

Sec. 54-58. - Trash containers required;

All occupants of places of abode within the city shall deposit all trash together with such garden trash as may be of a size suitable for deposit, in a trash container described in [section 54-57](#). Sufficient containers shall be provided to hold four days' accumulation of trash in residential districts.

Sec. 54-61. - Curbside containers.

Except for residences which have rear alleys accessible for garbage collection vehicles, as determined by the City Manager, all trash and recyclable containers for all customers not utilizing dumpsters shall be placed for collection at curbside or no more than six feet from the curb or edge of the road upon which said residences abut. However, special arrangements for rear yard or side yard collection may be authorized by the City Manager, in instances of disability. For cases of disability, trash and recyclable containers shall be located for accessibility. Containers shall not be collected when stored in closed buildings, carports or behind closed gates. After trash and recyclables are collected, the customer shall place the trash and recyclable containers in a location out of public view. Such containers shall be placed at curbside no earlier than 7 pm the evening/night before the day of collection and shall be removed no later than 7 pm the day of collection ~~12 hours before collection and shall be removed no later than 12 hours after collection.~~

• DIVISION 2. - CONTAINERS

Sec. 54-56. - Required.

All residents or occupants of any single-family dwelling, and the owner, manager or occupant of any multiple dwelling or of any place of business or commercial establishment within the city are hereby ~~required to provide~~ provided garbage cans and trash cans as described in [section 54-57](#) of sufficient capacity to hold four days' accumulation of garbage and trash in the residential district and areas and three days' accumulation of garbage and trash in the commercial district and areas. It shall be the duty of the owner or manager of any multiple dwelling to furnish or to see that such multiple dwelling is furnished or supplied with, a sufficient number of garbage and trash cans to comply with the terms of this chapter.

(Code 1983, § 9-102)

• Sec. 54-57. - Requirements.

A garbage can or trash can shall be as defined in [section 54-1](#) and shall have a capacity of ~~not less than ten or more than 32~~ 64 gallons and when full shall weigh 50 pounds or less. Such receptacle shall ~~have two handles upon the sides or a suitable bail by which it may be readily lifted for the purpose of easily emptying into a garbage pickup vehicle~~ be provided by the city. The cover of a garbage can shall be tight-fitting and kept in place on the can for the purpose of preventing stench or other nuisances.

(Code 1983, § 9-101)

- **ARTICLE I. - IN GENERAL**

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- **Sec. 54-1. - Definitions.**

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The following words, terms and phrases when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Authorized recycling agent means a person that the city authorizes and/or contracts with to collect the recyclable material.

Collection center means:

(1)

In the case of a collection center program, a place to which a person may bring designated recyclable material, and

(2)

In the case of a curbside collection program, a designated place at curbside, at which the generator of designated recyclable ~~& refuse~~ material may deposit such material.

Commercial establishment means any location within the municipal limits which is not a residential dwelling.

Curbside collection program means that part of the city recycling & refuse plan whereby designated recyclable & refuse material is deposited by the generator of such material at a designated place at curbside for collection.

Designated recyclable material means those materials which are capable of being recycled and which would otherwise be processed or disposed of as solid waste, such as newspaper, glass or plastics, or which have been designated by the city as appropriate for collection in a collection center program or curbside collection program.

Dumpster means fabricated metal boxes designed for mechanical lifting and dumping into trucks collecting and transporting garbage and trash.

Garbage means refuse, tin cans, glass, paper, bottles, and the boxes and paper coming from or being disposed of by residents and commercial or business establishments, and all refuse, kitchen accumulation of animal, fruit, or vegetable matter, liquid or other matter incident to preparation and use in cooking or dealing in or storing of meat, fish, fowl, fruit or vegetables, and other refuse that may accumulate in the normal household, which shall all be contained in receptacles specifically provided for the purpose; and shall also include boxes and containers. **Garbage** shall not include recyclable materials.

Garbage can means a metal or plastic can and tight-fitting cover of the type commonly sold as a garbage can which meets the requirements in [section 54-57](#).

Grass and leaf disposal means the accumulation of grass and leaves must be placed in a trash container.

Multiple dwelling means all places of abode other than single-family houses, hotels, motels and motor lodges used for human habitation.

Noncombustible refuse means refuse materials that are unburnable at ordinary bonfire or incinerator temperatures, such as durable junk, metals, mineral matter, stone, cement derivatives, glass, crockery, metal furniture or vehicle bodies and parts thereof.

Recyclable materials means aluminum cans; metal cans; clear, brown and green glass bottles and jelly jars; plastic bottles; metal jar lids; newspaper; flattened corrugated cardboard; junk mail; magazines; white or colored printed paper and brown paper bags.

Recyclable materials container means a bin or receptacle provided by the city or its designee for the collection of recyclable materials as defined herein. The number, size and style of such container shall be sufficient for the weekly accumulation of

recyclable materials produced by the residential dwelling to which such container is provided.

Residential dwelling means single-family and multiple dwelling places of abode other than hotels, motels and motor lodges used for human habitation.

Trash means **refuse**, accumulations of paper, excelsior, rags, wooden or paper boxes and containers, sweepings, and all other accumulations other than **garbage** and recyclable materials, which are usual to housekeeping and the operation of stores, offices and other business places. **Trash** shall not include noncombustible **refuse**.

Trash can means a container of ~~metal or~~ plastic material **provided by the city**, of ~~not less than ten or more than 32~~ 64 - gallons as described in [section 54-57](#). **Each residential home will be provided one (1) 64-gallon container included in their utility billing, additional 64-gallon carts will be an additional fee.**

Yard waste means all accumulations of trees, tree limbs, branches, shrubbery, vines, palm fronds, cuttings and other **refuse**, except grass, leaves and sod.

(Code 1983, § 9-101; Ord. No. 1162, § 1, 4-13-10; Ord. No. 1167, § 1, 8-10-10)

Cross reference— Definitions generally, [§ 1-2](#).

- **ARTICLE II. - COLLECTION AND DISPOSAL**

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- **DIVISION 1. - GENERALLY**

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- **Sec. 54-31. - Mandatory subscription to service.**

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Every occupant, resident or proprietor of a residential dwelling or establishment in the city shall subscribe to the **garbage**, **trash**, **refuse** and recyclable materials collection services of the city.

(Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-32. - Depositing upon public property or on premises or in containers of another.**

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It shall be unlawful to deposit **garbage**, **trash** or recyclable materials upon the premises of another or upon any street, alley, park or other public property, or in any canal, water, waterway, rockpit, pool or lake within the city or in any **garbage** or **trash** can or recyclable materials container upon which any other person shall have paid the collection fee as provided in [section 54-33](#), except that tenants of multiple dwellings or business houses may deposit **garbage**, **trash** or recyclable materials in cans or recyclable materials containers upon which the owner or manager of such multiple dwelling or business establishment shall have paid the collection fee provided for in this chapter and authorized the tenants to use such **garbage** or **trash** can or cans or recyclable materials containers.

(Code 1983, § 9-111; Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-33. - Removal of other **waste** and noncombustible **refuse**.**

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(a)

Industrial process **waste**, building materials and noncombustible **refuse** must be removed by the owner, occupant, operator or by the contractor performing the work which caused such **waste** to accumulate, as the case may be. Spent oils or greases accumulated at garages, filling stations or similar establishments shall not be removed by the city except such as are removed for the use of the city.

(b)

In addition thereto the city will not remove large accumulations of **waste** consisting of concrete block, bricks and debris from brick or concrete construction, roofing shingles or tile installations, debris accumulation from land clearing, building, rebuilding and altering of buildings, structures, roads, streets, sidewalks, parkways, or excavations

and such accumulations shall be removed by the owner of the property on which they are located, or the contractor or other persons performing or doing work causing such accumulations.

(c)

The city will collect, for a fee, such items of **waste** or **trash** consisting of discarded office equipment, discarded broken furniture, beds, bedsprings, large empty cans, appliances, cabinets, rugs, and any other items which can be lifted by a mechanical crane or arm. The disposal fee is found in the fees and collection procedures manual of the city.

(d)

The deposit of hazardous or medical **waste** in **garbage** or **trash** containers or recyclable materials containers is prohibited.

(Code 1983, § 9-113; Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-34. - Illegal accumulations.**

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It shall be unlawful and a violation of this chapter for the owner, manager or occupant of any premises to permit any accumulation of **garbage** and **trash** upon the premises for a period of longer than four days without having arranged for disposal of such accumulation by some person qualified under this chapter to perform such service, or by the department of community services of the city, and it shall be unlawful for any person, whether owner, manager or occupant of any premises to fail to **provide request** a sufficient number of **garbage** or **trash** cans upon the premises to amply provide for the **garbage** and **trash** accumulation upon such premises within any four-day period, or to suffer, permit or allow any **garbage** or **trash** cans as provided in this chapter, to accumulate, be or remain upon the premises.

(Code 1983, § 9-114)

- **Sec. 54-35. - Removal of yard **waste**.**

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(a)

Any premises having a **garbage** or **trash** can upon which the proper and required fee has been paid, under the terms of this chapter, shall be entitled to the collection of tree limbs, palm fronds or other yard **waste** of such size or nature as cannot be deposited in a regular **trash** can, but that may be manually loaded by one man. Provided, however, that all limbs, palm fronds, etc., shall be cut not to exceed four feet in length and four inches in diameter and the pile/accumulation is not more than four feet in height and no longer than eight feet in length.

(b)

An accumulation of yard **waste** and trimmings which are larger than the above descriptions (i.e., stumps or limbs larger than four inches in diameter) will require a call for a special collection, for a fee based on the size of the pickup. The city will provide an employee to measure the accumulation and provide a written estimate containing the charges for the pickup.

(c)

Such yard **waste** must be deposited adjacent to the alley if such property is served by an alley at curbside, or in such other places as may be prescribed by the community services director. Residents or occupants of any premises may arrange for private removal of yard **waste** to points outside the city. It shall be unlawful for any person to deposit any yard **waste** upon any lot or premises belonging to another, whether vacant or improved, occupied or unoccupied, or upon any street, plaza, or park or in any waters lying within the city.

(Code 1983, § 9-115)

- **Sec. 54-36. - Prima facie accumulation.**

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Any place of abode or any place of business occupied or in operation shall be prima facie evidence that **garbage**, **trash** or recyclable materials is being produced and accumulated on such premises. It shall be the duty of the property representative of the city to inspect such premises and remove therefrom any and all **garbage**, **trash** or recyclable materials found thereon, provided the required fees have been paid by such resident or occupant, or notify the proper persons if such removal is not the duty of the city.

(Code 1983, § 9-116; Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-37. - Frequency of collection.**

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All **garbage** cans and **trash** containers shall be emptied at least twice each week and properly disposed of in residential districts, and as designated by the city manager in the business districts. All recyclable materials containers shall be emptied at least once each week and properly disposed of in residential districts.

(Code 1983, § 9-107; Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-38. - Burial of **garbage** upon premises prohibited.**

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No **garbage** or recyclable materials shall be buried upon the premises of the person by whom such **garbage** or recyclable materials is accumulated. It shall be unlawful for any person to bury any **garbage** or recyclable materials within the city.

(Code 1983, § 9-108; Ord. No. 1162, § 1, 4-13-10)

- **Sec. 54-39. - Burning of **garbage** or **trash** on premises prohibited.**

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No **garbage** or recyclable materials shall be burned on any premises within the city.

(Code 1983, § 9-109; Ord. No. 1162, § 1, 4-13-10)

Cross reference— Fire prevention and protection, [ch. 38](#).

- **Sec. 54-40. - Violations; penalties.**

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(a)

It shall be unlawful for any person other than an authorized recycling agent to remove designated recyclable material from ~~a collection center used in either a collection center program or a curbside collection program.~~

(b)

Any person who violates subsection (a) shall be subject to prosecution in the manner provided by general law for violations of city ordinances or pursuant to [section 1-16](#).

(c)

Nothing in this section shall be construed to prohibit or limit the right of any individual person to donate, sell, or otherwise dispose of his or her recyclable material.

(Ord. No. 1167, § 1, 8-10-10)