

## TITLE 17

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

#### CHAPTER

#### 1. REFUSE.

#### CHAPTER 1

#### REFUSE

#### SECTION

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**17-101. Premises to be kept clean, etc.** All persons, firms, and corporations within the Town of Burns, Tennessee, are hereby required to keep their premises in a clean and sanitary condition, free from accumulations of refuse, offal, filth, and trash. That such persons, firms, and corporations are hereby required to store such refuse in approved containers required by the health officer and 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. (1980 Code, § 8-201)

**17-102. Definitions.** (1) "Solid waste. The term "solid waste" shall refer to garbage and refuse, and other discarded solid materials resulting from industrial, commercial, and agricultural operations, and from community activities, but does not include solids or dissolved materials in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial wastewater effluents, dissolved materials in irrigation return flows or other common water pollutants, not to include liquid or other hazardous waste from industrial or commercial firms.

(2) "Refuse." The term "refuse" as hereinafter referred to in this regulation shall include garbage, rubbish, ashes, and all other putrescible and non-putrescible combustible and non-combusitble materials originating from the

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<sup>1</sup>Municipal code reference

Property maintenance regulations: title 13.

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.

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

(4) "Rubbish." The term "rubbish" shall include all non-putrescible waste materials except ashes from all public and private residences and establishments.

(5) "Ashes." The term "ashes" shall include the waste products from coal, wood, and other fuels used for cooking and heating from all public and private residences and establishments, "not to include hot ashes."

(6) "Collector." The term "collector" shall mean any person, firm, corporation, or political subdivision that collects, transports, or disposes of any refuse for hire within the limits of the Town of Burns, Tennessee.

(7) "Health officer." The term "health officer" shall mean the health authority of the Town of Burns, Tennessee or its authorized representative.

(8) "Dumping ground." The term "dumping ground" shall mean any place or site where any refuse materials as described in this act are dumped, piled or otherwise accumulated.

(9) "Disposal site." The term "disposal site" shall mean any place or site where refuse materials are routinely disposed of by incineration, landfill, compost, or other acceptable disposal method.

(10) "Sanitary landfill." The term "sanitary landfill" shall refer to an area where there is a method of disposing of refuse on land without creating nuisances of hazard to public health or safety, by utilizing the principles of engineering to confine the refuse to the smallest practical area, to reduce it to the smallest volume, and cover it with a layer of earth at the conclusion of each day's operation, or at such more frequent intervals as may be necessary.

(a) Unloading at landfill. Collectors and haulers shall follow landfill supervisor's instructions in unloading at landfill.

(11) "Approved container" shall mean and include standard containers, special containers, and special waste receptacles.

(a) "Standard containers" shall mean and include a water-tight fitting cover, weight not over thirty-five (35) pounds empty weight, weight not over one hundred (100) pounds when filled, and not more than thirty-two (32) gallons capacity.

(b) "Special containers" shall mean and include a dumpster type container having a capacity of not over eight (8) cubic yards, be constructed so that the container can be handled by the equipment used for collection of water-tight construction where garbage is to be stored. The operators of establishments that generate garbage that will be

subject to decay and/or infestation by insects and rodents (restaurants, grocery stores) will inspect, clean, and disinfect (if indicated) such containers at least once a week. Complaints of unsanitary conditions of these containers will be investigated by the health department. Violations will be subject to penalties as prescribed by § 17-108 of these regulations.

(c) "Special waste receptacle" shall mean and include any other storage container approved by the health officer which does not violate any of the provisions of this regulation.

(12) "Scavenging." The term "scavenging" shall be defined as the searching for or removal of items from refuse containers, the proximity of containers, or refuse collection sites, for any purposes other than in an emergency situation. (1980 Code, § 8-202)

**17-103. Collection of garbage and refuse.** (1) Collection intervals. All refuse (including garbage and rubbish) as heretofore defined shall be collected at intervals of at least once in 7 days or at sufficient frequency to prevent the occurrence of nuisances and public health problems. The collection and disposal of refuse within the Town of Burns, Tennessee, shall be under the jurisdiction of the Dickson County Solid Waste Management Committee and the enforcement of these regulations within the Town of Burns, Tennessee, shall be the responsibility of the Burns Police Department.

(2) Permits. No person, firm or corporation shall engage in the business of collecting refuse or removing the contents of any refuse container (other than the owner of such containers) for any purpose whatsoever, who does not possess a permit to do so from the Burns Health Officer. Such permits may be issued only after the applicant's capability of complying with the requirements of this code has been fully determined. Each permit shall be numbered and the permit holder shall place such number in a conspicuous place on each vehicle operated in the business in a manner prescribed by the health officer. Such permits may be suspended or revoked upon the violation of any of the terms of the regulation. Permits are to be renewed between August 15 and August 31 of each year.

(3) Collection vehicles. The collection of refuse shall be by means of vehicles with beds constructed of impervious materials and easily cleanable and so constructed that there will be no leakage of liquids draining from the refuse onto the streets and public thoroughfares. Provisions shall be made to prevent the scattering of refuse over the streets and thoroughfares by effective coverings or closed truck beds.

(4) County collection system. Persons using the containers for disposition of refuse, garbage and rubbish shall place such refuse, garbage or rubbish inside the container. Refuse, garbage or rubbish placed on the ground at the container or on top of the container will be considered littering.

(5) Fires in containers prohibited. It will be a violation of these regulations to set fire to materials that are in the Dickson County Solid Waste Management System containers or to place materials in the containers which would cause a fire in the container.

(6) Collectors prohibited using containers. Collectors are prohibited from using the Dickson County Solid Waste Management System containers for disposition of refuse, garbage, rubbish, etc.

(7) Scavenging. No scavenging shall be allowed at any time. (1980 Code, § 8-203)

**17-104. Disposal of garbage and refuse.** The disposal of refuse in any quantity by any individual, householder, establishment, firm, corporation in any place, public or private, other than the site or sites designated by the constituted authority of the Town of Burns, Tennessee, is expressly prohibited. All disposal of refuse and garbage shall be by methods approved by the department of health, and provided that such methods shall include the maximum practical rodent, insect, and nuisance control at the place of disposal. Solid waste delivered to the sanitary landfill shall be thoroughly compacted and covered with not less than six inches of compacted earth at the end of each day's operation. Final covering shall be not less than two feet of compacted earth. Refuse shall not be disposed of by burning at the disposal site. No garbage shall be fed to swine unless said garbage has first been heated to at least 212 degrees F, and held there at least 30 minutes in apparatus and by methods approved by the Tennessee Department of Agriculture as set forth in Public Acts 1953, chapter 94. Provided further that animal offal and carcasses of dead animals shall be buried or cremated under circumstances approved by the health officer, or shall be rendered at 40 pst. steam pressure or higher, or similarly heated by equivalent cooking, or be disposed of in a closed plastic bag of sufficient strength to handle contents. (1980 Code, § 8-204)

**17-105. Dumping in streets, alleys, 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, drain, street or other places not authorized by the board of commissioners. (1980 Code, § 8-205)

**17-106. 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 prepared for disposal as provided in this chapter. (1980 Code, § 8-206)

**17-107. Service of orders.** It shall be the duty of the health officer or his authorized representative to issue orders requiring the proper handling of garbage and refuse on private and public premises to owners, occupants, tenant

or lessees of such properties where violations of this regulation are known to exist and providing that such violations be corrected within the time specified by the health department. (1980 Code, § 8-207)

**17-108. Penalties.** Any person who shall violate any of the provisions of these regulations, who shall fail or refuse to obey any notice issued by the health officer pursuant thereto, shall be guilty of a misdemeanor and shall be subject to a fine of not less than \$50.00 (fifty dollars) for each separate offense, and each day that such person violates any provision of these regulations shall constitute a separate offense. (1980 Code, § 8-208)