

CHAPTER V

REFUSE COLLECTION

SECTION V-1. COLLECTION, REMOVAL AND DISPOSAL OF REFUSE.

A. CITY TO COLLECT REFUSE.

The City of Buhler, Kansas, shall provide facilities for the systematic collection and disposal of refuse as defined herein from the corporate limits of said City.

B. DEFINING AND CLASSIFYING GARBAGE, REFUSE AND TRASH.

For the purpose of this section, refuse shall include garbage and trash. Garbage and trash are defined as follows, and shall be divided into the following classes.

(a). Garbage shall include wastes from the preparation, cooking, and consumption of foods and food stuffs, and market refuse and waste from the handling, preparation, storage and sale of foods and food stuffs.

(b). Trash:

1. Combustible trash, which shall include paper-cartons, boxes, barrels, pieces of wood, excelsior, hedge and tree trimmings no larger than one man can handle, leaves, scrap lumber, coffee grounds, feathers and yard trimmings.

2. Non-combustible trash, which shall include the following: metals, tin cans, metal furniture, broken glass, crockery, bottles, jars, small quantities of rock and pieces of concrete and other mineral refuse and bones.

3. Trash shall not include wash-rack residue, earth and wastes from building operations, solid waste resulting from industrial process and manufacturing operations such as food processing wastes, boiler-house cinders, lumber scraps, sawdust and shavings, tree trimmings larger than one man can handle, logs and tree trunks.

C. RESPONSIBILITY OF OWNERS AND TENANTS ON PREMISES.

It shall be the duty of the owner and tenant of each lot or parcel of ground, the occupant or occupants of the ground floor of any business or mercantile establishment, within the corporate limits of the City to keep such premises free and clear of all classes of refuse, garbage, and trash.

* D. CONTAINERS. *See Ord. No. 425 (This Section Amended & Repealed by 425)*

It shall be the duty of every householder or person having the possession, charge or care of the premises on which

any residence or business or commercial establishment is located who desires city collection and disposal of refuse as herein defined, to provide suitable containers and shall:

(a). Furnish for the storage of refuse two (2) metal containers which shall be durable, rust-resisting, non-absorbent, water tight and easily washable with a tight lid. The size of said containers shall not exceed twenty (20) gallons.

(b). Not deposit in excess of seventy (70) pounds of refuse in any one container.

(c). Drain all surplus water from garbage and wrap the same in plastic or newspaper before depositing the same in the container.

(d). Place refuse container along the street.

(e). Maintain said containers with lids and handles. Handles to be properly placed for convenience of collection and handling.

(f). The City reserves the right to designate the location of all refuse containers to be placed on each premises, and in general all refuse containers shall be located on private lots immediately adjacent to the street serving such premises. No container shall be placed adjacent to any alley. All containers shall be located outside of fences, shrubbery, buildings, or other obstructions. Containers shall be located with respect to the convenience of the collector so that a maximum of containers maybe emptied at each collection stop. All refuse containers shall be maintained in a clean and sanitary manner by the users thereof.

(g). That the prohibition of placing refuse containers adjacent to the alley shall not apply to commercial enterprises operating from a building other than a residence.

E. DISPOSAL OF REFUSE - UNLAWFUL ACTS.

It shall be unlawful for any person to dispose, throw, place or leave any refuse upon any property in the City, public or private, including the premises which he may own or occupy and the streets, alleys, or public ways adjacent to such premises, except in the container or containers herein required, or otherwise provided by the City for such purposes.

F. TRASH FIRES.

No person, firm, partnership, or corporation shall within the corporate limits of said City permit any trash fires at any time.

*Amended by 440
Repeated by 440*

G. SERVICE FEES. *See Ord No. 440 - Sections A & C*

(a). Each single family residence or residential unit for routine collection and disposal of refuse: \$5.00 per month.

(b). Where quantities, dimensions, and location of refuse are such that it is not collected by the collection agency in routine collection, additional charges for the collection and disposal thereof shall be made.

(c). Refuse service shall be rendered to commercial or business establishments according to rules and regulations adopted by the City Council and collection agency. The charge shall be based upon the estimation of the amount of refuse, the frequency of collection and estimate of the cost to the City in rendering such collection and disposal services, but not less than \$6.25 per month.

Amended Ord 441 (F.) SANITATION CHARGES, BILLINGS, COLLECTION, AND FAILURE TO PAY WHEN DUE.

The charges heretofore required to be paid shall be billed monthly. The City shall bill the sanitation service charges along with the monthly water bill and the same shall be due and payable at the time the water bill is paid.

Amended Ord 441 (G.) CREATION OF SEPARATE FUND.

The revenue obtained and collected by the provisions of this ordinance shall be deposited in what shall hereafter be known and designated as the SOLID WASTE DISPOSAL REFUND. This fund shall be used for the operation and maintenance of the collection system; and any other expense which may be incurred in the sanitation program.

H. PENALTY.

Any person who shall violate the provisions of sections C, E, and F of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding One Hundred Dollars (\$100.00). Each day that such violation continues shall constitute a separate offense.

SECTION V-2. REFUSE DISPOSAL SITE.

A. ESTABLISHMENT.

The area heretofore established as a city dump, or any other area hereafter so established, shall be considered as a city dump as the phrase is used in this article.

B. USE.

All persons, or firms, corporations, and their agents, whose residences or places of doing business are within the corporate limits of the city, shall be privileged to use the facilities of the city dump for the depositing or dumping of tree limbs, leaves, grass clippings and trimmings, and clean lumber, originating in the city. No person, firm or corporation, other than those above designated shall enter into or upon the city dump or use the city dump for any purpose whatsoever and no refuse except refuse originating in the city shall be placed in the city dump, and it shall be unlawful to deposit any garbage, vegetable matter subject to decay, bodies of animals, grease, fats, oil or any similar material, or any material except as set out above, in the city dump.

C. RULES.

All persons, firms and corporations, or their agents, having the right to use the facilities of the city dump as in this article provided, shall abide by and conform with all the regulations herein provided, and/or with all instructions or orders of the person authorized by the city council to supervise dumping operations within said city dump, and with all signs and notices posted at the city dump by order of the city council, or the superintendent of public streets on direction of the city council, particularly with the signs which designate where dumping operations are permitted, or prohibited in any particular area, or site within the city dump, when such signs are posted by order of the city council or the superintendent of public streets on direction of the city council.

No person, firm or corporation, or their agents, having the right to use the city dump as in this article provided, shall be permitted to enter upon or use the city dump for dumping operations except during the hours specified by notice posted at the gate at the entrance to said city dump.

D. REMOVAL OF OBJECTS.

No person, firm or corporation, or their agents, shall, except by permission of the city council remove any article or object which has been deposited or dumped and left at the city dump.

E. VIOLATIONS.

Any person who shall violate any provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be fined a sum not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250.00) plus any reasonable expenses incurred by the city in correcting the violation by such person, firm, or corporation.