

CHAPTER 50: GARBAGE AND REFUSE

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GENERAL PROVISIONS

§ 50.01 DUMPING OF TRASH, RUBBISH ONLY AT DESIGNATED DUMPING AREA.

The dumping or depositing of trash or rubbish within the city limits, except at a previously designated dumping area shall be prohibited.
(Ord. passed 5-5-52) Penalty, see § 50.99

§ 50.02 OPEN BURNING OF TRASH AND RUBBISH.

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BURN OPENLY. Any burning which emits into the air any air contaminants, including smoke, dust, soot, grime, carbon, or any other particulate matter, noxious acids, fumes, gases, odors, vapors, or any combination thereof.

DUMPING FACILITY. Any facility owned and/or operated by the city for the purpose of waste disposal.

PERSON or PERSONS. Any individual, industry, firm, corporation, co-partnership or other entity whatsoever.

(B) It shall be unlawful for any person to burn openly trash, rubbish, or other waste material at any dumping facility owned and/or operated by the city.

(Ord. passed 3-17-69; Am. Ord. passed 5-5-69) Penalty, see § 50.99

Cross-reference:

Bonfires; open burning, see § 93.22

GARBAGE COLLECTION FEES

§ 50.15 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DISABLED PERSON. Any person incapable of engaging in gainful employment by reason of a physical or mental condition that has existed for a period of not less than six months, or which can be expected to last for not less than 12 months, or result in death. A person deemed disabled by a governmental agency including the city shall be deemed disabled for purposes of this subchapter.

HOUSEHOLD. Each dwelling unit designed or used as a residence for one or more persons, but not including a tent, cabin, boarding or rooming house, hotel or motel.

MOBILE HOME PARK. An area of land upon which two or more occupied mobile homes are placed or located, or which is designed for occupancy by two or more mobile homes.

MULTI-FAMILY DWELLING. A building, or portion thereof, designed for, or occupied for, or occupied by two or more households, except those owned by a governmental agency.
(Ord. passed 8-1-83; Am. Ord. passed 9-6-83)

§ 50.16 MONTHLY FEE UPON EACH HOUSEHOLD; EXEMPTIONS.

(A) Except as hereinafter provided, a monthly charge or fee of \$9 shall be made upon each household, except where the household is located in a multi-family dwelling or a mobile home park; unless the principal member of the household is 65 years of age, or older, or is disabled, in which case the monthly

charge or fee shall be \$6.40. Disabled persons, and persons over the age of 65, shall make application for lower charge on forms furnished by the city, and no persons shall be entitled to the lower charge until such time as the application has been filed with the city.

(B) Those fees collected in excess of the city's base garbage collection fees of \$7 are to be deposited by the City Treasurer in a special account and those funds shall be used for the cost of replacement or repair of the city's garbage collection trucks and other city-owned equipment.

(Ord. passed 8-1-83; Am. Ord. passed 9-6-83; Am. Ord. passed 6-15-92; Am. Ord. 04-09-01, passed 9-20-04; Ord. 14-01-01, passed 1-13-14)

§ 50.17 MONTHLY FEES UPON MULTI-FAMILY DWELLINGS AND MOBILE HOME PARKS.

(A) Except as hereinafter provided, the owner of each multi-family dwelling and the owner of each mobile home park, except those owned by governmental agency, shall pay a monthly charge or fee of \$9 for each dwelling unit in the multi-family dwelling or the mobile home park occupied during the month. For purposes of this subchapter each dwelling unit in the multi-family or the mobile home park shall be deemed occupied unless certified in writing upon forms provided by the city, that one or more dwelling units were vacant.

(B) Each owner of a multi-family unit and each owner of a mobile home park shall certify in writing, on forms furnished by the city, the number of dwelling units in each multi-family dwelling and in each mobile home park.

(C) (1) A monthly charge or fee of \$9 may at the option of the city be made upon each household located in a multi-family dwelling or a mobile home park, unless the principal member of the household is 65 years of age, or older, or is disabled, in which case the monthly charge or fee shall be \$6.40, when such households have contracted to purchase water from the city and the service of water to such households measured by a separate water meter for each household. In that event, the city shall not collect a monthly fee or charge for that household from the owner of the multi-family dwelling or mobile home park where such household is located.

(2) Those fees collected in excess of the city's base garbage collection fees of \$7 are to be deposited by the City Treasurer in a special account and those funds shall be used for the cost of replacement or repair of the city's garbage collection trucks and other city-owned equipment.

(D) Disabled persons, and persons over the age of 65, shall make application for lower charge on forms furnished by the city, and no person shall be entitled to the lower charge until such time as the application has been filed with the city.

(E) *Exemption for certain multifamily dwellings and mobile home parks.* Any multifamily dwelling complex with more than ten dwellings or any mobile home park with more than ten occupied sites may make application to be exempt from charges for the city's garbage and refuse collection service provided they contract for an obtain such services from a private contractor authorized to provide the service in the city. Applications for exemption under this section shall be upon forms provided by the city and the applicant shall attach to their application a copy of their contract for such services from a private contractor. No apartment complex or mobile home park shall be exempt from these charges until such time as the application has been filed with the City Clerk.

(Ord. passed 8-1-83; Am. Ord. passed 9-6-83; Am. Ord. passed 6-15-92; Am. Ord. passed 7-18-94; Am. Ord. 04-09-01, passed 9-20-04; Ord. 14-01-01, passed 1-13-14)

§ 50.18 BILLINGS; PENALTY FOR DELINQUENCY.

All charges or fees shall be due when notice of the charge is mailed. If the amount due is not paid within ten days from the date of billing, such charges will be deemed delinquent and a penalty equal to 10% of the amount of the charge shall be added thereto.

(Ord. passed 8-1-83; Am. Ord. passed 9-6-83)

§ 50.19 FEES TO BE MANDATORY.

The fees or charges set forth in this subchapter shall be mandatory upon each household, multi-family dwelling or mobile home park, unless exempted, and shall be for the collection of garbage or refuse.

(Ord. passed 8-1-83; Am. Ord. passed 9-6-83)

§ 50.20 CONTRACTS WITH GOVERNMENTAL AGENCIES.

The city may negotiate a contract with any governmental agency for the collection of garbage or refuse from any multi-family dwelling owned by a governmental agency.

(Ord. passed 8-1-83; Am. Ord. passed 9-6-83)

§ 50.99 PENALTY.

Any person, firm, or corporation who violates any provision of this chapter shall be guilty of a misdemeanor and shall be subject to a fine of up to \$500, imprisonment for up to 30 days or both.