

TITLE 17

REFUSE AND TRASH DISPOSAL¹

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 there from and shall not be stored therewith.

"On the curbside" means in the street and "at the curbside" means on the property. (Ord. #1610-2, Nov. 2010)

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. (1971 Code, § 8-102)

17-103. Storage. (1) 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,

¹Municipal code reference

Property maintenance regulations: title 13.

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 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. Waste paper, magazines, and collapsed cardboard boxes or cartons and similar matter, when not placed in a refuse container, must be securely tied in bundles and packages of such size as may be conveniently handled by one (1) man and placed alongside the refuse container for collection.

(2) (a) Due to space or access the city can require commercial businesses to share dumpsters.

(b) Commercial businesses can request to share dumpsters to decrease cost.

(c) Commercial businesses, with multiple tenants in a building, may elect to furnish a shared dumpster to their tenants. The city would bill the owner of the building.

(d) Any residential apartment in a commercial building would pay the residential rate.

(e) Any large mercantile (retail) store over thirty thousand (30,000) square feet would have the option of using a recycling contractor. (1971 Code, § 8-103, modified)

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 is 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. (1971 Code, § 8-104)

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. (1971 Code, § 8-105)

17-106. Collection. All refuse accumulated within the corporate limits shall be collected, conveyed, and disposed of only by city employees, or parties contracting with the city, and under the supervision of such officer as the

governing body shall designate. Collections shall be made regularly in accordance with an announced schedule. Tree trimmings, hedge clippings and similar materials not placed in a refuse container shall be collected on an announced schedule. (1971 Code, § 8-106, modified)

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. (1971 Code, § 8-107)

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 mayor and aldermen is expressly prohibited. (1971 Code, § 8-108)

17-109. Solid waste service charge. All commercial and residential solid waste disposal service charges shall be furnished under such rate schedules as the city may from time to time adopt by appropriate ordinance.¹

17-110. Removal of cuttings, leaves, etc. (1) Tree stumps, trunks, limbs and roots resulting from normal maintenance and care of occupied residential property shall be removed by the city provided the following conditions are met: Each piece shall be placed on the corner of the resident's property nearest the curbside but not on any sidewalk or on curbside.

(2) Tree stumps, trunks, limbs, and roots resulting from cleaning of new ground from construction of residential or commercial structures shall be removed by and at the expense of the contractor, developer, or owner, to an area designated by the director of public works. It shall be unlawful to place and leave on any sidewalk or curbside any such material.

(3) Tree stumps, trunks, limbs and roots resulting from cleaning of by an independent contractor shall be removed by and at the expense of the contractor or owner to an area designated by the director of public works. It shall be unlawful to place or leave on any sidewalk or curbside any such material.

(4) Leaves that are raked into piles and windrows at the curbside shall be removed by the city between October 15th and February 1st. Prior to and after these dates, leaves will be removed by the city only if placed at the curbside in plastic bags or containers.

¹Administrative ordinances are of record in the office of the city recorder.

(5) Grass clippings and small hedge cuttings will be removed by the city only if placed at the curbside in plastic bags or containers.

(6) It shall be unlawful for any person to litter, place, throw, track, or allow to fall on any street, alley, or sidewalk any refuse, glass, tacks, mud, or other objects or materials which are unsightly or which obstruct or tend to limit or interfere with the use of such public ways and places for their intended purposes.

(7) It shall be unlawful for any person to permit or cause the obstruction of any drainage ditch in any public right-of-way. (Ord. #1610-2, Nov. 2010)

17-111. Deposit for sanitation service. Before the sanitation department will allow sanitation pickup, the customer shall make a deposit in accordance with the published schedule for such fees. When service is terminated, the deposit shall be refunded to the customer, provided the customer's final sanitation bill has been paid in full; otherwise, the deposit shall be applied against such debt.