

CHAPTER 15

REFUSE AND GARBAGE

(Amended in its Entirety by Ord. 02-75)

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Sec. 15-1. Definitions.

For the purposes of this Chapter, the following words or phrases shall have the meanings respectively ascribed to them by this Section:

Garbage means wastes resulting from the handling, preparation, cooking and consumption of food; wastes from handling, storage and sale of produce.

Refuse means combustible trash, including but not limited to paper, cartons, boxes, barrels, wood, excelsior, tree branches, yard trimmings, wood furniture and bedding; noncombustible trash, including but not limited to construction debris, metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery and other mineral waste; street rubbish, including but not limited to street sweepings, dirt, leaves, catch-basin dirt and contents of litter receptacles.

Village-authorized Contractor means the licensed scavenger service with which the Village has contracted to provide garbage and refuse collection and disposal services within the Village.

Sec. 15-2. Receptacles--Maintenance.

It shall be the duty of every owner, owner's agent, or occupant of any house, building, flat or apartment or tenement in the Village where people reside, board or lodge and every owner, owner's agent or occupant of any commercial or industrial premises in the Village at all times to maintain in good order and repair a receptacle for garbage or refuse. (Ord. 93-92)

Sec. 15-3. Receptacles--Specifications.

- (A) All single-family, duplex or triplex dwelling units shall utilize either receptacles for garbage and refuse that have been supplied by the Village-authorized Contractor or receptacles that have a capacity of not less than ten (10) or more than thirty-five (35) gallons and are provided with suitable handles. The receptacles shall be water tight and made of metal or plastic. Close fitting covers shall be kept on receptacles prior to pickup by Village-

authorized Contractor, provided, however, close-fitting lids and/or receptacles for single family residences shall not be required if tied disposable plastic bags designed for garbage disposal are used.

- (B) Hotels, motels, restaurants, public uses, factory or industrial uses, hospitals, institutions, food takeout and catering kitchens, food stands, schools, churches, convents, grocery and meat markets, stores handling food items, and all other commercial establishments having disposable garbage and refuse shall cover and store all such refuse until the designated pickup days. All industrial and commercial establishments shall have garbage dumpsters of a minimum size of one (1) cubic yard. Steel drums of whatever size and garbage cans, other than garbage dumpster type containers or receptacles, are not permitted in conjunction with any commercial or industrial use.
- (C) All residential buildings having more than three (3) dwelling units shall have garbage dumpsters for the removal of their garbage and refuse. All garbage dumpsters shall be of the minimum size of one (1) cubic yard. Steel drums of whatever size and garbage cans, other than garbage dumpster type containers or receptacles, are not permitted for use in residential buildings having more than three (3) apartments or three (3) dwelling units.
- (D) The number of containers used and the number of pickups required shall be commensurate with the amount of accumulation of such garbage and refuse at any one establishment. Each business establishment, including industrial plants, shall provide the prescribed type of garbage containers at its place of business and arrange collection details only with the Village-authorized Contractor.
- (E) Refuse containers when not at curbside for pickup shall be stored behind the inside or at least twelve (12) feet back from front of the house or residence. or screened. The screening material or vegetation shall be aesthetically compatible with the building using the equipment. Said screening shall also provide a minimum fifty percent (50 %) opacity, year around.
- (F) All dumpsters shall be stored within a dumpster enclosure when such enclosures are provided on the site. If the enclosure is designed to have gates/doors installed, they are required to be in place and operational and shall be kept closed at all times the area is not being accessed. (Ord. 08-19; 10-26)

Sec. 15-4. Deposit on Street, etc.; Placement on Curb for Collection; Collection by Village-authorized Contractor Only.

- (A) No garbage, refuse, or recyclable material of any kind shall be disposed of on any street, alley or public way, and no refuse receptacles and/or plastic bags, as described in Section 15-3, may be stored or placed on or upon the front yard of any property, except as hereinafter provided. Residential refuse receptacles and/or plastic bags as described in Section 15-3 may be placed on the curb no earlier than 3:00 p.m. the day prior to scheduled pickup by the Village-authorized Contractor. Tied disposable plastic bags may also be disposed of in

receptacles. No such refuse shall be so placed that it can be blown about or scattered by the wind. (Ord. 14-05)

- (B) Empty containers must be removed from the curb no later than 12:00 midnight of the date of scheduled pickup by the Village-authorized Contractor.
- (C) No person other than the Village or Village-authorized Contractor shall remove or collect refuse, garbage and/or recyclable materials of any kind which are to be disposed of pursuant to this Chapter.
- (D) Property owners whose property is serviced by the Village-authorized Contractor, or whose property is eligible to receive such services, shall pay the Contractor fee in accordance with the terms of the Village's contract with the Contractor.

Sec. 15-5. Penalties.

The penalty for violation of this Chapter shall be not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250.00) for each such offense. If such penalty is paid directly to the Police Department within ten (10) days in the envelope provided for such purpose, the amount of the penalty shall be twenty-five dollars (\$25.00), i.e., the minimum fine amount.

The Police Department is authorized to issue administrative adjudication citations for violations of this Chapter pursuant to Chapter 30 of the Village Code by personal service or by placing violation notices at the site where violation of this Chapter has occurred. (Ord. 08-67)