

CHAPTER 4 GARBAGE AND REFUSE

SECTION:

4-4-1: Definitions

4-4-2: Collection And Pickup Of Garbage

4-4-3: Service Charges; Method Of Payment

4-4-4: Regulations

4-4-1: DEFINITIONS:

ASSIGNED CONTAINER	A container assigned to the owner/lessee of a property for garbage collection by the City. This can include various sizes of dumpsters and polycarts for both residential and commercial uses.
CONSTRUCTION WASTE:	Waste generated by the construction, demolition, or repair of buildings or other structures.
COMMERCIAL GARBAGE:	Refers to garbage produced in commercial establishments, public or quasi-public institutions or establishments, including restaurants, hotels, motels and similar establishments.
COMMUNITY WASTE:	Lawn cuttings, clippings from bushes and shrubs, leaves and trees and tree branches.
CONTAINER OR REGULATION CONTAINER:	A type of garbage or trash receptacle of approved material and having a tight-fitting lid and manufactured specifically for use in garbage and refuse collection.
GARBAGE:	Waste from the preparation, handling, storing, cooking or consumption of food and food products.
REFUSE:	All waste matter, except garbage, attending, or resulting from the occupancy of residences, apartments, hotels, or other places of dwelling and from the operation of a business. Refuse shall not be deemed to include industrial waste or waste matter resulting from the construction, demolition or repair of a building or other structure.
RESIDENTIAL GARBAGE:	Garbage produced in places of private residence and dining halls not open to the public. (1978 Code § 10-411; amd. 1996 Code; Ord. passed 11-29-2022)

4-4-2: COLLECTION AND PICKUP OF GARBAGE:

A. Collection, Removal And Disposal: The City or its agent shall collect, remove and dispose of all residential and commercial garbage, the removal of which is not otherwise provided for by the establishment or institution as herein provided. All garbage and refuse shall be collected, removed and disposed of with such frequency and in such manner as the City Council may from time to time establish by regulation.

B. Moving, Hauling And Transporting: Except as otherwise expressly permitted by this Chapter, no garbage or refuse shall be moved or hauled away or transported upon the streets or public ways of the City except by the City or its agent and except by authorized persons hauling commercial garbage or refuse as hereinafter provided. It is hereby declared to be unlawful for any person, except as permitted in this Chapter, to haul or remove garbage or refuse in the City.

C. Establishments Creating Commercial Garbage: Commercial establishments, public or quasi-public, institutions and establishments creating commercial garbage, may remove commercial garbage themselves or may employ the services of authorized contractors to remove commercial garbage. Authorized garbage haulers must apply for and receive permission to do so from the Recorder/Clerk. Haulage of refuse must be done in the manner, at such times and in such vehicles as may be approved for such purposes as the City Council may from time to time by regulation provide.

D. Persons Hauling Own Garbage: Nothing contained in this Section shall preclude persons from hauling their own garbage, trash or community waste over the streets and alleys of the City.

E. Not To Eliminate Charges For Service: Nothing in this Section shall be construed as eliminating the charge made for garbage service.

F. Polycarts To Be Placed At Pickup Point: All garbage and refuse subject to garbage collection by the City shall be placed at a pickup point designated by the City. Polycarts shall be placed in the designated area by seven o'clock (7:00) A.M. on the designated trash collection day, with the opening of the polycart facing the street. Polycarts and assigned containers shall be placed at least three (3) feet from other objects.

G. Dumpsters To Remain At Pickup Point: All dumpsters subject to garbage collection by the City shall remain placed in the spot designated by the City and be accessible the entirety of the day on the designated pickup day(s). Movement from the spot designated will result in a fifty dollars (\$50.00) location and relocation fee.

H. Garbage Not Set Out Prior To Collection: Garbage and refuse must not be set out upon the street for collection prior to the evening of the day before collection.

I. Removal Of Polycarts: All polycarts must be removed from the street by seven o'clock (7:00) A.M. the day following their designated garbage collection day.

J. Garbage Generated Outside City: It shall be unlawful for any person to deposit garbage or refuse which has been generated outside the City limits in any receptacle within the City of which they are not paying for the services to dispose of the garbage. The city will assess a fine equal to a month's garbage service to any individual(s) caught committing a theft of service.

K. Bagging Of Garbage: All garbage placed in a receptacle must be bagged to help prevent scattering of litter throughout the city.

L. Un-Permitted Waste In Garbage Receptacles: It shall be unlawful for any person to deposit any of the following items into any garbage receptacle subject to collection by the City.

1. Construction Waste.
2. Large Community Waste (see Title 4-4-4 section E for permitted community waste)
3. Any lithium or low lead battery. (See State Code for lead batteries UT Code 19-6)
4. Paint, Stains, Thinners, & other solvents.
5. Motor Oil & other Vehicle Fluids.
6. Mattresses.
7. Appliances.
8. Large Electronics.
9. Any object(s) that don't allow the lid of the receptacle to close.

Any unpermitted disposal in a City Assigned Container will result in a fine equal to the cost of disposal plus a thirty dollar (\$30.00) Administrative Fee that will be added to the offender's utility account. The city reserves the right to refuse garbage collection on any unpermitted waste in any receptacle subject to garbage collection. (1996 Code; amd. Ord. passed 11-29-2022)

4-4-3: SERVICE CHARGES; METHOD OF PAYMENT:

A. Charges: All residents within the City shall pay for garbage service, whether or not they have elected to haul their own garbage. Rates for garbage collection shall be established by City Council resolution and stated in the consolidated fee schedule.

B. Vacancy Of Premises: If a dwelling unit or a place of business has remained vacant for a minimum of (30) thirty days, the owner or possessor of the site may make arrangements with the city office for no garbage collection charges during the continued vacancy of the premises.

C. Combined Billing: The garbage service charges above imposed shall be added to the charge made for water furnished through the water system of the City and shall be billed and collected in the same manner as water service charges are billed and collected.

D. Exception To Combined Billing: In the event that the oblige for the water service charges and the oblige for the garbage service charges do not coincide, or in the event that practical economic and administrative reasons do not make combined billing and collection feasible in the opinion of the City Council, the garbage service charges may be collected with such frequency and in such manner as the City Council shall stipulate by regulation. (1978 Code § 10-414; amd. Ord. passed 11-29-2022)

4-4-4: REGULATIONS:

A. No Accumulation Of Garbage: It shall be unlawful for any person to accumulate garbage or refuse or cause garbage or refuse to be deposited upon any street or alley or upon any premises in the City.

B. Public Garbage/Refuse Containers:

1 Suitable Receptacles: All public garbage and refuse shall be placed in suitable and sufficient garbage receptacles with tight-fitting lids manufactured specifically for use in garbage and refuse collection. Garbage must be properly transferred to a City assigned container for pickup by the City.

C. Closing Of Containers Required: All garbage and market waste must be placed in rainproof and flyproof receptacles of the type herein required, and the receptacle shall be tightly closed in such manner as to prevent offensive odors, flies, and access to birds and dogs who may strew garbage amongst the street

D. Fines And Fees: Violating any area of this code that does not already have a specified fine in place could result in a fine of five dollars (\$5.00) per day that the violation continues or is committed and will be added to the monthly utility bill.

E. Community Waste:

1. Community waste consisting of lawn clippings, leaves, small branches no longer than one (1) foot or more than six (6) inches in diameter may be placed in city-provided receptacles if they are first bagged and the lid of the receptacle can be fully closed.

2. Community waste consisting of shrubs and branches longer than one (1) foot or greater than six (6) inches in diameter will not be collected by the city. It is the responsibility of the property owner to dispose of such material at a city approved dump site at their own expense.

3. Community waste may be disposed of by residents and business establishments using their private vehicles. But subject to regulation by the City Council as to the places of disposal and as to the type of vehicle used to avoid spillage upon the public ways of the City, hazards to safety and the prevention of nuisances.

4. The city council from time to time may provide for the collection and disposal of such types of community waste as it may decide to collect and haul in connection with its regular garbage, waste collection and disposal service. In the event community waste disposal service should require a charge to be made by the city, the determination of the charge will be made by negotiation with the residents or business enterprises and the residents or business enterprises will be given an opportunity to choose from among services offered by persons other than the city.

5. Burning of Community waste allowed when doing so can be done in a safe, contained, and controlled manner. Failure to notify non-emergency dispatch before burning can result in a \$100 (one hundred dollars) fine if Fire Crew is dispatched.

F. Burning Of Refuse Prohibited: It shall be unlawful for any person to burn garbage, market waste, manure or other refuse in the open air or in any furnace or stove within the city.

G. Dumping Refuse Prohibited: It shall be unlawful for any person to place, deposit, or dump garbage, trade waste, motor vehicle or vehicle fluids, or any other refuse upon any lot or parcel within the city whether such lot or parcel is occupied or vacant and whether such person so placing, depositing or dumping such refuse is the owner, tenant, occupant or lessor thereof or has the same under his jurisdiction and control.

1. It shall be unlawful to place, deposit, or dump garbage, ashes, or any other refuse in any receptacle other than your assigned container without consent of the assigned lessee/owner of the container.

H. Limitations Upon Dumping: Dumping waste shall be permitted only in such places as are designated by the city council. Dumping shall be subject to the standards of the Utah department of environmental quality and to such rules and regulations as may be formulated by the city council.

I. Regulation By City Council: The city council may adopt such regulations as in its opinion are necessary to implement this chapter and its objectives. (1978 Code § 10-423; amd. Ord. 2015-2, 6-23-2015, eff. 7-3-2015; Ord. passed 11-29-2022; Ord. passed 2-27-2024)