tree trimmings, including hedge clippings and similar materials, shall be cut to a length not to exceed four (4) feet and shall be securely tied in individual bundles weighing not more than seventy-five (75) pounds each and being not more than two (2) feet thick before being deposited for collection.

4. Separation of items to be collected. Yard wastes, garbage, construction wastes, and bulk wastes shall be placed in separate piles for the purpose of collection. Bricks, rock, and dirt shall not be collected, nor shall such items be mixed with other items to be collected.

5. Grass clippings and leaves. Except during seasonal leaf collections as declared by the town, all leaves and grass clippings shall be placed in plastic bags or other disposable containers for collection. Leaves and grass clippings may be placed in city-approved refuse storage containers.

6. Persons engaged in commercial landscaping, tree trimming, or tree repair. No person shall perform for economic gain, any landscaping, tree trimming, or tree repair wherein an accumulation of brush, vines, wood, or other similar wastes are produced, without being equipped with a truck or other vehicle capable of removing said wastes and which shall be so removed by the person causing or creating its accumulation.

7. Bulk waste placement. Bulk wastes shall not be placed at the street for collection until the day before it is scheduled to be picked up. (as added by Ord. #2090, Jan. 2002)

17-203. Limitations on the collection of yard wastes and bulk wastes. Yard wastes and bulk wastes not stored and placed as provided in this chapter shall be removed from the premises by the owner and/or producer at his expense. The following items of refuse shall also be removed by the owner/producer at his expense:

- (1) Construction wastes.
- (2) Refuse including brush, leaves, stumps, vines, and any material resulting from the cleaning or clearing of vacant property whether such cleaning or clearing was done by a contractor, the owner, or any other person.
- (3) Automotive vehicles, or parts of such vehicles which cannot be readily placed in a city-approved refuse storage container.
- (4) Any wastes or refuse which must be pushed or pulled into piles by mechanical means.
- (5) Any refuse resulting from work performed by contractors or any other person for economic gain, whether such gain is in the form of cash or

barter, shall be removed by the owner, occupant, or producer except that nothing in this paragraph shall be construed as to prohibit the collection of wastes generated by yardboys.

(6) Not more than one (1) truck load of yard waste or bulk waste shall be removed from any residential establishment by the town during any thirty (30) day period, unless it is determined by the town to be in the best interest of the community for health, safety or welfare reasons to remove the entire accumulation. The property owner and/or producer of yard wastes or bulk wastes shall be required to reimburse the town for its costs incurred in making more frequent collections, as specified in § 17-204 of this chapter. (as added by Ord. #2090, Jan. 2002)

17-204. Fees for the removal of large or excessive amounts of yard wastes or bulk wastes. The property owner and/or producer of yard wastes or bulk wastes shall receive a bill from the town for the actual, reasonable costs incurred in the collection and disposal of wastes which do not meet the placement, size, weight, or volume standards enumerated in §§ 17-202 and 17-203 of this chapter. All such bills submitted by the town shall be payable within thirty (30) days of issuance. Costs eligible for inclusion in the town's bill shall be:

- (1) Labor and pro-rata benefits for all town employees engaged in the collection and disposal of the wastes, including supervisory and administrative expenses.
- (2) The cost of using city-owned or rented equipment, including time and mileage charges.
- (3) The cost of hiring contractors, engineers, or other specialists.
- (4) The cost of tipping fees and related fees at the disposal site.
- (5) The costs of any special insurance required for collection and disposal.
- (6) The cost of any special permits required for handling, transportation, or disposal. (as added by Ord. #2090, Jan. 2002)

17-205. Exceptions. Nothing in this chapter shall prevent:

- (1) Any refuse producer from collecting, removing, and disposing of his own yard waste or bulk waste, provided that he does so in such manner as not to create a nuisance.
- (2) Any licensed junk dealer from collecting refuse recognized as having salvage value, provided such dealer may collect such salvageable material only from premises where he has written invitation from the occupant.
- (3) Any waste producer or owner from selling salvageable materials to licensed junk dealers for collection, removal or disposal. (as added by Ord. #2090, Jan. 2002)