

CHAPTER 107

UNIT BASED PRICING SYSTEM

107.01 Purpose	107.08 Public Nuisance
107.02 Definitions	107.09 Prohibited Practice
107.03 Collection by Operator	107.10 Hauling Solid Waste, Domestic Refuse, Recyclables or Yard Waste
107.04 Container Specifications	107.11 Enforcement
107.05 Treatment Pending Collection	107.12 Charges
107.06 Location of Containers	107.13 Deposits Required
107.07 Accumulations Hazardous to Health or Property	

107.01 PURPOSE. The purpose of this chapter is to establish a unit based pricing system for the collection of residential solid waste in the City to reduce tonnage at the sanitary landfill.

107.02 DEFINITIONS. For the purposes of this chapter, the following definitions shall apply:

1. Domestic Refuse: All types of solid waste which normally originate in the residential household. It shall include, but not be limited to waste paper, rags, boxes, and clothing. It does not include bulky waste requiring special pickup.
2. Garbage: The solid or semi-solid animal and vegetable waste resulting from the handling, preparation, cooking, and serving of foods, including cans, bottles, and cartons in which it is received and wrappings in which it is received and wrappings in which it may be placed for disposal, except such cans, bottles, and cartons as are designated as recyclables.
3. Owner: In addition to the record titleholder, this term includes any person residing in, renting, leasing, or occupying any premises and as between such parties the duties, responsibilities, liabilities, and obligations hereinafter imposed shall be joint and several.
4. Person: An individual, or group or association of individuals; a firm or any member thereof; a corporation or any executive officer, manager, person in charge or employee thereof.
5. Recyclables: All types of newspapers and inserts, paperboard, corrugated cardboard, clear glass food and beverage containers, tin and aluminum cans, plastic milk, water, orange juice, and windshield washer fluid jugs (#2HDPE) and other items as deemed necessary by the City Council.
6. Residential Premises: All single-family dwellings and multi-family dwellings.
7. Solid Waste: Unwanted or discarded materials resulting from commercial, industrial, domestic, and agricultural operations and normal community activities. Wastes which are solid or semi-solid containing

insufficient liquid to be free-flowing are considered solid wastes and include in part the following: garbage, refuse, ashes, and other residue of incineration, street refuse or sweepings, dead animals, solid animal waste, agricultural, commercial, and industrial wastes, construction and demolition wastes and certain sewage treatment solid residue.

8. Yard Waste: All organic debris (e.g., grass clippings, leaves, tree limbs, bark, branches, flowers, etc.) which is produced as part of yard and garden development and maintenance. Does not include tree stumps.

107.03 COLLECTION BY OPERATOR. The operator shall collect garbage, domestic refuse, recyclables, and yard waste from all residential premises as hereinabove defined in accordance with and subject to the provisions of this chapter.

1. Garbage and domestic refuse shall be collected once weekly.
2. Yard waste:
 - A. Grass clippings and leaves shall be collected once a week from April 1st through November 1st; provided, they are in City of Dyersville Lawn and Leaf bags so as to prevent the dispersal of such wastes upon the premises served or upon adjacent property or public rights of way. Residents may take grass and leaves to the Dyersville Compost Site landfill at no charge, if hauled in bulk or if containers are emptied by the individual on site, during specified times.
 - B. Large tree limbs that are not reduced to allow chipping on site will not be permitted at the compost site. Such limbs may not exceed two (2) inches in diameter.
 - C. Christmas trees, wreaths, and ropings will be collected once after the holidays at the curb. All materials must be free of wire and hardware. Flocked trees may contain toxic substances or wire; therefore, they will not be picked up. Individuals will be responsible for hauling them to a designated site.
3. Recyclables shall be collected once weekly:
 - A. Clear glass food and beverage containers, rinsed clean with caps and lids removed.
 - B. Tin and aluminum cans (pop cans, tin soup cans, coffee cans, etc.) rinsed clean with paper labels removed. Aerosol cans cannot be recycled.
 - C. Plastic milk jugs (#2HDPE), rinsed clean, with caps and rings removed and discarded.
 - D. Other items as deemed by the City Council.
4. Time Limit. Containers, bags, packages, or other solid waste placed at the curb or alley line shall not be placed more than one day in advance of the scheduled collection day. Yard waste shall be collected once each week

starting April 1, through November 1. Exception: Christmas trees, wreaths, or ropings.

107.04 CONTAINER SPECIFICATIONS. Solid waste containers shall not be more than thirty-three (33) gallons, nor less than ten (10) gallons in nominal capacity except, however, where only one container is used, in which case such container may be less than ten (10) gallons in capacity. Containers shall be waterproof, ratproof, and fitted with a tight lid. Containers shall have handles, bails, or other suitable lifting devices or features. Containers shall be of a type originally manufactured for garbage or other solid wastes, with tapered sides for easy emptying. They shall be of light weight and sturdy construction. The weight of any individual container along with contents shall not exceed forty (40) pounds. Galvanized iron and similar metal containers, rubber or fiberglass containers, and plastic containers which do not become brittle in cold weather may be used. Disposal bags manufactured for garbage and solid waste disposal shall be acceptable. Oil or grease drums, paint cans, or similar salvaged containers shall not be acceptable.

Yard waste containers shall be City of Dyersville Lawn and Leaf bags and shall not exceed fifty (50) pounds.

All garbage and other solid waste shall be placed in suitable containers except, however, it shall not be necessary to place books, magazines, or newspapers in containers; provided, that the same are securely tied in bundles or completely contained in disposable solid waste disposal bags. Large bulky items such as furniture, and appliances that cannot be reduced to fit approved containers will not be collected.

107.05 TREATMENT PENDING COLLECTION. All solid waste consisting of waste animal and vegetable matter which may attract flies or rodents shall be drained of all excess liquid, securely wrapped in paper and placed in paper bags or otherwise packaged before it is placed in containers. All solid waste, except bundled newspapers, and including all refuse intended for Municipal collection shall be packaged in a similar manner in preparation of collection in order to facilitate the safe and efficient transfer from private containers and property to collection vehicles with minimum spillage and nuisance.

All yard waste, as defined in this chapter, shall be bagged in approved biodegradable paper bags or bundled according to regulation set out in Section 107.04.

107.06 LOCATION OF CONTAINERS. The City reserves the right to designate collection from streets or alleys where the same exist. Where alley collections are designated, containers shall be placed in plain view on the premises adjacent to the alley. Where street collections are designated, containers shall be placed at the curb line. During the winter season, access to the containers, as well as the containers themselves, shall be cleared from snow by the owner within a reasonable time after a snowfall.

Yard waste shall be placed three feet to six feet (3' - 6') from garbage or other refuse.

107.07 ACCUMULATIONS HAZARDOUS TO HEALTH OR PROPERTY. Accumulations hazardous to health or other property shall be unlawful for any person to permit to accumulate, on any premises, improved or vacant, or on any public place, such quantities of solid waste, refuse, yard waste, or recyclables, in containers or not, which constitutes a health or sanitation hazard. It shall also be unlawful for any person to permit to accumulate quantities of solid waste within or close to any building unless the same are stored in containers in such a manner as not to create a health or fire hazard.

107.08 PUBLIC NUISANCE. The accumulation of solid waste, refuse, yard waste, or recyclables contrary to the provisions of this chapter is hereby declared to constitute a nuisance as set out in Section 107.07 of this chapter.

107.09 PROHIBITED PRACTICE. Combining yard waste and/or recyclables with garbage or refuse for removal is prohibited.

107.10 HAULING SOLID WASTE, DOMESTIC REFUSE, RECYCLABLES OR YARD WASTE. Nothing in this chapter is intended to prevent the owner from hauling solid waste, refuse, yard waste or recyclables accumulating on premises of the owner; provided, such materials are disposed of at the designated Dubuque County Waste Agency landfill or a recyclable processing site in accordance with this chapter. This chapter does not intend to prevent the owner from hauling yard waste to the landfill or to land apply if done according to State regulations.

107.11 ENFORCEMENT. It shall be the duty of the City Administrator to enforce the provisions of this chapter.

107.12 CHARGES. Fees for collection shall be as established from time to time by separate resolution of the Council and shall be charged by the City and collected from each single-family dwelling and each separate dwelling unit within a multiple-family dwelling, or owner of a residential premises as defined in Section 107.02 serviced by garbage, solid waste, recyclables, or yard waste collection service as provided for in this chapter. This charge shall be in payment for collection of one container of garbage or solid waste per week and one collection of recyclables and/or yard waste per week as herein set out in Section 107.04. Such monthly charge shall be billed to the owner as provided in Section 106.08 of this Code of Ordinances.

For each additional bag of garbage or solid waste, a one dollar (\$1.00) sticker shall be attached.

The collection of garbage, solid waste, recyclables, and yard waste as provided for in this chapter, and maintenance of the availability of such service, whether or not such service is used regularly or at all by the owner of such residential premises, is hereby declared a benefit to the said premises at least equal to the monthly charges specified in this chapter.

107.13 DEPOSITS REQUIRED. Deposits shall be required for solid waste, collection service at the discretion of the City Administrator.

[The next page is 441]