

## EXCERPTS FROM THE ESSEXVILLE CITY CODE

### Sec. 2.704. City Refuse Collection.<sup>1</sup>

- a. Unless authorized otherwise by Section 2.703, every owner or occupant of a residential unit for which City refuse collection service is afforded under this ordinance shall place all accumulated and acceptable refuse for collection by the City or its contractor. Refuse shall be placed by the owner and occupant of the residential unit at the curb in front of the residence not earlier than 5:00 p.m. of the day preceding the collection day. The owner and occupant shall not place or cause to be placed any unacceptable items for collection. No person shall place refuse materials of any kind on the premises of or in front of a residence for City collection service, except refuse originating in that residence.
- b. The City Manager shall make such rules and regulations, including schedules, as he or she deems necessary to govern the collection and disposal of all refuse within the City. Such rules and regulations shall be in effect upon their approval by the City Council. The rules and regulations may provide for unique or infrequent waste collections such as Christmas trees or seasonal yard waste. The rules may provide for recycling and the placement of recycling containers. All rules and regulations shall be publicized.
- c. City Contractor. The City may, by advertising for bids enter into a contract for City refuse collection with a contractor, who shall be licensed. The contractor shall be a person the City Council deems best able to collect and dispose of refuse in the City in accordance with the best interests of the City and its residents, and pursuant to this ordinance and rules and regulations adopted by the City. The contract documents shall contain provisions that the City contractor shall commit to collect and dispose of refuse from all premises in the City in full compliance with this ordinance and applicable local, state and federal laws, rules and regulations subject to provisions for alternate collection and disposal under Section 2.703, if any.

### Sec. 2.705.<sup>2</sup> Removal of Uncontained Refuse. Unacceptable Materials, Yard Waste, and Weight and Size Limits.

- a. The owner and occupant of a residential unit shall remove any scattered or uncontained refuse, including unacceptable materials within twenty-four (24) hours after the same has been scattered or deposited, and dispose of the same in accordance with this ordinance or in accordance with federal and state laws, rules and regulations.
- b. Unacceptable items, including but not limited to commercial, medical and contagious, industrial refuse, untagged or unacceptable appliance or bulk items, shall be removed from all premises and disposed of by the owner and occupant thereof in accordance with this ordinance or federal and state laws, rules and regulations. It shall be unlawful to store any unacceptable items on any premises.

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<sup>1</sup> This Section adopted January 14, 1997, effective February 18, 1997.

<sup>2</sup> This Section adopted January 14, 1997, effective February 18, 1997.

- c. Yard Waste shall be placed in separate containers clearly marked "yard wastes" or paper compostible bags. Yard waste shall not be placed in plastic bags and shall be kept unmixed from other types of waste or refuse and may be refused to be collected by the City or its contractor if mixed with refuse in the same receptacle. Yard waste shall only be placed at a collection point or a curbside for pickup between April 1 to December 1 of each year exclusive of Christmas trees which shall be allowed to be so placed during the last week of December and the month of January of each year.
- d. Brush shall be in bundles and should be limited to 48" in length, 24" in diameter, and 50 pounds in weight. Individual pieces of brush shall not exceed 2" in diameter. Christmas trees are not subject to the above limitations.

Weight Limitations. No refuse container contents or refuse bag shall be collected if they weigh in excess of 50 pounds. Garbage cans shall not exceed 33 gallons in capacity and shall be fitted with handles and lids. All other receptacles placed for collection shall be of such size and form as to allow collection by one person.

Sec. 2.706.<sup>3</sup> Bulk Items and Household Appliances. All household appliances having heating and cooling equipment with chlorofluorocarbons (CFC) shall have it removed and evidence of such affixed to it by the property owner that such has occurred prior to being placed at curbside for pickup. Bulk items and household appliance shall be collected by the City or its contractors pursuant to a schedule and rules and regulations promulgated by the City Manager. No such item will be collected unless in conformity with the rules and regulations established by the City Manager and in accordance with the definition of bulk items and household appliances as defined in Section 2.801 of this Ordinance.

Sec. 2.707. Collection of Recyclable Materials.<sup>4</sup>

- a. Specifications for City recycling containers and their use shall be promulgated by the City Manager and adopted in the rules and regulations.
- b. When required by the City, recycling containers shall be provided by the City, through its contractor or other means to every residential unit served within the City.
- c. Residents, owners and occupants of buildings shall not be required to separate materials and if they do not wish to recycle material or participate in the recycling program and if any resident shall desire not to do so they may take the recycling containers provided for recycling to the Essexville City Hall and execute a form giving thirty day notice of their desire not to participate to which their billing for refuse pickup shall be adjusted accordingly. No other form of declination of recycling by any other form of notice to the City of a resident's desire not to participate in recycling shall be recognized by the City and billing shall continue to each resident for recycling until such proper form is executed and recycling containers are returned to the City.

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<sup>3</sup> This Section adopted January 14, 1997, effective February 18, 1997.

<sup>4</sup> This Section adopted January 14, 1997, effective February 18, 1997.

- d. Recycling containers shall only be used for the collection and removal of recyclable materials.

The collection of recyclable materials and use of recycling containers shall be made available at times and during periods set forth in rules and regulations, which shall be adopted from time to time by the City and publicized.