

## ROBERTS CITY ORDINANCE #501

AN ORDINANCE OF THE CITY OF ROBERTS PROVIDING FOR GARBAGE AND REFUSE COLLECTION, PROVIDING A PENALTY FOR FAILURE TO COMPLY WITH REFUSE COLLECTION, PROVIDING FOR A BILLING SCHEME, PROVIDING DEFINITIONS OF VARIOUS TERMS AND PROHIBITING COLLECTION OF REFUSE BY UNAUTHORIZED INDIVIDUALS

### PREAMBLE

WHEREAS, the County of Jefferson has discontinued the collection of garbage and refuse, and the City of Roberts needs to put in place a method of collection.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF ROBERTS AS FOLLOWS:

### SECTION 1: SCOPE OF CHAPTER

This ordinance shall apply to all properties and areas of the City, including apartments, trailer courts, and all other dwelling units, retail stores, banks, and all other commercial establishments.

### SECTION 2: DEFINITIONS

For the purpose of this Chapter the following terms, phrases, words, and their derivatives shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number..

(a) The term "refuse" as used herein includes garbage and trash as defined herein.

(b) The term "garbage" shall include waste resulting,from the handling, preparation, cooking and consumption of food-, and wastes from the handling and storage of produce.

(c) The term "ashes and clinkers" shall mean the residue from fire used for cooking, heating or burning of trash after combustion has entirely ceased and the residue has entirely cooled.

(d) The term "trash" shall include wastes other than garbage such as tin cans, bottles, dust, ashes, clinkers, papers, pasteboard, cardboard or wooden boxes, lumber scraps and shavings, leaves, weeds, cuttings from trees, lawns, shrubs and garden, or other similar waste materials produced in normal course of every day living.

The term "trash" shall not include recognized construction wastes, industrial wastes, or by products, carcasses of dead animals, appliances, furniture, automobile parts and bodies, and bodies, and other similar items.

(e) The term "Person" shall include any person, firm, partnership, association, institute, company, corporation, or organization of any kind.

(f) The terms "owner" and "occupant" whenever herein used may be used interchangeable and shall include every person in possession, charge, or control of any flat, dwelling, rooming house, apartment, or trailer where refuse is created or accumulated.

(g) The term "collector" wherever used herein, shall include the person holding a license or contract with the City, or employed and thereby authorized and designated by the City to collect, handle, transport and dispose of refuse.

(h) The term "inspector" shall mean the authorized employee or employees of the City, or some individual designated by the Council as having to enforce this ordinance. In the absence of an appointment, the City Public Works Director shall be deemed to have the power of inspector.

(i) The term "approved container" shall mean only those containers which have been approved by the "inspector" as to type and make. Only those containers meeting the following specifications shall be approved by the "inspector". 1. They shall be constructed to allow pick up through automated means; 2. They shall be a minimum of ninety (90) gallons.

(j) Wherever the word "shall" appears in this ordinance, it shall be construed as being 'mandatory.

### SECTION 3: USE OF THE SYSTEM

Every person who is an owner or occupant of premises for residential or commercial purposes within the City limits shall use the refuse collection and disposal system herein provided and shall deposit or cause to be disposed of in accordance with this Ordinance all refuse which is accumulated on such premises; provided, however, that nothing herein is to be construed to prohibit any owner from transporting and disposing of refuse accumulated on his own premises, subject to all regulations herein contained.

### SECTION 4: REFUSE ACCUMULATION

It shall be unlawful for any person to permit or to suffer to accumulate in or about any yard, lot, place or premise, or upon any street, alley, or sidewalk adjacent to such lot, yard, place or premise, owned or occupied by such person, any refuse so as to