

**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. (2007 Code, § 17-101)

**17-102. Premises to be kept clean.** All persons within the city 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. (2007 Code, § 17-102)

**17-103. Storage.** Each owner, occupant, or other responsible person using or occupying any building or other premises within this city 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-three (33) gallons, except that this

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<sup>1</sup>Municipal code reference

Property maintenance regulations: title 13.

maximum capacity shall not apply to larger containers which the city handles mechanically. Furthermore, except for containers which the city 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. (2007 Code, § 17-103)

**17-104. Location of containers.** Where alleys are used by the city 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 city 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 be no curb, at such times as shall be scheduled by the city 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. (2007 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. (2007 Code, § 17-105)

**17-106. Collection.** All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of under the supervision of the city manager. Collections shall be made regularly in accordance with an announced schedule. (2007 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. (2007 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 board of commissioners is expressly prohibited. (2007 Code, § 17-108)

**17-109. Permit required.** 1. It shall be unlawful for any person or entity to engage in the business of, or offer the services of garbage or refuse

disposal within the meaning of this chapter without having first obtained a permit from the city manager for the operation of said service.

2. Permits will be issued when the following requirements are met.

(a) A certificate of any underwriter that the applicant has in force a policy, or policies of insurance issued by an insurance company authorized to transact business within the State of Tennessee carrying general liability coverage for the operation of equipment or vehicles for bodily injuries in the amount of three hundred fifty thousand dollars (\$350,000.00) for any one (1) person killed or injured, one hundred thirty thousand dollars (\$130,000.00) for more than one (1) person injured or killed in any one (1) accident, and fifty thousand dollars (\$50,000.00) for all damage arising from injury to or destruction of property. Such certificate of insurance must also contain an endorsement providing for a minimum of ten (10) days' notice to the city in the event of any cancellation of the policy.

(b) A contract, agreement, or other indicia of regular disposal of refuse at a governmentally approved or operated waste disposal site.

(c) Payment of the annual permit fee of ten dollars (\$10.00) is hereby instituted as of January 1, 1991.

3. Any garbage disposal service having a contract with the city to perform the city's garbage collection service will not be required to obtain such permit. (2007 Code, § 17-109)

**17-110. Permit revocation.** The city manager may revoke the permit of any permittee if:

1. The permit was procured by fraudulent conduct or false statement of a material fact or a fact concerning the applicant which was not disclosed at the time of his making the application that would have constituted just cause for refusing to issue such permit; and

2. The permittee violates any provision of this chapter. (2007 Code, § 17-110)

**17-111. Violations and penalty.** It shall be unlawful to wilfully fail to pay the fee assessed by this chapter after the date said fee is delinquent, or to violate any other provision of this chapter. (2007 Code, § 17-111)