

TITLE 17

REFUSE AND TRASH DISPOSAL¹

CHAPTER

1. REFUSE.
2. LANDFILL CHARGES.

CHAPTER 1

REFUSE

SECTION

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17-101. Premises to be kept clean. All persons, firms, and corporations within the corporate limits of the City of Erin are hereby required to keep their premises in a clean and sanitary condition, free from accumulations of refuse, offal, filth, and trash. Such persons, firms, and corporations are hereby required to store such refuse in sanitary containers of the type described in this chapter between intervals of collection or 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. (1974 Code, § 8-101)

17-102. Definitions. (1) "Refuse" means garbage, rubbish, ashes, and all other putrescible and non-putrescible, combustible and non-combustible materials originating from the 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 wastes, or recognizable

¹Municipal code reference

Property maintenance regulations: title 13.

industrial by-products, from all residences and establishments, public and private.

(2) "Garbage" means all putrescible wastes, except sewage and body wastes, including vegetable and animal offal and carcasses of dead animals, but excluding recognizable industrial by-products, from all public and private residences and establishments.

(3) "Rubbish" means all nonputrescible waste materials except ashes from all public and private residences and establishments.

(4) "Ashes" means the waste products from coal, wood, and other fuels used for cooking and heating from all public and private residences and establishments.

(5) "Collector" means any person, firm, corporation, or political subdivision, that collects, transports, or disposes of any refuse within the corporate limits of Erin.

(6) "Health officer" means the Health Officer of the County of Houston or his authorized representative. (1974 Code, § 8-102)

17-103. Storage of refuse. Each owner, occupant, tenant, subtenant, lessee, or others, using or occupying any building, house, structure, or grounds within the corporate limits of the City of Erin where refuse materials or substances as defined in this chapter accumulate, or are likely to accumulate, shall provide an adequate number of suitable containers, of a type approved by the health officer, for the storage of such refuse. Such containers shall be constructed of metal and shall be strong and durable, not readily corrodible, rodent and insect-proof, and of a capacity not exceeding thirty-two (32) gallons and not less than ten (10) gallons, except that the maximum capacity shall not apply in cases where the city is equipped to handle containers of similar construction mechanically. Such containers shall be equipped with handles to facilitate emptying and shall be equipped with tight fitting lids or covers constructed of the same material and of such design as to preclude the free access of flies and other insects and to prevent such containers from collecting water during rains. The lids or covers shall be kept in place at all times except when refuse is being lawfully deposited therein or removed therefrom. Storage containers shall be placed in such convenient and accessible locations for trucking as may be designated by the official refuse collecting agency.

Wet garbage or refuse must be drained of all liquids and wrapped in paper or other equivalent material prior to placing it in the storage receptacle. All containers shall be maintained in a clean and sanitary manner and shall be thoroughly cleaned by washing or other methods as often as necessary to prevent the breeding of flies and the occurrence of offensive odors. (1974 Code, § 8-103)

17-104. Confiscation of unsatisfactory storage containers. The official refuse collecting agency of the city is herein authorized to confiscate or

to remove unsatisfactory storage containers from the premises of residences and establishments, public and private, when in the discretion of the health officer such containers are not suitable for the healthful and sanitary storage of refuse substances. Such unsatisfactory containers shall be removed and disposed of at a place and in a manner designated by the official collecting agency only after the owner or owners of such containers have been duly notified of such impending action. (1974 Code, § 8-104)

17-105. Leaves, lawn clippings, brush, etc. In no case will it be the responsibility of the refuse collection agency of the city to shovel or pick up from the ground any accumulations of refuse, including leaves, lawn clippings, brush, or packing material. All such materials are to be placed in containers of the type described in § 17-103 or cut and baled, tied, bundled, stacked, or packaged so as not to exceed thirty-six inches (36") in length and seventy-five (75) pounds in weight. (1974 Code, § 8-105)

17-106. Collection of refuse. (1) Collection interval. All refuse (including garbage and rubbish as heretofore defined) shall be collected sufficiently frequent to prevent the occurrence of nuisances and public health problems and at intervals of at least once in seven (7) days. The collection of refuse within the City of Erin shall be under the jurisdiction of the sanitation department.

(2) Permits. No person, firm, or corporation (other than the owner) shall engage in the business of collecting refuse or removing the contents of any refuse containers for any purpose whatsoever, unless he possesses a permit to do so from the appropriate authority of the City of Erin. Such permits may be issued only after the applicant's capability of complying with the requirements of this chapter has been fully determined. Such permits may be suspended or revoked for violation of any of the terms of this chapter.

(3) 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 public thoroughfares. Provisions shall be made to prevent the scattering of refuse over the streets and thoroughfares by effective coverings or closed truck beds. (1974 Code, § 8-106)

17-107. Disposal of refuse. The disposal of refuse in any quantity by any individual, householder, establishment, firm, or corporation in any place, public or private, other than the site or sites designated by the constituted authority of the City of Erin is expressly prohibited. All disposal of refuse and garbage shall be by methods approved by the department of health. Such methods shall include the maximum practical rodent, insect, and nuisance control at the place of disposal, and no garbage shall be fed to swine unless said garbage has first been heated to at least two hundred twelve degrees Fahrenheit

(212°F). and held there at least thirty (30) minutes in apparatus and by methods approved by the Tennessee Department of Agriculture as set forth in Pub. Acts 1953, ch. 94. 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 psi steam pressure, or higher, or similarly heated by equivalent cooking. (1974 Code, § 8-107)

17-108. Dumping in 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, or other drain within the City of Erin. (1974 Code, § 8-108)

17-109. Burning restricted. It shall be unlawful for any person, firm, or corporation to burn or attempt to burn refuse on private or public property within the corporate limits of the City of Erin without first securing the approval of the appropriate city departments having jurisdiction. (1974 Code, § 8-109)

17-110. 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, tenants, or lessees of such properties where violations of this chapter are known to exist. Such violations shall be corrected within the time specified by the health officer. (1974 Code, § 8-110)

17-111. Garbage service fee. There shall be a charge made for garbage service from each domestic user of two dollars (\$2.00) per month. (1974 Code, § 8-111)

17-112. Violations. It shall be unlawful for any person to violate any of the provisions of this chapter or fail or refuse to obey any notice issued by the department of health or superintendent of the refuse collection department with reference to the storage, accumulation, or disposal of refuse. (1974 Code, § 8-112)

CHAPTER 2**LANDFILL CHARGES****SECTION**

17-201. Establishing landfill rates.

17-202. Authority to review rates.

17-201. Establishing landfill rates. Landfill rates shall be as follows:

Residential	\$3.50 per month
Commercial	\$7.00 per month
Industrial	\$10.00 per month

(1974 Code, § 13-601)

17-202. Authority to review rates. The City of Erin shall have the authority to review any and all rates established by rate schedule, contract, or otherwise, and shall have the authority to change the rate schedule immediately as may be necessary to assure the feasible operation of the municipal general budget of the City of Erin. (1974 Code, § 13-602)