

## 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. (1995 Code, § 17-101)

**17-102. Premises to be kept clean.** All persons within the municipality 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. (1995 Code, § 17-102)

**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

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<sup>1</sup>Municipal code reference

Property maintenance regulations: title 13.

the municipality 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 feet (4') and shall be securely tied in individual bundles weighing not more than seventy-five (75) pounds each and being not more than two feet (2') thick before being deposited for collection. (1995 Code, § 17-103)

**17-104. Location of containers.** Where alleys are used by the municipal refuse collectors, containers shall be placed on or within six feet (6') 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, at such times as shall be scheduled by the municipality 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. (1995 Code, § 17-104)

**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. (1995 Code, § 17-105)

**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 governing body shall designate. Collections shall be made regularly in accordance with an announced schedule. (1995 Code, § 17-106)

**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. (1995 Code, § 17-107)

**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 governing body is expressly prohibited. (1995 Code, § 17-108)

**17-109. Collection fees.** (1) Fees established definition, collection rules and regulations:

(a) There is hereby established a garbage service user fee to be charged to and collected from each household in the Town of Jacksboro, Tennessee on a monthly basis.

(b) "Household" is defined, for the purpose of this section, as all occupied residential living units within the Town of Jacksboro, to which garbage and refuse pick up service is furnished by the Town of Jacksboro, and available for use, whether utilized or not, and for which pick up service is not otherwise required to be provided as a commercial unit (or apartment development in excess of six (6) units).

(c) The residential garbage service user fee is established at the rate of five dollars and thirty cents (\$5.30) per month per residential household or apartment unit. This fee will not exceed ten dollars and sixty cents (\$10.60) per month. The user fee for small business, noncommercial will be eight dollars (\$8.00) per month for one (1) pick up per week or sixteen dollars (\$16.00) per month for two (2) pick-ups per week.

(d) The town recorder is authorized and directed to institute collection mechanisms, rules, and regulations and means as shall be deemed by the town recorder to efficient, appropriate and expedient to effect collections.

(e) In the event a real property tax should be enacted, this section will be abolished.

(2) Penalty for non payment:

(a) It is unlawful to refuse or neglect to pay the monthly garbage service user fee when billed. Each user shall be given ten (10) days from the billing date to make payment to the town.

(b) Each thirty (30) day period that the service fee remains unpaid shall subject the owner or tenant, whichever is the user, to a separate fifty dollar (\$50.00) civil fine for non-payment. (Ord. #106, Oct. 2013)