

CHAPTER 50. GARBAGE AND REFUSE

GENERAL PROVISIONS

Sec. 50.01 Definitions.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Building material scraps. Scrap building material from the construction, reconstruction, remodeling or repair of a building, walkway, driveway, sign and other structure, including but not limited to, excavated earth, tree stumps, rocks, gravel, bricks, plaster, concrete, lumber or any other similar material used in construction or the containers or wrappings therefor.

Garbage. All putrescible wastes, including animal and vegetable matter, animal offal and carcasses, and recognizable industrial byproducts but excluding sewage and human wastes.

Refuse. All nonputrescible wastes.

Solid waste. Garbage, refuse, rubbish, trash and other discarded solid materials, including solid waste materials resulting from homes, businesses, industrial, commercial and agricultural operations, and from community activities, but does not include solids or dissolved materials in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial waste water effluents, dissolved materials in irrigation return flows or other common water pollutants.

Tree trimmings. Tree limbs, leaves, shrubbery, weeds, plants or grass.

(1993 Code, § 41.01)

Sec. 50.02 Approved containers.

It shall be unlawful for any person to throw, place or deposit any garbage or refuse of any kind on any public or private property except in approved containers or as otherwise provided in this chapter.

(1993 Code, § 41.02)

Cross reference(s)—Penalty, see § 10.99.

Sec. 50.03 Burning or burying garbage.

- (A) It shall be unlawful to burn or set fire to any garbage for the purpose of disposal.
- (B) In addition, it shall be unlawful to bury any refuse for the purpose of disposal unless a permit therefor has been granted by the fire chief.

(1993 Code, § 41.03)

Editor's note(s)—Extensive state regulations in effect with respect to the open burning of trash and refuse, see department of environmental management; regulations governing the control of air pollution.

Cross reference(s)—Penalty, see § 10.99.

Sec. 50.04 Accumulation of garbage and refuse prohibited.

All garbage and refuse shall be collected and placed in containers as required by this chapter, and it shall be unlawful for any person to permit garbage or refuse to accumulate or remain on any premises longer than is reasonably necessary to remove and deposit same in approved containers as required herein.

(1993 Code, § 41.04)

Cross reference(s)—Penalty, see § 10.99.

Sec. 50.05 Containers required.

The town has contract with solid waste company that provides containers.

Sec. 50.06 Pre-collection practices.

All garbage and refuse shall have the liquid drained therefrom and shall be wrapped in paper or other like material before it is placed in the container for collection. Ashes and cinders shall be placed in a separate container provided for that purpose and no ashes shall be deposited in any container until they are cold.

(1993 Code, § 41.06)

Sec. 50.07 Collection schedule.

Garbage and refuse will be collected by the town according to a collection schedule maintained in the clerk's office. The schedule may be periodically revised and amended by action of the board.

(1993 Code, § 41.07)

Sec. 50.08 Unlawful to displace containers.

It shall be unlawful for any person to damage, displace or to otherwise interfere with garbage containers or their contents except the owner or on permission or at the request of the owner.

(1993 Code, § 41.08)

Cross reference(s)—Penalty, see § 10.99.

Sec. 50.09 Special or bulk collections regulated.

- (A) Tree limbs not more than four feet in length, or more than three inches in diameter with the butt ends facing the street, stacked in a neat pile and placed next to the street, will be collected according to a collection schedule maintained in the clerk's office. There is a one pile per pick up limit and the pile can be no larger than six feet long, five feet wide and three feet high.
- (B) Light refuse (leaves, twigs, pine needles and the like) must be securely contained in plastic bags and will be collected at the curbside according to a schedule maintained in the clerk's office. Bags must weigh less than 50 pounds each, with a 20-bag limit per pick up. No refuse may be burned as a substitute of using curbside service.

-
- (C) No commercially cut limbs or debris will be accepted.
 - (D) No collection shall be made from vacant lots nor shall any waste building materials or lot clearing be collected from houses or other structures under construction or recently completed. No large rocks, tree trunks, tree stumps, tree limbs of more than four feet in length and three inches in diameter, upholstered furniture, mattresses, white goods, carpet or carpet pads, other heavy objects, or any building material scraps be collected by the town; except with the discretionary authority of the Town Manager or his or her designee.
 - (E) Commercial establishments that generate in excess of three 95-gallon containers of trash are required to contract with a private firm for a dumpster and collection.

(1993 Code, § 41.09; updated 12-8-2016; amended 3-14-2019).

SOLID WASTE COLLECTION FEE

Sec. 50.20 Purpose and intent.

The purpose and intent of this subchapter is to establish unit charges to recover a portion of the expenditures associated with solid waste collection and to establish a fee structure that is fair and equitable to all citizens.

(1993 Code, § 41.15; Ord. 143, passed 6-3-1991)

Sec. 50.21 Definitions.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Curbside pick-up. The placing of solid waste in bags or containers no greater than 32-gallon capacity for pick-up along the street right-of-way.

Dumpster container. A large metal container that requires special handling by garbage truck (either front or rear loading).

Individual business unit. Any structure that qualifies for curbside pick-up.

Individual residential unit. A single-family dwelling, mobile home or apartment unit.

(1993 Code, § 41.16; Ord. 143, passed 6-3-1991)

Sec. 50.22 Rates.

- (A) All individual residential units and business units, including churches, that qualify for curbside pick-up will be charged a solid waste collection fee of \$14.00 per month per can.
- (B) The solid waste collection fee will be itemized and included on the water bill and will have the same billing cycle, due date and collection procedures.

(1993 Code, § 41.17; Ord. 143, passed 6-3-1991)

Sec. 50.23 Partial payments of bills; allocation.

- (A) Pursuant to G.S. § 160A-314(b), the town is authorized to specify the order in which partial payments of bills are to be applied among the various services covered by a bill for the services.
- (B) The town does hereby specify that partial payments of bills for multiple services be applied among the various services in the following sequence:
 - (1) Past due amounts for trash collection;
 - (2) Past due amounts for sewer;
 - (3) Past due amounts for water;
 - (4) Other amounts for trash collection;
 - (5) Other amounts for sewer; and
 - (6) Other amounts for water.

(1993 Code, § 41.25; Ord. 148, passed 3-2-1992)