

TITLE 17

REFUSE AND TRASH DISPOSAL¹

CHAPTER

1. REFUSE.
2. PLACEMENT OF INFECTIOUS WASTE IN GARBAGE COLLECTION CONTAINERS.

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. (1976 Code, § 8-201)

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. (1976 Code, § 8-202)

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-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

¹Municipal code reference
Property maintenance regulations: title 13.

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 (4) feet and shall be securely tied in individual bundles weighing not more than seventy-five (75) pounds each and being not more than two (2) feet thick before being deposited for collection. (1976 Code, § 8-203)

17-104. Location of containers. Where alleys are used by the city's refuse collectors, containers shall be placed on or within six (6) feet 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. (1976 Code, § 8-204)

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. (1976 Code, § 8-205)

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 board of mayor and aldermen shall designate. Collections shall be made regularly in accordance with an announced schedule. (1976 Code, § 8-206)

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. (1976 Code, § 8-207)

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. (1976 Code, § 8-208)

CHAPTER 2

PLACEMENT OF INFECTIOUS WASTE IN GARBAGE COLLECTION CONTAINERS

SECTION

17-201. Definitions.

17-202. Infectious waste prohibited in residential containers; exception.

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17-205. Suspension of garbage pickup.

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17-201. Definitions. For the purpose of interpreting and applying this chapter, the following words shall have the meanings indicated:

(1) "Infectious waste" means needles, syringes, lancets, scalpel blades, contaminated broken or sharp laboratory glassware including slides, cover slips, and pasteur pipettes, and any other sharp objects that may potentially spread infectious disease.

(2) "Resident" means any citizen of the City of Smithville who has their household waste collected by or on behalf of the City of Smithville.

(3) "Container" means any puncture-proof plastic container with a tight-fitting screw top, i.e., a sharps container. (as added by Ord. #352, July 2003)

17-202. Infectious waste prohibited in residential containers; exception. It shall be unlawful for any resident to dispose of infectious waste, including needles, syringes, lancets, scalpel blades, contaminated broken or sharp laboratory glassware including slides, cover slips, pasteur pipettes, and any other sharp objects that may potentially spread infectious disease in residential garbage containers for collection by city workers or others who may collect garbage on behalf of the City of Smithville, except where such needles and other infectious waste are properly stored in containers so that solid waste collectors and processors may not come in contact with the infectious waste. (as added by Ord. #352, July 2003)

17-203. Enforcement. The mayor, or his designee, shall have the authority to administer and enforce the provisions of this chapter related to disposal of infectious waste by city residents. (as added by Ord. #352, July 2003)

17-204. Testing of infectious waste. The mayor, or his designee, shall assume that any infectious waste, as defined by this chapter, is a potential carrier of infectious disease, and shall have the authority to call upon any

medical professional or laboratory to inspect any infectious waste discarded in household waste in the City of Smithville, should he/she feel it necessary. (as added by Ord. #352, July 2003)

17-205. Suspension of garbage pickup. In the event that the mayor, or his designee, determines that infectious waste has been improperly disposed of in residential containers, and that the violation constitutes an immediate hazard to the health, safety, and welfare of the citizens of the city or waste collectors, he/she may immediately suspend pickup of the resident's garbage. (as added by Ord. #352, July 2003)

17-206. Violation. It shall be unlawful for any person to violate any provision of this chapter. A civil penalty of fifty dollars (\$50.00) shall be assessed for each separate violation of this chapter. Each day a violation occurs shall be considered a separate offense. (as added by Ord. #352, July 2003)