

CHAPTER 36

SOLID WASTE DISPOSAL

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Section 1. Establishment.

The City Council shall designate land to be used for solid waste disposal. All such waste shall be deposited in this facility and nowhere else, and only during those hours when the facility is open according to the sign to be posted at the entrance.

Section 2. Fees, Use by Subscribers Only.

Residents will be charged an annual fee for the use of the solid waste facility in an amount to be set by the City Council. 1997 and subsequent years unless herein modified shall be \$100.00 per year, per occupied residential dwelling and \$150.00 for commercial properties, per year. *(See definitions for details.)* Solid Waste assessments shall become due and payable as of July 1, 1997 and will become payable as of July 1st every subsequent year. Arrangement for monthly payments containing a 1% monthly charge, may be made with the City Clerk. The assessment and or any cost to collect it after 90 days of delinquency shall become the amount owed, and the City shall use all legal methods granted by law to collect it.

Section 3. Regulations.

All garbage and waste will be securely tied and bagged during transport. No toxic wastes or hazardous materials, nor bulk large materials will be accepted, and those possessing such materials are required to transport them to a suitable facility at their own expense.

A. Violations:

1. Any person, organization, corporation, profit or non profit which deposits trash, garbage, debris, dilapidated vehicles, on public or private property in which the City considers to be there too long and not a reasonable delay in depositing such items in the City's solid waste facility.
2. Dumping refuse of any kind in a City owned Solid Waste Facility without paying or making arrangement for paying the appropriate fees.

3. Littering on any public right-of-way, body of water, or on property not owned or controlled by that entity.

Section 4. Fines & Penalties.

Whenever a verbal or written instruction shall be given to those entities as a warning to help comply with the intent of this Chapter, such shall be served by an authorized representative of the City. If a reasonable time has elapsed without compliance, fines shall be issued.

A. Minimum fines shall be:

1. Unauthorized dumping -- \$50.00 per occurrence
2. Non-authorized private waste areas -- \$100.00 plus costs for City removal and dumping.
3. Non-compliance to size, types, and method of dumping -- \$100.00 per occurrence plus all costs incurred by the City to gain compliance.
4. Littering -- \$50.00 per occurrence.

Section 5. Use by Non-Residents.

Depositing anything at the solid waste facility by non-residents is prohibited, except that such persons may be granted permits good for one pick up load each upon payment of a per load fee to be set by the Council.

A. Fees:

1. \$10.00 per dump less than 3-cubic yards.
2. \$25.00 per dump more than 3-cubic yards and less than 5-cubic yards.
3. Long term agreements and fees can be established by the City Council.

Section 6. Enforcement.

Enforcement of this ordinance shall be the responsibility of the Mayor and or his designee. The VPSO and or other law enforcement persons hired by the City shall have the primary responsibility to inform the Mayor of violations. VPSO and or other law enforcement persons shall administer the intent of this ordinance to its full application, as part of the daily duties.

Section 7. Exemptions.

Homes, cabins or shacks used in temporary periodic occupancy for subsistence or other purposes by resident families already assessed by other Sections of the Chapter.

Section 8. Definitions.

"Assessment" means the monetary amount due and payable to the City for its solid waste management program.

Occupancy" means abiding in or upon the real property for the purpose of sleeping, or eating, or gaining shelter for a period of six (6) months and one (1) day or more.

Temporary Occupancy" means abiding in or upon the real property for the purpose of sleeping, or eating, or gaining shelter for a periodic period of 30 days or more, but less than six (6) months.

Commercial Rate" applies to all businesses, apartments, lodges, and multiple dwellings on leased properties, including daily rentals, and temporary occupancy of such dwellings.

Ad hoc" means a random, unscheduled, not consecutive, unable to determine, event or action.