

## **Chapter 28**

### **Sanitation - Garbage**

#### **Section 28-1 Establishment.**

This Chapter shall establish certain regulations for refuse removal within the city and to generate sufficient revenue to pay all costs and disposal of refuse generated within the city.

#### **Section 28-2 City collection service.**

Garbage collection service is mandatory for all occupants or persons in possession, charge, or control of residences of the city in or from which garbage is created, accumulated, or produced to use the city's collection service.

It shall be unlawful for any person other than authorized agents or employees of the city to collect, remove, or dispose of garbage in the city. Provided, however, that nothing contained herein shall prevent the use of garbage disposal devices as provided in the City Plumbing Code.

#### **Section 28-3 Collection frequency.**

Collection of garbage shall be made at least once a week from private residences and commercial places.

#### **Section 28-4 Containers.**

- A. It shall be the duty of every person in possession, charge, or control of any place in or from which garbage is created, accumulated, or produced to provide, and at all times keep in a suitable place readily accessible to the garbage collector, garbage containers capable of holding all garbage that would ordinarily accumulate on such premises between the times of successive collections. The owner of any multiple dwelling shall furnish or require his tenants to furnish proper garbage containers.
- B. All garbage created, accumulated, or produced shall be deposited in containers of a type approved by the city council and shall be watertight.
- C. No more than two (2) containers with a capacity of no more than thirty-three (33) gallons are allowable for collection per residence.
- D. The containers shall be kept in a clean, neat, and sanitary condition at all times.

#### **Section 28-5 Location of containers.**

No garbage containers or other containers for refuse, other than those of the city, shall be placed, kept, stored, or located within the right-of-way of a street or alley. Provided, however, that the city may authorize the location of such containers within the public right-of-way at specified places and times when such location is necessary for expeditious collection and disposition of garbage by the city.

**Section 28-6 Preparation of refuse for collection.**

Rubbish, except broken glass, may be deposited in garbage containers. Potentially infectious material shall not be deposited or placed in garbage containers. Liquid garbage shall not be deposited in such containers. Kitchen garbage shall be drained of all moisture before it is placed or deposited in garbage containers.

**Section 28-7 Collection fees.**

The city council has determined that the periodic collection of garbage from all residences in the city benefits all occupants of places in the city, and such occupants or persons in possession, charge, or control of any residence in or from which garbage is created, accumulated, or produced are liable for and shall pay the garbage collection fees specified below:

A. All private residences.....As set by resolution of city council

B. All commercial and businesses.....Negotiated with collector

**Section 28-8 Payment of fees.**

Fees for garbage and rubbish collection shall be paid monthly and shall be included with payment for water and sewer services.

**Section 28-9 Delinquent payments.**

Any fees due under this Chapter shall be due and paid at the same time as city water and sewer charges. Water service may be disconnected until all fees for water, sewer, and refuse have been paid in full.

**Section 28-10 Nuisance.**

The keeping of garbage in containers other than containers prescribed in this Chapter or the keeping upon premises of garbage or rubbish which is allowed to become offensive and noisome, shall constitute a public nuisance and may be abated in the manner provided by law for the abatement of nuisances.