

TITLE VI PHYSICAL ENVIRONMENT

CHAPTER 4 UTILITIES - REFUSE COLLECTION

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6-4-1 DEFINITIONS. For use in this Chapter, the following terms are defined as follows:

1. "Refuse". Includes all garbage, rubbish, ashes or other substances offensive to sight or smell, dangerous to the public health or detrimental to the best interests of the community except dead animals not killed for food.

2. "Garbage". Any refuse, animal and vegetable matter from any kitchen, market, or store, including area refuse accumulation of animal, fruit, or vegetable matter, liquid or otherwise, that fish, fowl, fruit or vegetables, and all foul and filthy substances.

3. "Rubbish". Includes all other refuse not falling within the term "garbage" except those objects too large to be placed in cans.

4. "Can". Shall mean a container for the storage of garbage or rubbish, which is:

- a. Provided with a handle and tight fitting cover;
- b. Made of non-corrosive material;
- c. Water-tight; and
- d. With a capacity of no more than thirty-five (35) gallons.

5. "Yard waste". Shall mean organic debris (e.g. grass clippings, leaves, tree limbs, bark, branches, flowers, etc.) which is produced as part of yard and garden development and maintenance.

6. "Multiple dwellings". Means two or more family unit construction (including apartments, motels, trailer courts, and auto courts), grouped together under the management of one person, firm or corporation.

7. "Place of business". Means any place of business in Scranton, Iowa, licensed by the City, other than multiple dwellings, to conduct or carry out principally or exclusively any pursuit or occupation for the purposes of gaining a livelihood.

8. "Public buildings". Means office buildings, clubs, churches, schools, hospitals, or other places of similar character.

9. "Residence". Means a building or dwelling wherein not more than one family resides and where no business of any kind is conducted.

10. "Recyclable materials". Shall include newspaper, corrugated cardboard, mixed paper, clear glass containers, plastics and metals.

6-4-2 DUTY TO PROVIDE CANS. Each person shall provide cans or approved containers for the storage of garbage and rubbish accumulating on the premises owned or occupied by such owner. Such cans or containers shall be kept covered and reasonably clean at all times. The cans or containers shall be readily accessible to the collector.

It shall be the duty of the owner of each household residing in a building arranged for more than one family unit to provide proper cans for garbage and rubbish.

6-4-3 ADMINISTRATION. Administration of this Chapter shall be by the City Clerk, or such employee designated by the City Council.

(Code of Iowa, Sec. 372.13(4))

6-4-4 STORAGE. All garbage must be drained and that garbage accumulated from dwellings must be deposited in garbage bags and placed in an appropriate container. All rubbish shall be placed in a can except as otherwise provided. Yard waste is not accepted by the city.

No person shall cause any garbage, rubbish, refuse, or other non-recyclable material to be deposited in any recycle container. No person shall cause any yard waste to be deposited in any garbage container.

6-4-5 COLLECTIONS. All garbage and rubbish shall be taken from dwellings at least once each week and from public establishments as frequently as the City Council may require.

1. All cans for garbage and rubbish shall be kept as provided in the rules and regulations for collection of refuse.

6-4-6 NECESSITY OF PERMIT. No person shall collect garbage or rubbish unless by contract or permit approved by the City Council and issued by the City Clerk.

In the event any business, firm or corporation may elect to dispose of refuse or waste matter as may accumulate on any premises, property or location, the same may be done provided that such disposal and transporting of any refuse or waste matter complies with the provisions of this Chapter, is approved by the City and a permit has been issued by the City Clerk.

The schedule of fees proposed to be charged for collections shall be submitted to the Council with the application, and there shall be no deviation from the fee schedule during the time for which the permit was issued, without prior approval of the City Council.

6-4-7 BURNING OF REFUSE.

1. It shall be unlawful for any person to burn or incinerate any garbage, rubbish or refuse within the City; except that leaves may be burned upon the premises provided that no burning shall be commenced before 7:00a.m. and any such fire shall be completely extinguished before 9:00p.m.
2. This section shall not apply to any incinerator operated under a license granted by the City or any burning conducted under the direction of the fire department for training purposes.
3. This section shall not apply to outdoor cooking appliances used for residential recreational purposes using commonly acceptable fuels.
4. Neither shall any person, firm or corporation allow, cause or permit open burning of trade wastes or open burning for salvage purposes unless application has been made for, and a permit for a variance has been issued by the proper state agency.
5. The use of outdoor home incinerators or burners is prohibited except to the extent used for burning leaves or papers at dwellings of four (4) family units or less.
6. Garbage, or any other refuse or rubbish that in burning will give rise to undesirable odors shall not be burned in home incinerators; except in incinerators especially designed for such purposes, which comply with the rules and regulations of the State Department of Health, and are equipped with auxiliary fuel, and are so constructed as to prevent both smoke and odor.

6-4-8 REFUSE OTHER THAN GARBAGE. Each person shall dispose of all refuse, other than garbage and rubbish, accumulation on any premises such person owns or occupies before it becomes a nuisance. If it becomes a nuisance, it shall be subject to provisions of Title III, Chapter 2 of this Code.

6-4-9 SANITARY LANDFILL. The City Council by resolution may designate a sanitary landfill and establish reasonable rules and regulations necessary to control its use by the public and make charge for the use thereof.

6-4-10 SURCHARGE FOR VIOLATION OF THIS CHAPTER. Each violator of this Chapter shall be subject to a charge of ten dollars (\$10.00) for the first violation, fifteen dollars (\$15.00) for the second violation and twenty dollars (\$20.00) for the third and any subsequent violations of this chapter. Such sum shall be collected with the water bill and the resident shall be subject to the disconnection of services in the event that the surcharge is not paid.

6-4-11 COLLECTION MANDATORY. To insure the uniform, safe, and sanitary treatment of garbage and refuse in the City, it shall be mandatory that any person owning, occupying, or managing any premises in the City which produces or generates garbage or rubbish, subscribes to garbage collection services by the City or its authorized contractor and pay the charges thereof prescribed.

To insure the uniform safety of the removal of recyclable materials in the city, it shall be mandatory that any person owning, occupying, or managing any premises in the city which produces or generates recyclable materials, subscribe to recyclable services and pay the charges thereof prescribed.

6-4-12 REGULATIONS, RULES, AND FEES. The town shall, by resolution, provide for reasonable rules and regulations relative to the collection of refuse, garbage and recyclable materials; and shall provide by resolution the cost for solid waste and recyclable materials collection and disposal service, and the cost shall be paid by making a monthly charge and such amount is determined by the Council; which sum shall be collected by adding the monthly charges to the water billing or if the user is not a water patron, by a direct billing.