

SEC. 8-3-5 APPROVED WASTE AND REFUSE CONTAINERS.

- (a) **General Container Standards.** Suitable containers of a type approved by the City shall be provided by the property owner or tenant in which to store all solid waste except for bulky or certain yard wastes as provided for herein. Containers, in order to be approved, shall provide for efficient, safe and sanitary handling of solid wastes. They shall be maintained in a nuisance- and odor-free condition and shall be sufficient to prevent the scattering of contents by weather conditions or animals.
- (b) **Approved Containers.** All garbage created, accumulated or produced shall be deposited in containers of a type approved by the Common Council. Each container for a residential unit shall be equipped with suitable handles and tight fitting covers, shall be watertight and shall have the capacity of not less than five (5) gallons and not more than thirty (30) gallons. All garbage containers shall be kept in a neat, clean and sanitary condition at all times. All garbage containers for residential units shall be of metal, durable plastic or other suitable, moisture-resistant materials, including heavy-duty refuse disposal plastic bags, and shall not exceed thirty (30) gallon capacity. ~~Other containers for multi-family residential units (such as dumpsters) may be used with the express approval of the Common Council.~~ **Other containers (such as dumpsters) for multi-family residential units (excluding duplexes) may be used with the express approval of, and issuance of an annual permit by, the Common Council.** Containers including contents shall not exceed in weight that which one (1) person can safely lift [forty (40) pounds]. Metal garbage cans shall be of sufficient thickness to resist denting during normal handling by collection crews. Plastic garbage bags must be closed with a tie and shall consist of plastic material not damaged by freezing and not susceptible to melting. They shall be capable of being handled during hot and cold weather without damage during normal handling by collection crews. Plastic bags shall be of sufficient strength to allow lifting and loading of contents without tearing.
- (c) **Householder to Provide Containers.** It shall be the duty of every occupant, tenant and proprietor of any residential unit to provide, and at all times keep in a suitable place readily accessible to the garbage collector, garbage containers capable of holding all garbage which would ordinarily accumulate on such premises between the times of successive collections. The owner of any multiple dwelling shall furnish or require the tenant thereof to furnish proper garbage containers. Garbage containers located at multiple dwellings shall be marked so as to indicate the residential unit to which they belong.
- (d) **Ashes.** Cold, completely extinguished ashes may be left for collection in cardboard containers.
- (e) **Illegal Containers.** Containers not approved consist of metal barrels and drums, wooden or cardboard barrels, wheelbarrows and other such containers not approved by this Chapter. These containers will not be emptied regardless of contents or weights.
- (f) **Dumpsters in R-1 and R-2 Zoning Districts.** Dumpsters placed in R-1 and R-2 zoning districts are deemed illegal containers and may not be emplaced or used therein. The Common Council may vary this prohibition, and issue an annual permit for a dumpster, if the applicant can demonstrate a need which goes beyond the normal or routine disposal of household waste and debris. Some examples of good cause include, but are not by enumeration limited to, a property's use as a childcare facility, adult group or foster home or a home-based business which complies with the City Zoning Code. The Common

Council may also attach any conditions it determines appropriate to such a permit. A fee in accordance with current City practices will be established. Such permit may be issued after July 1st. The license shall expire on the following June 30th.

This ordinance does not apply to a dumpster or similar large container temporarily placed on a property for the purpose of disposing of construction debris, so long as the placement does not exceed sixty (60) days in one calendar year.

Amended 10/12/2006, 10/26/2006.