

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE

CHAPTER 50: SOLID WASTE

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TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.01 DEFINITIONS.

§ 50.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

GARBAGE. All animal, fruit and vegetable matter, all small cans, glassware, crockery, bags, and other small containers in which matter has been left or stored.

REFUSE. All other types and kinds of materials intended to be discarded, scrapped, or otherwise disposed of.
(’85 Code, § 9-1.1) (Ord. 5, passed - - ; Am. Ord. 10-90, passed 5-15-90)

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.02 CONTAINER SPECIFICATIONS.

§ 50.02 CONTAINER SPECIFICATIONS.

(A) Residential requirements.

(1) Garbage will be kept only in contractor-owned and provided standard, 90-gallon capacity roll-out containers. Each residence is authorized one container; however,

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additional containers are available from the town for a set monthly fee.

(2) Property owners are responsible to assure they have sufficient 90-gallon containers to properly contain refuse prior to collection. Garbage placed on top of or beside the container(s) will not be placed in non-standard containers.

(B) Commercial requirements.

(1) All commercial establishments catering to the public in such a manner as to create refuse shall be required to place an adequate number of refuse containers in such positions and locations as to encourage their use.

(2) All such commercial related containers shall be maintained in a sound and presentable condition.

(C) No person shall throw, place, or deposit any garbage or refuse of any kind, in any place or in any public or private property, except in approved containers or as otherwise provided in accordance with the provisions of this section.

(D) Containers on town-owned property and other public areas are for the use of the town and for the general use of residents and visitors using the public areas. It shall be unlawful for anyone otherwise to place commercial or residential waste or refuse into such containers. ('85 Code, § 9-1.2) (Ord. 5, passed - - ; Am. Ord. 93-18, passed 10-20-93; Am. Ord. 94-02, passed 2-7-94; Am. Ord. 95-06, passed 2-22-95) Penalty, see § 50.99

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.03 BURNING OR BURYING OF GARBAGE REGULATED.

§ 50.03 BURNING OR BURYING OF GARBAGE REGULATED.

It shall be unlawful to burn or bury garbage or trash for the purpose of disposal unless a special permit has been issued by the Town Police Department. ('85 Code, § 9-1.3) (Ord. 5, passed - - ; Am. Ord. 10-90, passed 5-15-90) Penalty, see § 50.99

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.04 ACCUMULATION AND COLLECTION.

§ 50.04 ACCUMULATION AND COLLECTION.

(A) All garbage and household refuse shall be kept in proper containers as required by this chapter and it shall be unlawful for any person to permit garbage to accumulate or remain on any premises longer than is reasonably necessary for its removal. Containers will be located at curbside by the property owner or their representative on designated collection

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days, and then should be returned to the normal house-side storage location by 6:00 p.m. the day after collection. See subsection (B) for an alternative storage location.

(B) It is the intent of the town that all 90-gallon containers be secured in such a manner either next to non-elevated or underneath elevated houses, except on collection days when they are to be placed at curbside, so that the town street right-of-way remains clear of empty containers, and so that containers are not damaged or overturned by high winds or other occurrences. For those property owners who can not make arrangements to have their container placed at or removed from curbside, an alternate non-collection day storage arrangement is as follows: A sturdy, wooden three-sided rack of sufficient size to just hold the required container(s) may be constructed by the owner. The rack must be constructed so the opening allows for the easy removal of the 90-gallon container(s) by the collector on collection days; e.g. the container must roll in and roll out of the rack without having to be lifted. The racks shall not be placed more than five feet from the street right-of-way and shall not be placed within the area of the street right-of-way. The rack shall be maintained in a sound and presentable condition. Container(s), on corner lots, will be located so as not to violate §§ 157.060(D)(9) and 157.061(D)(8), Corner Visibility, of the Town Code of Ordinances.

(C) It shall be the duty of every owner or occupant of every building or premises where garbage or refuse exists, to reasonably and regularly clean the 90-gallon containers and other legal refuse collection containers.

(D) Garbage and household refuse will be collected and removed from the aforesaid containers or cans in accordance with the schedule set forth in the garbage collection service contract, executed independently from this chapter.

(E) Property owners who are consistently found incapable of properly securing their garbage containers as prescribed above, may receive written notice from the town that they are in violation of town ordinance in that regard. Those so affected will be asked to correct the situation so they come into compliance with the code or receive a civil fine of \$50 per day per offense.

('85 Code, § 9-1.4) (Ord. 5, passed - - ; Am. Ord. 10-90, passed 5-15-90; Am. Ord. 98-12, passed 6-22-98; Am. Ord. 99-02, passed 2-8-99; Am. Ord. 02-04, passed 3-11-02) Penalty, see § 50.99

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.05 COLLECTIONS PROHIBITED.

§ 50.05 COLLECTIONS PROHIBITED.

All matter, refuse, and materials such as industrial refuse, building materials and scraps, tree trimmings, walkway scraps, or any other refuse from building or remodeling, large containers, or large household items shall not be accepted or picked up as part of the regular

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garbage collection service contract.

('85 Code, § 9-1.5) (Ord. 5, passed - - ; Am. Ord. 10-90, passed 5-15-90) Penalty, see § 50.99

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.06 RESERVED.

§ 50.06 RESERVED.

**TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.07
TRANSPORTING WASTE MATERIALS; COVERING DURING TRANSPORT.**

§ 50.07 TRANSPORTING WASTE MATERIALS; COVERING DURING TRANSPORT.

All persons transporting waste material, construction material, or any manner of loose materials over the public or private roadways in the town shall insure that such materials are not lost or scattered on or along the rights-of-way of such roadways. These materials shall be securely covered during transit in such manner as to prevent the loss thereof from the transporting vehicle.

('85 Code, § 9-1.7) (Ord. 10-90, passed 5-15-90) Penalty, see § 50.99

TITLE V: PUBLIC WORKS / CHAPTER 50: SOLID WASTE / § 50.99 PENALTY.

§ 50.99 PENALTY.

(A) *Criminal.* Any person who violates any provision of this chapter, with the exception of § 50.04, for which no penalty is otherwise provided shall be subject to the penalty provided in § 10.99(A) of this code of ordinances.

(B) *Civil.* In accordance with § 10.99(B) of this code of ordinances, the civil fine for violation of any provision of this chapter, with the exception of § 50.04, shall be \$25 per offense. ('85 Code, § 9-1.8) (Ord. 5, passed - - ; Am. Ord. 7-87, passed 6-1-87; Am. Ord. 10-90, passed 5-15-90; Am. Ord. 93-11, passed 9-7-93; Am. Ord. 99-02, passed 2-8-99)

TITLE V: PUBLIC WORKS / CHAPTER 51: WATER