

## CHAPTER 20

### SOLID WASTE DISPOSAL

#### Article 1. Garbage and Refuse Collection

##### Sec. 20-1. Definitions.

The word "garbage" as used in this Ordinance shall be construed to mean every accumulation of animal or vegetable matter or both; that is, the refuse matter from kitchens, pantries, dining rooms, or other parts of hotels, restaurants, boarding houses, tenement houses, dwelling houses, market houses, public institutions, private hospitals, all animal matter or refuse matter from butcher shops, the animal matter from poultry houses or stores and the refuse matter from fish stores or other business or occupations.

The word "refuse" as used in this Ordinance shall be construed to mean ashes, cinders, paper, broken ware, discarded shoes or clothing, tin cans or vessels, iron or other metallic vessels or their parts or paper materials and such refuse as may be termed the natural accumulations in the yards and outside premises of resident families, including trash when assembled, and all animal and vegetable matter not defined as garbage.

The term "refuse", for the established monthly fee, shall not include industrial wastes, manure, debris resulting from construction, reconstruction or repairs of buildings, nor dead or fallen trees, nor refuse or waste that is not properly contained, bundled or baled.

Large tree trimmings, logs, branches and bulk quantities of debris will be removed at an extra charge above the monthly service fee, based on the labor and equipment required to handle with a minimum charge of seven dollars (\$7.00).

Provided papers, excelsior, cartons and other small refuse may be packed into boxes which may be loaded completely to truck without use of said metal containers.

##### Sec. 20-2. Administration.

The administration department shall have charge of the collection and disposal of garbage and other refuse, as provided by Sections 1-35 and 1-36, under the general direction of the Town council.

##### Sec. 20-3. Sanitary Services: Use and Payment for Services.

Each and every owner, tenant, occupant or lessee of any family dwelling, separate apartment, building, office or premises within the corporate limits of the Town, are required by this ordinance to accept and use the refuse and/or garbage services provided by the Town, to pay to the Town clerk of said Town the prescribed fee or fees for such refuse and/or garbage services on or before the tenth day of each month for the services rendered during the previous month.

Sec. 20-4.                      Collection Period.

It shall be the duty of the sanitation department of the Town to collect refuse and/or garbage from each premise according to the following schedule:

- (1)     From business establishments within the fire limits, daily.
- (2)     From business establishments outside the fire limits, not less than twice weekly.
- (3)     From residential premises not less than once each week.
- (4)     From offices at least once each week, provided that the sanitation department may require said work to be done at shorter intervals.

Sec. 20-5.                      Metallic Cans Required.

The owner or occupant, as the case may be, of any and all premises within the Town having wet garbage to be disposed of, shall procure, supply and place a water tight heavy metallic can, approved by the sanitation department.

Garbage and refuse receptacles shall not be less than ten (10) gallons, nor more than thirty (30) gallons in size, equipped with cover. Said owner or user of said cans shall keep them clean and in a sanitary condition and also the grounds around same.

Sec. 20-6.                      Unlawful to Remove Garbage or Refuse.

It shall be unlawful for any person, firm or corporation to remove from any premises in the Town or to transport through the streets, alleys or public places, any garbage or refuse as defined in this Ordinance, and every such act shall constitute an offense.

Provided, the Town council reserves the right and may enter into a contract with some suitable person or persons for the removal of wet garbage and/or refuse, as defined herein, upon such terms and conditions as the council may prescribe.

The Town council shall have the right to terminate any such contract or agreement upon ten (10) days written notice.

Sec. 20-7.                    Placing Container - Misplacing Refuse.

Garbage and/or refuse containers shall be placed on the property adjoining and accessible to the alley line or such other place as may be approved by the sanitation department.

It shall be unlawful and an offense for any person to deposit for collection on any street, alley or parking in the Town, or any private property, any refuse except as herein provided. Each day said refuse is permitted to remain unlawfully in any alley, street, parking or elsewhere shall constitute a separate offense.

**Article 2. Fees**

Sec. 20-8.                    Fees to be Charged.

The Town clerk shall charge and collect for refuse and/or garbage service, monthly fees established by the following schedule of charges:

There shall be a minimum charge of seven dollars (\$7.00) per resident per month, and fourteen dollars (\$14.00) per unit for business pick-up and one hundred dollars (\$100.00) per school.

Sec. 20-9.                    Bill to be Combined with Water Bill, Etc.

All bills for sanitation service, otherwise known as garbage and refuse service, rendered by the Town of Ft. Towson shall be included on water bills of the Town and no payment shall be accepted by the Town clerk of the Town except for the full amount billed for all services; and delinquent sanitary bills, otherwise known as garbage and refuse service bills, shall carry the same due dates, grace periods, and penalties as water bills.

**Article 3. Prohibition of Burning of Garbage**

Sec. 20-10.                  Burning Garbage and Other Trash.

The burning of garbage and other refuse shall be governed by Sec. 9-15 of this code.

**Article 4. Joint Sanitary Services.**

Sec. 20-11.                    Joint Sanitary Services.

Nothing in this chapter shall prohibit the creation and operation of a joint cooperative Town-county sanitary service and landfill operation. This action must conform with current state statutes and State Health Department regulations.

**Article 5. Penalty**

Sec. 20-12.                    Penalty.

Any person, firm or corporation who violates any provision of this chapter shall be guilty of an offense, and upon conviction shall be fined in any sum not to exceed \_\_\_\_\_ dollars (\$\_\_\_\_\_) including costs. Every day upon which a violation continues shall be deemed a separate offense.