

CHAPTER 16

HEALTH

ARTICLE I - TRASH REGULATIONS

16-1-1 COLLECTION LICENSE.

(A) There is hereby fixed by the City Council, a license fee in the sum of **Fifty Dollars (\$50.00)** per year for the granting of a license to any person for the collection and disposal of garbage and waste collected within the corporate limits of the City.

(B) The license for the collection and disposal of garbage and waste collected within the City limits shall be issued following the same procedure for the issuance of other City licenses.

(C) In the collection, removal and disposal of any garbage or waste collected and disposed of by any person holding a license as garbage collector, he shall collect the same in a suitable receptacle so that in the transportation of such garbage or waste from the place of collection to the place of disposal, the same shall not be allowed or permitted to fall or remain on any street, alley or public property within the corporate limits of the City.

(D) The disposal of garbage and waste collected within the City by a licensed garbage and waste collector shall be made at a place maintained by such licensed garbage and waste collector.

(E) All garbage and waste collection and disposal performed within the City, or outside the City in places or areas under the City's jurisdiction shall be subject to the rules and regulations of the City Council, and the State Board of Health.

16-1-2 RECEPTACLES.

(A) **Required.** Any person owning, renting, using or occupying any building, house or structure within the downtown area of the City shall provide and maintain, in good order and repair, garbage or trash receptacles of sufficient number to contain the garbage or trash that accumulated upon the premises.

(B) **Duty of Owner.** It shall be the duty of every owner of a garbage or trash receptacle to remove, or to have removed, the contents of the same in accordance with this Section at least once a week.

(C) **Specifications.** Receptacles used for the storage of garbage, trash and refuse materials shall be watertight and meet the following specifications:

- (1) Trash cans shall be of a durable grade of galvanized metal or other suitable material equipped with two lifting handles on opposite sides and a tightly fitting cover with a lifting handle which shall be secured in place at all times, excepting when in use for the deposit or removal of refuse.

(2) Refuse bags shall be made of heavy, multiple-ply paper or plastic designed for the outdoor storage of refuse. Bags must be securely tied or sealed to prevent emission of odors, be of a material so constructed that liquids and greases are not able to penetrate the material and be of sufficient thickness and strength to contain the refuse enclosed without tearing or ripping under normal handling.

(D) **Prohibited Acts.** It shall be unlawful for any person to place, or permit another to place, any garbage, refuse or trash in any receptacle which is not owned by him or provided for his use.

(E) **Definition of Downtown Area.** For the purpose of this Section, the ***Downtown Area*** of the City is defined as that area bounded on the west by Hickory Street, bounded on the east by Washington Street, bounded on the south by Poplar Street and on the north by Park Street.

16-1-3 DEFINITIONS. For the purpose of this Article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Ashes: Residue from fires used for cooking and for heating buildings.

Garbage: Wastes resulting from handling, preparation, cooking and consumption of food; wastes from the handling, storage and sale of produce.

Person: Any person, firm, partnership, association, corporation, company or organization of any kind.

Refuse: Combustible trash, including but not limited to paper, cartons, boxes, barrels, wood, excelsior, tree branches, yard trimmings, wood furniture, bedding; noncombustible trash, including but not limited to metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste; street rubbish, including but not limited to street sweepings, dirt, leaves, catch-basin dirt, contents of litter receptacles, but refuse does not mean earth and wastes from building operations, nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boiler house cinders, lumber, scraps and shavings.

16-1-4 CONTAINERS REQUIRED. Any person owning, occupying, renting or using any building, house or structure within the City limits shall provide, use and maintain, in good order and repair, garbage, refuse, trash or ash receptacles of a sufficient number to contain the garbage, refuse or ashes that accumulate upon the premises.

16-1-5 STORAGE OF GARBAGE. Garbage shall be kept and stored in separate containers and shall not be mixed or commingled with refuse, ashes or other trash. Garbage that is mixed with water or other liquids shall be drained before being placed in a garbage container. Grease in a free flowing state shall be reduced to a solid.

16-1-6 **CONTAINER SPECIFICATIONS.** Containers for the storage of garbage shall be watertight and shall meet the following specifications:

(A) Garbage containers shall be of a durable grade of galvanized metal or other suitable material equipped with two lifting handles on opposite sides and a tightly fitting cover with a lifting handle which shall be secured in place at all times, excepting when in use for the deposit or removal of garbage.

(B) Garbage bags shall be made of heavy, multiple ply paper or plastic designed for the outdoor storage of garbage. The bags must be securely tied or sealed to prevent the emission of odors, be of a material so constructed that any residual liquid is not able to penetrate the material and be of sufficient thickness and strength to contain the garbage enclosed without tearing or ripping under normal handling.

(C) Metal containers for the storage of refuse and ashes shall be fire-proof and shall be of a durable grade of galvanized metal or other suitable material. Refuse bags used for the storage of refuse, trash or ashes shall be made of heavy, multiple ply paper or plastic designed for outdoor storage and, when used, shall be securely tied or sealed and shall be of sufficient thickness and strength to contain the refuse or ashes without tearing or ripping under normal handling.

16-1-7 **CONTENTS OF CONTAINERS TO BE REMOVED WEEKLY.** It shall be the duty of every owner of garbage, refuse or ash containers to remove, or to have removed, the contents of the same from the premises at least once a week.

16-1-8 **EXCLUSIVE USE OF CONTAINERS.** It shall be unlawful for any person to place, or permit another to place, any garbage, refuse or ashes in any container which is not owned by him or provided for his use.

16-1-9 **PROHIBITED REFUSE.** Dead animals, feces, materials impregnated with urine, poisons, explosives, dangerous or corrosive chemicals, clothing taken from persons with infectious diseases, heavy metals or metal parts, lumber, dirt, rocks, bricks, concrete blocks, tires, crates and other refuse from construction or remodeling shall not be placed in containers referred to herein.

[See Section 1-1-20 for penalties.]