

CHAPTER 9.

REFUSE, GARBAGE AND WEEDS.

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Article I. In General.

Sec. 9-1. Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Garbage. Wastes resulting from the handling, preparation, cooking or consumption of foods; wastes from the handling, storage and sale of produce; any other matter whatsoever that may decompose and become foul, offensive, unsanitary or dangerous to health.

Refuse. Combustible and noncombustible discarded materials including, but not limited to, paper, wood, glass, metal and cloth products, yard trimmings, tree branches, furniture, bedding, building materials, leaves, ashes and solid wastes resulting from industrial and manufacturing processes.

Sec. 9-2. Maintenance of premises generally.

(a) It shall be the duty of any owner, agent, tenant, purchaser, contractor or lessee of any premises within the municipality including places of business, dwelling houses, apartments, tenements, construction sites or other establishments, at all times, to maintain the premises in a clean and orderly condition, permitting no deposit or accumulation of materials other than those necessary or ordinarily attendant upon construction or upon the use for which such premises

are legally intended. Any such accumulation is hereby declared to constitute a nuisance and a nonconforming use of the premises.

(b) All such persons, where cooking or eating is done, shall provide and keep at their expense, at all time, garbage cans which are suitable for the purpose of holding all garbage and refuse without running over.

Sec. 9-3. Containers--Design.

All garbage and refuse cans shall be constructed of galvanized iron, metal or other material approved by the municipality; shall be watertight; shall have a close fitting lid or cover which shall be attached to the container and which shall be at all times so maintained in position as to prevent the ingress or egress of flies and other insects; shall have a bail or handles thereon for handling; and shall not exceed twenty gallons in capacity or seventy-five pounds in content.

Article II. Landfills.

Sec. 9-4. Established.

There is hereby established a municipal landfill ground for the municipality to be used for the disposal of all ashes, refuse, garbage and other waste matter or materials.

Sec. 9-5. Rules and regulations.

The administrative official of the municipality placed in charge of the landfill is hereby authorized to establish rules and regulations for the operation of the municipal landfill and its use by the public.

Sec. 9-6. Removal of material from landfill.

All garbage, refuse, waste or matter of any kind disposed of at the municipal landfill shall become the property of the municipality, and no person shall separate, collect, carry off or otherwise remove or dispose of anything whatsoever from the municipal landfill ground without the permission of the officer or employee of the municipality in charge of the landfill.

Sec. 9-7. Fees.

Fees for use of the municipal landfill shall be as established by the governing body from time to time.

Sec. 9-8. Setting fires.

It shall be unlawful for any person to set fire within the municipal landfill.

Sec. 9-9. Use of other places for disposal of garbage, refuse, etc., prohibited.

It shall be unlawful for any person to use land or places within the municipality, other than the municipal landfill, for the purpose of dumping ashes, refuse, garbage, waste or other matter.

Article III. Weeds.

Sec. 9-10. Removal--Required.

It shall be the duty of any owner, occupant or agent, having control of any lot or premises, to mow or otherwise destroy and remove weeds that may grow upon such lot or premises, as well as upon any parking space between such property and the street and upon that portion of any alley adjoining such premises.

Sec. 9-11. Same--Enforcement; compliance of owner, etc., notice.

It shall be the duty of the officer appointed by the governing body to require compliance with this article. The owner, agent or occupant of any premises shall be held liable for such compliance; and if such person shall refuse or fail to destroy and remove any weeds upon any premises under his care and control, he shall be served with verbal or written notice requiring removal of such weeds within three days from the receipt of such notice.

Sec. 9-12. Same--By municipality.

Upon failure to comply with any notice given pursuant to section 9-11, the municipality may have such weeds destroyed and removed, charging the cost thereof as a special bill for refuse removal. Should such bill not be paid promptly, the same shall become a lien against such property and collectible as such.

Sec. 9- 13. Same--Penalties.

Any person responsible for such failure to comply with the provisions of this article shall be punished as provided in section 1-5 for each offense. Each time weeds on such premises require destruction and removal but are not shall constitute a separate offense.