

Ordinance #50
Solid and Compostable Waste Ordinance:
City of Grant Ordinance to Establish
Guidelines for Solid Waste Disposal

An Ordinance to establish guidelines for solid waste and compostable waste removal within the City of Grant, and to provide for the collection of penalties and fees related to such collection.

The City of Grant hereby ordains:

Section 1: Purpose

In order to protect the City of Grant's roads and right-of-way infrastructure from excessive private refuse collection vehicles and make provisions for waste disposal services to the residents and business owners in the City of Grant.

Section 2: Definitions

The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

a. Bulky Waste

For the purposes of this ordinance, "Bulky Waste" shall be defined as discarded furniture, appliances, tools and other goods, including tables, sofas, stoves, refrigerators, lawn mowers and such other large items.

b. City-Authorized Collector

For the purposes of this ordinance, "City-Authorized Collector" shall be defined as the person, firm, partnership, association or corporation designated by the city, who shall be responsible for the collection and transportation of all solid waste items from residential properties within the City of Grant.

c. City-Permitted Collector

For the purposes of this ordinance, "City-Permitted Collector" shall be defined as any person, firm, partnership, association or corporation that has obtained a permit from the City of Grant to collect and transport solid waste for hire from commercial, industrial, public, or agricultural entities located within the City of Grant.

d. Compostables

For the purposes of this ordinance, "Compostables" shall be defined as yard waste, including grass clippings, leaves and brush trimmings, which are less than one-half of an inch in diameter.

e. Garbage

For the purposes of this ordinance, “Garbage” shall be defined as rejected food, waste and all refuse of animal, fruit or vegetable matter used or intended for food or that attends the preparation, use, cooking, dealing in or storing of meat, fish, fowl, fruit or vegetables.

f. Rubbish

For the purposes of this ordinance, “Rubbish” shall be defined as non-recyclable paper, rags, rubber, glass, ordinary wastes from residences and business establishments and all items not otherwise defined in this ordinance.

g. Solid Waste

For the purposes of this ordinance, “Solid Waste” shall be defined as any garbage or rubbish from residences, public institutions, or business establishments.

Section 3: Nuisances

Any item found to be improperly stored or placed for collection in violation of this ordinance shall be considered to be a nuisance. The city or the city authorized collector shall issue a written notice to the premises in violation of this ordinance to abate such nuisance by removing such item within 24 hours after delivery of such notice, after which the city or its designated contractor is authorized to remove the items in violation at the cost of the property owner. The property owner shall be billed for such cost, and all amounts not paid shall be collected in the same manner as delinquent fees and charges as provided in Section 9.

Section 4: Enforcement

Authorized city employees, including members of the police department, are hereby authorized to enforce this ordinance and to issue citations or warrants to or against any person violating the provisions of this ordinance.

The city manager or his designee shall have the authority to promulgate rules and regulations which shall be approved by the city council concerning the implementation of this ordinance, the identity of recyclable materials and the design and availability of recycling and/or compostable containers.

Section 5: Dumps and Landfills

It shall be unlawful for any person or his agents or employees to maintain or operate upon any land within the city a public or private dump or landfill.

Section 6: Unauthorized Collection or Disposal

No person, firm, partnership, association or corporation shall dispose of any solid wastes, compostables, or recyclables except to a City-Authorized Collector or a City-Permitted Collector.

No person, firm, partnership, association or corporation shall collect any solid waste, compostables, or recyclables within the City of Grant without first obtaining a City Permit.

Section 7: Deposit in required receptacles; kind, placement and use

- a. All yards, alleys, streets, vacant lots or other places in the city shall be kept free from garbage, bulky waste and rubbish. Garbage, bulky waste and rubbish shall be deposited in an appropriate container and/or placed for collection as set out in this article.
- b. The occupants of any dwelling, house, building or structure of any kind or description whatsoever shall be provided by the city authorized collector, a covered watertight container with handles, not exceeding a 96-gallon capacity, or an approved container compatible with the city authorized collector's mechanical handling equipment for receipt and disposal of garbage and rubbish, excluding recyclables and compostables. The owners of multiple dwellings shall be provided appropriate containers for the tenants of such multiple dwellings.
- c. Compostables will be collected by City Department of Public Works staff on the 1st and 15th day of each month. All loose compostable materials, such as leaves and grass clippings must be in appropriate plastic or paper bags. All tree/shrub trimmings must be cut into manageable sizes, not to exceed four (4) feet in length and 18 inches in diameter, and not to exceed 25lbs in weight, and bundled. All compostables shall be left in the right-of-way, between the curb and sidewalk for pick up not more than 48 hours before scheduled pick up times.
- d. No containers, bulky waste or other materials to be disposed of shall be placed in any public street, right-of-way, alley or other public place, prior to 18 hours before the regular collection time, and such containers shall be removed from such places not later than 12 hours after the collection is made.
- e. Containers and bulky waste shall be placed between the curb and the sidewalk unless otherwise authorized by the city manager or his designee.
- f. Tagged, rejected items shall be immediately removed from the right-of-way between the curb and sidewalk by the person responsible for placing them there or by the owner of the premises from which the items originated. The tag shall state the reason the collection was not made.

Section 8: Garbage to be drained of liquids

No person shall place in any container any garbage which has not been well drained of all liquids.

Section 9: Fees and charges

- a. The city council shall from time to time establish and approve fees and charges for the collection and disposal of solid waste, bulky waste and compostables by the City-Authorized Collector. Such fees and charges shall be paid when due by the persons using and receiving the benefits of such collection and disposal services directly to the City-Authorized Collector.
- b. The city authorized collector shall bill in advance users and beneficiaries of collection and disposal services no more frequently than once a month and no less frequently than once every three months for such services. Payment shall be due within 15 days after billing.
- d. The city may use any method authorized by law to collect delinquent fees and charges.
- e. Violation of any portion of this ordinance shall be considered a municipal civil infraction, punishable by a civil fine of not more than \$500.00 per incident, plus costs and other sanctions for each infraction, or by imposition of both fine and revocation of permit subject to a fine of not more than \$500.00 per incident.

Section 10: Severability

Should any provision or part of this ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this ordinance which shall remain in full force and effect.

Section 11: Effective Date

This ordinance shall take effect September 25, 2006. All ordinances or parts of ordinances in conflict are hereby repealed.

City of Grant Waste Removal Permit Application

Valid from October 1, 2006 to September 30, 2007

Fee: \$100.00

Waste removal in the City of Grant shall be done in such a fashion and at such a time as to not disrupt the peacefulness and tranquility of City residents.

Name of Applicant: _____

Address: _____

Phone Number: _____

I have read, understand, and agree to the terms of City of Grant Ordinance No. 50.

Applicant Signature

Date

Title (Company)

A violation of Ordinance No. 50 shall constitute a municipal civil infraction, punishable by a civil fine of not more than \$500.00 per incident, plus costs and other sanctions for each infraction, or by imposition of both fine and revocation of permit.

For Official Use Only

License: _____ Granted _____ Denied

Reason(s) for denial _____

Authorized Official

Date