

Chapter 9

GARBAGE AND TRASH

Art. I. In General, §§ 9-1—9-15

Art. II. Collection Regulations, §§ 9-16—9-25

ARTICLE I. IN GENERAL

Sec. 9-1. DEFINITIONS

For the purposed of this chapter, the following words and phrases shall have the meanings respectively ascribed to them:

- a) "*Garbage*" shall mean every refuse accumulation of animal, fruit or vegetable matter that attends the preparation, use, cooking and dealing in or storage of meats, fish, fowl, fruit or vegetables and any other matter of any nature whatsoever which is subject to decay and degeneration of noxious or offensive gases or odors or which during or after decay may serve as a breeding or feeding material for flies or other germ-carrying insects; and any bottles, cans or other containers utilized in normal household use which due to their facility to retain water, may serve as breeding places for mosquitoes and other water-breeding insects.
- b) "*Garbage can*" shall mean a watertight container with suitable handles and a tight fitting cover of the type commonly sold as a "garbage can" and of a capacity of not more than thirty-two (32) gallons or less than fifteen (15) gallons.
- c) "*Garden or lawn trash*" shall mean all accumulations of grass, leaves, shrubbery, vines, and trimmings.

- d) *"Refuse"* shall mean garbage and trash as herein defined, and all trash, rubbish, paper, glass, metal and discarded matter that the last owner intends to abandon to the City for disposal.
- e) *"Trash"* shall mean refuse, accumulations of paper, wooden or paper boxes or containers, sweepings and all other accumulations of a nature other than garbage which are usual to housekeeping and to the operation of stores, offices and other business places. (Code 1971, §9-1)

Cross reference-Definitions and rules of construction generally, § 1-2.

Sec. 9-2. LITTERING PROHIBITED-GENERALLY

It shall be unlawful for any person to throw, drop, or deposit upon any street, alley, sidewalk, yard or premises any refuse, litter or waste matter of any kind without the prior consent of the owner, occupant, or custodian thereof. (Code 1971, § 9-2)

Sec. 9-3. SAME--DUTY OF BUSINESS OWNERS, OCCUPANTS

- a) *Generally.* The owner or occupant of any store or other place of business situated within the City shall exercise reasonable diligence at all times to keep his premises clean of wastepaper, wrapping paper, paper napkins, cartons, package containers, and other used or waste materials thrown or left on such premises by its customers, and to take reasonable measures to prevent the same drifting or blowing to adjoining premises.

b)*Receptacles.* Receptacles of sufficient size and number shall be placed on the premises accessible to the customers of such business where the above referred to articles of waste may be disposed of. (Ord. 5-2002 § 2; June 24, 2002)

Sec. 9-4. SAME-DUTY OF CUSTOMERS

It shall be unlawful for any customer going upon the premises of another to in any manner dispose of wastepaper, wrapping paper, paper napkins, cartons, package containers, and other used or waste materials except in receptacles provided for such purposes. (Code 1971, § 9-4)

Secs. 9-5—9-15. RESERVED

ARTICLE II. COLLECTION REGULATIONS

Sec. 9-16. MANDATORY CITY COLLECTION SERVICES

In order to protect the health, safety and general welfare of the citizens of the city, the city shall provide for the collection, handling and hauling of refuse from each single-family housing unit, occupied building or any business, profession or occupation located within a building or business establishment or parcel of land that is connected to the municipal waterworks system within the corporate boundaries of the city. These collections, as well as the service fees, shall be mandatory. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-17. GARBAGE CANS REQUIRED

The owner or occupant of each building or structure within the city shall provide therefor a garbage can or cans, as defined in Section 9.1 (b), of sufficient capacity to hold all garbage which may accumulate upon or within such premises. (Code 1971, § 9-22)

Sec. 9-18. EXCEPTION TO MANDATORY CITY COLLECTION SERVICE

The owner of a parcel of land that is connected to the municipal waterworks system, which is used for the sole purpose of irrigating non-commercial agriculture, shall be exempt from the mandatory collection service. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-19. ACCUMULATIONS LIMITED

No person is permitted an accumulation of garbage or trash upon any premises in the City for a period longer than seven (7) days. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-20. TRASH ACCUMULATIONS

In all areas of the City, accumulations of trash shall be placed in suitable receptacles or dumpable refuse containers. Paperboard boxes shall be broke down and stacked. The placement of receptacles shall be determined by Resolution of the City Commission. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-21. GARDEN, LAWN TRASH ACCUMULATIONS

Accumulations of garden or lawn trash shall be placed in piles at or near the street line in order to facilitate its collection. No single item of garden or lawn trash shall exceed four (4) feet in length, and no single piece of trash shall exceed forty (40) pounds in weight. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-22. UNLAWFUL DEPOSITS

It shall be unlawful for any person to deposit garbage or trash upon any vacant or unoccupied premises or in any waterway, pit or pool, or in any public place within the City other than as authorized by this Article. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-23. PERMIT REQUIRED FOR BURNING GARDEN OR LAWN TRASH

No person shall burn any garden or lawn trash within the city without first obtaining a permit from the city manager authorizing the same. (Ord. 5-2002 § 3; June 24, 2002)

Sec. 9-24. BURNING GARBAGE PROHIBITED

No person shall burn garbage within the corporate boundaries of the city. (Ord. 5-2002 § 3 June 24, 2002)

Sec. 9-25. COLLECTION CHARGES

- (a) In order to cover the cost of inspecting, collecting, handling and hauling refuse within the city, the following monthly service charges shall be paid to the City by each owner or occupant of each single family housing unit, occupied building, or business establishment for refuse collection.
- (b) The collection schedule and rates for the monthly service charge shall be determined by Resolution of the City Commission.
- (c) The Charges for refuse collection services shall be collected as a part of and under the same terms and conditions as the water bill in accordance with the provisions of Section 21-28 through Section 21-30, inclusive of the Code of Ordinances of the City of Archer.
- (d) The City Commission is authorized to grant a waiver of the charges for collection services subsequent to a request by the customer. (Ord. 5-2002 § 3; June 24, 2002)

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