

AN ORDINANCE PERTAINING TO PUBLIC HEALTH, SAFETY, AND WELFARE; REGULATING STORAGE, COLLECTION, TRANSPORTATION, PROCESSING, AND DISPOSAL OF SOLID WASTE AND YARD WASTE; PROVIDING FOR COLLECTION AND DISPOSAL OF SOLID WASTE AND YARD WASTE; PROVIDING A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES IN CONFLICT.

Be it ordained by the Board of Aldermen of the City of Green City, Missouri, the following:

**SECTION 1: DEFINITIONS**

For the purpose of this ordinance the following terms shall be deemed to have the meaning indicated below:

**BULK TRASH:** any solid waste sitting around totes or in extra solid waste containers residents are not being charged for. Solid waste residents arrange to be picked up or discarded in the City's dumpsters.

**CITY:** the City of Green City, Missouri.

**COLLECTION:** removal of solid waste from its place of storage to the transportation vehicle.

**CONTRACTOR:** solid waste collection company operating under contract with the City.

**DEMOLITION AND CONSTRUCTION WASTE:** Materials from the construction or destruction of residential or commercial structures.

**DIRECTOR:** the Director of the solid waste management program of the City of Green City shall be the City Supervisor, or his/her authorized representative.

**HAZARDOUS WASTES:** including but not limited to: pathological wastes, explosive wastes, pesticides, pesticide containers, toxic or radioactive materials.

**MEDICAL PATHOLOGICAL WASTE:** including, but not limited to, needles, syringes, sharp objects, or other materials that have made contact with blood or bodily fluids.

**OCCUPANT:** any person who, along or jointly or severally with others, shall be in actual possession of any dwelling unit of any other improved real property, either as owner or as a tenant.

**OUTSIDE RESIDENTIAL USER:** any person residing outside the corporate limits of the City of Green City, Missouri.

**REFUSE:** solid waste.

**RESIDENTIAL USER:** any person occupying any building or structure, which is within the corporate limits of the City of Green City.

**SOLID WASTE:** unwanted or discarded waste materials in a solid or semi-solid state.

**SOLID WASTE CONTAINER/TOTERS:** receptacle used by any person to store solid waste during the interval between solid waste collections.

**SOLID WASTE DISPOSAL:** the process of discarding or getting rid of unwanted material. In particular the final disposition of solid waste by man.

**SOLID WASTE MANAGEMENT:** the entire solid waste systems of storage, collection, transportation, processing and disposal.

**STORAGE:** keeping, maintaining or storing solid waste from time of its production until the time of its collection.

**TRANSPORATION:** the transporting of solid waste from the place of collection or processing to a solid waste processing facility or solid waste disposal area.

**YARD WASTE:** brush, leaves, grass clippings, flowers, dirt, and rock

## **SECTION 2: SOLID WASTE STORAGE**

**SECTION 2.1:** The residents within the corporate city limits of the City, shall provide, or shall be provided by the City, sufficient and adequate containers for the storage of all solid waste and to always maintain such solid waste containers in good repair.

**SECTION 2.2:** The residents within the corporate limits of the City shall place all solid waste to be collected in proper solid waste containers and shall maintain such solid waste containers and the area surrounding them in a clean, neat sanitary condition always.

**SECTION 2.3:** Residential solid waste shall be stored in containers that meet the following specifications:

- (a) No more than 90 gallons in normal capacity.
- (b) Containers shall be leak proof, waterproof, and fitted with a fly tight lid.
- (c) Shall be properly covered at all times except when depositing waste therein or removing the contents thereof.
- (d) Shall have handles, basils or other suitable lifting devices or features.

## **SECTION 3: COLLECTION OF SOLID WASTE**

**SECTION 3.1:** Except for services in connection with the collection and disposal of Demolition and Construction Waste no person shall engage in the business of collecting, transporting, processing or disposing of any other type of solid waste within the corporate limits of the City. Residents and any business, firm, partnership or corporation occupying or using any building or



structure which is in the corporate limits of the City shall receive refuse pickup and disposal service or collection for solid waste other than Demolition and Construction Waste exclusively from the City as per rules and regulations of the Ordinance, unless written approval is given by the Board of Aldermen.

**SECTION 3.2:** All solid wastes from premises to which collection services are provided by the City or the Contractor, shall be collected, except bulk trash as defined herein; provided, however, bulk trash collections shall be subject to additional charges as hereinafter established in this ordinance. All solid waste collected shall, upon being loaded into transportation equipment, become the property of the collection agency.

**SECTION 3.3:** Solid waste collectors, employed by the City or a solid waste collection agency operating under contract with the City, are hereby authorized to enter upon private property for the purpose of collecting solid waste there from as required by this ordinance. Solid waste collectors shall not enter dwelling units or other residential buildings for the purpose of collecting residential solid waste. Commercial solid waste may be removed from within commercial establishments upon written request of the owner and approval of the Director.

- (a) All solid waste being set out for collection must be placed at the edge of the property, along the road, unless otherwise directed by the truck operator. Solid waste containers and disposable solid waste containers not properly placed will not be picked up.

**SECTION 3.4:** The following collection frequencies shall apply to collections of solid waste within the City: All residential solid waste, other than bulk trash, shall be collected (at least once) weekly. All commercial solid waste shall be collected (at least once) weekly, except otherwise permitted by the Director, and shall be collected at such lesser intervals as may be fixed by the Director or requested by the commercial establishment upon a determination that such lesser intervals are necessary for the prevention of the health and /or safety of the public.

**SECTION 3.5:** Residential solid waste containers shall be stored upon the residential premises. Commercial solid waste containers shall be stored upon private property, unless the owner shall have been granted written permission from the City to use public property for such purposes. The storage sight shall be well drained, free from loose debris and maintained; fully accessible to collection equipment, public health personnel and fire personnel.

**SECTION 3.6:** Solid waste collectors, employed by the City or a solid waste collection agency operating under contract with the City, shall be responsible for the solid waste from the point of collection to the transportation vehicle provided the solid waste was stored in compliance with Section 2.3 of this ordinance. Any spillage of blowing litter caused as a result of the duties of the solid waste collector shall be collected and placed in the transportation vehicle by the solid waste collector.

**SECTION 3.7:** It shall be the responsibility of the collector to inform the director of any known or suspected hazardous or toxic wastes prior to the collections of such wastes.

**SECTION 4: TRANSPORTATION OF SOLID WASTE**

**SECTION 4.1:** All transportation vehicles shall be maintained in a safe clean and sanitary condition, and shall be so constructed, maintained and operated as to prevent spillage of solid waste there from. All vehicles to be used for transportation of solid waste shall be constructed with watertight bodies and with covers which shall be an integral part of the vehicle. No solid waste shall be transported in the loading hoppers.

**SECTION 4.2:** Permits shall not be required for the removal, hauling or disposal of earth and rock material from grading or excavation activities, however, all such material shall be conveyed in tight vehicles, trucks or receptacles, so constructed and maintained that none of the material being transported shall spill upon the public right of ways.

**SECTION 4.3:** Transportation and disposal of demolition and construction wastes shall be in accordance with applicable Section 5.

**SECTION 5: DISPOSAL OF SOLID WASTE**

**SECTION 5.1:** Solid wastes shall be deposited at a processing facility or disposal area approved by the City and complying with all requirements of the Missouri Division of Health and the Department of Natural Resources.

**SECTION 5.2:** The Director may classify certain wastes as hazardous wastes which will require special handling and shall be disposed of only in a manner acceptable to the Director and which will meet all local, State and Federal regulations.

**SECTION 5.3:** Medical pathological waste shall be disposed of in accordance with Missouri State Department of Health regulations in approved containers.

**SECTION 6: RECYCLE TRAILERS**

The City provides recycle trailers for cardboard, plastic, paper, and aluminum located under the water tower. These may be utilized by both in town and out-of-town residents.

**SECTION 7: YARD WASTE**

**SECTION 7.1:** The City shall operate a yard waste disposal site and will provide for the collection and disposal of residential yard waste two (2) times a year, as determined by the Director.

**SECTION 7.2:** Brush and/or tree limbs will only be picked up by the City in the event of severe weather causing downed branches. All other times there is a designated place maintained by the City located at 503 E Fourth Street for you to dispose of your yard waste.



**SECTION 8: RULES AND REGULATIONS**

The Director shall make, amend, revoke, and enforce reasonable and necessary rules and regulations, governing, but not limited to:

- (a) Specifications for solid waste containers, including the type, composition, equipment, size and shape thereof.
- (b) Identification of solid waste containers and of the covers thereof, and of equipment thereto appertaining, if any.
- (c) Weight limitations on the combined weight of solid waste containers and the contents thereof, and the weight of solid waste bundles and their size limitations on bundles of solid waste too large for solid waste containers.
- (d) Storage of solid waste in solid waste containers.
- (e) Sanitation, maintenance, and replacement of solid waste containers.
- (f) Schedule of and routes for collection and transportation of solid waste.
- (g) Collection points of solid waste containers.
- (h) Collection, transportation, processing, and disposal of solid waste.
- (i) Processing facilities and fees for the use thereof.
- (j) Disposal facilities and fee for the use thereof.
- (k) Handling of special wastes such as toxic hazardous wastes, sludge, ashes, agriculture, construction, bulky items, tires, automobiles, oils, greases, etc.

The City Clerk or such other City official, who is responsible for preparing utility and other service charge billings for the City, is hereby authorized to make and promulgate reasonable and necessary rules and regulations for the billing and collection of solid waste collection and / or disposal service charges, as hereinafter provided for. A copy of any and all rules and regulations made and promulgated under the provisions hereof shall be filed in the office of the City Clerk of the City.

**SECTION 9: PROHIBITED PRACTICES**

It shall be unlawful for any person to:

- (a) Deposit solid waste in any solid waste container other than his own, without the written consent of the owner of the container and / or with the intent of avoiding payment of the service charge hereinafter provided for solid waste collection and disposal,
- (b) Interfere in any manner with solid waste collection and transportation equipment or with solid waste collectors in the lawful performance of their duties as such, whether such equipment or collectors shall be those of the City, or those of a solid waste collection agency operating under contract with the City;
- (c) Dispose of solid waste at any facility or location which is not approved by the City and the Missouri Division of Health;
- (d) Engage in the business of collecting, transporting, processing or disposing of solid waste within the corporate limits of the City, excluding Demolition or Construction Waste;
- (e) Prohibited Solid Waste will include, but is not limited to:
  - Tires (unless side walls have been cut out)
  - Waste oil
  - Batteries
  - sealed metal or plastic containers (5-gallon buckets, 1-gallon cans, bottles, etc.)
  - Gasoline Cans or gasoline tanks

- Paint cans (unless paint inside can is completely dry)
- Any items that are not allowed in the solid waste processing facility.

**SECTION 10: SERVICE CHARGES/ DEPOSITS**

There is hereby imposed, for the collection and disposal of solid waste, and for the improvement of the general public health and environment, a service charge for each dwelling unit and each commercial establishment.

- (a) Residential Users - All residential users shall pay a charge for refuse pickup and disposal to the City of Green City, Missouri. The charge shall be billed by the City of Green City and paid by such residential users with other utility charges. This rate shall entitle the user to one pickup weekly and the fee is listed in the City Fee Schedule.
- (b) Outside Residential Users - Outside residential users can pay for out-of-town trash service. The charge shall be billed by the City of Green City and paid by such residential users. This rate shall entitle the user to 3-4 35-gallon trash bags weekly, the fee is listed in the City Fee Schedule.
- (c) If a residential or commercial user that gets one pickup per week requires the truck to run the hopper more than once there will be an additional charge, which can be found in the City Fee Schedule.
- (d) Dumpsters (Permanent) - Upon making request at City Hall, a customer may acquire the use of a dumpster. All commercial users of a dumpster for refuse pickup and disposal shall pay a monthly charge to the City of Green City, Missouri as shown in the City Fee Schedule. Dumpsters will be provided on a permanent basis so long as the Contractor has a dumpster available. All dumpsters will be located to allow easy access by the refuse truck. In situations where the customer repeatedly overfills the dumpster, arrangements must be made for a larger dumpster or for more frequent pickups.
- (e) Dumpsters (Temporary) – Upon making a request at City Hall and paying the set fee, a customer may acquire the use of a dumpster. Temporary dumpsters may only be placed for up to 2 weeks. At the end of the two (2) weeks or such time the user requests removal of the dumpster before the two (2) weeks are up, a bill will be sent to the customer as shown in the City Fee Schedule. Dumpsters will be provided on a temporary basis so long as the Contractor has a dumpster available. All dumpsters will be located to allow easy access by the refuse truck.
- (f) Customers requiring disposal of bulk trash are required to contact City Hall to arrange pick up. All fees and regulations that are included in this ordinance are applicable.



**SECTION 11: FEE SCHEDULE/RATE CODE**

1. 1 Toter	\$12.50/month
2. 2 Toters	\$14.50/month
3. Each Additional Toter after 2	\$15.00/month
4. Out of Town Customers	\$20.00/month
5. Temporary Dumpster Set Fee	\$20.00
6. Temporary 2yd Dumpster	\$15.00/dump
7. Temporary 4yd Dumpster	\$30.00/dump
8. One 2yd Dumpster – 1 dump/wk	\$60.00/month
9. One 2yd Dumpster – 2 dumps/wk	\$120.00/month
10. One 4yd Dumpster – 1 dump/wk	\$120.00/month
11. One 4yd Dumpster – 2 dumps/wk	\$240.00/month
12. Two 2yd Dumpsters – 1 dump/wk	\$120.00/month
13. Two 2yd Dumpster – 2 dumps/wk	\$240.00/month
14. Two 4yd Dumpsters – 1 dump/wk	\$240.00/month
15. Two 4yd Dumpsters – 2 dumps/wk	\$480.00/month
16. Senior Housing	\$24.00/month
17. School	\$360.00/month
18. Bulk Trash	\$15.00/occurrence
19. Replacement of damaged or lost toter	\$50.00/toter

**SECTION 11: PENALTIES**

Any person violating any of the provisions of this Ordinance or any lawful rules or regulations promulgated pursuant thereto, shall, upon conviction, punished by a fine of not less than \$5.00 no more than \$500.00; provided that each day's violation thereof shall be a separate offense for the purpose hereof.

**SECTION 13: REPEALS**

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 14: SEVERABILITY CLAUSE**

The provisions of this Ordinance are severable, and if any provisions or part thereof shall be held invalid or unconstitutional, or inapplicable to any person or circumstance, such invalidity, unconstitutionality, or inapplicability shall not affect or impair the remaining provisions of this Ordinance.

This ordinance shall become effective upon the 10<sup>th</sup> day of August, 2021.



ATTEST: -

Rachael Hall  
Rachael Hall, City Clerk

Charity Taylor, Mayor  
Charity Taylor, Mayor