TITLE 17

REFUSE AND TRASH DISPOSAL[1]

CHAPTER
1. REFUSE.

CHAPTER 1

REFUSE

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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. (1985 Code, § 8-101)

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. (1985 Code, § 8-102)

17-103. Storage. Each owner, occupant, or other responsible person using or occupying any building or other premises within the City of Lewisburg 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

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[1]Municipal code reference
Property maintenance regulations: title 13.

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. (1985 Code, § 8-103)

17-104. Curbside garbage carts regulated. (1) Garbage carts are to be placed at the curb by 6:00 A.M. on the homeowners scheduled collection day; the carts shall not be placed at the curb sooner than 4:00 P.M. the day before collection day. The cart is not to be placed in the road. If there is no curb at the residence, then the cart is placed at the end of the driveway or along the roadside.

(2) The garbage carts are to be returned to a location behind the front of the residence by 7:00 A.M. of the morning following the scheduled day of pickup.

(3) Failure to comply shall be considered a misdemeanor, with each day being a separate offense.

Failure to comply with the provisions of this chapter shall be subject to a fine of not less than five dollars ($5.00) or more than fifty dollars ($50.00). (1985 Code, § 8-104, as replaced by Ord. #14-03, July 2014)

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. (1985 Code, § 8-105)

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 city manager shall designate. Collections shall be made regularly in accordance with an announced schedule. (1985 Code, § 8-106)

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. (1985 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 city council is expressly prohibited. (1985 Code, § 8-108)

17-109. Solid waste disposal fees and charges. (1) Definitions.

(a) "Business and industries" - all commercial and industrial business as defined by the City of Lewisburg.

(b) "Indigent resident." Those residents whose income is less than $500.00 per month and who execute a statement of income per month which shall be approved by the city manager.

(c) "Other residents." A person who owns or occupies a residence within the corporate limits of said city not served by a water meter, and non-residents of the city.

(d) "Person." Any and all persons, natural or artificial, including any individual, firm or association, and municipal or private corporation organized or existing under the laws of this state or any other state, and any governmental agency or county of this state.

(e) "Residence." A private family dwelling serviced by a water meter or a unit in a multiple family dwelling serviced by a water meter.

(f) "Residents." The person who owns or occupies a residence within the corporate limits of said city.

(g) "Solid waste." Garbage, refuse, and other discarded solid materials, including solid waste materials resulting from industrial, commercial, and agricultural operations, and from community activities, but does not include solids or dissolved material in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial waste water effluents, dissolved materials in irrigation return flows or other common water pollutants.

(h) "Solid waste disposal system." The relationship of the coordinated activities of and resources for processing and disposal of solid wastes within a common geographical area and under the supervision of any person or persons engaging in such activities.

(i) "Solid waste processing." An operation for the purpose of modifying the characteristics or properties of solid waste to facilitate transportation or disposal of solid wastes including, but not limited to, incineration, composting, separation, grinding, shredding, and volume reduction.

(j) "Solid waste disposal." The process of placing, confining, compacting, or covering solid waste except when such solid waste is for reuse, removal, reclamation, or salvage.

(2) Business classifications. Business shall be classified as to the amount of solid waste generated by each in either cubic yards or pounds at the discretion of the City of Lewisburg.

(3) Solid waste disposal fees. (a) Each resident, business, industry, school, hospital,nursing home, apartment, multiple unit residence, mobile home or other resident generators of solid waste shall pay a solid waste disposal fee fixed from time to time by resolution of the council of the City of Lewisburg.

(b) Additional hauling charges may be added to the above disposal charges, if furnished by the city and shall be determined and levied by the city manager.

(c) Indigent residents. Each indigent resident as defined in § 17-109(1)(b) shall be exempt from payment for solid waste disposal under this chapter.

(d) The city manager shall annually review the charges and submit his recommendations to the city council.

(4) Fee collection. The treasurer shall collect the solid waste disposal fee provided for herein above with, and as a part of, the monthly water bill, and shall not accept payment of the monthly water bill without payment of the solid waste disposal fee. The city shall shut off the water of any recipient of water service who may be delinquent on the monthly water bill, including as a part of the water bill the fee for solid waste disposal. (1985 Code, § 8-109)

17-110. Restricted use of revenues received from sanitation operations. All funds received pursuant to the provisions outlined in this chapter from the collection of garbage and refuse shall be restricted in use for sanitation operations. (as added by Ord. #15-12, Dec. 2015)