

Section 455 - Rubbish and Garbage Removal

Section 455:00. Purpose. The purpose of this ordinance is to maintain sanitation, and to protect the health and welfare of the people in this municipality by requiring and controlling the removal of garbage and rubbish from within the corporate limits of this municipality so as to eliminate the wanton disposal of garbage and rubbish on streets, roads or other properties, whether publicly or privately owned, and to conform the same to regulations enacted by the State of Minnesota Pollution Control Agency.

Section 455:05. Definitions.

Subd. 1. Garbage. The term garbage means every accumulation of animal, fish, fowl, fruit, vegetable and derivative wastes from the processing, preparation, manufacturing, serving, cooking, consumption, storage or handling of animals, fish, fowl, fruits, vegetables and all related food products together with all other materials which may attract insects or rodents, except cans, bottles, crates and boxes.

Subd. 2. Rubbish. The term rubbish means discarded waste matter including but not limited to ashes, yard trimmings, household furnishings, paper, boxes, bottles, cans, containers, rags and other materials not classified as garbage.

Subd. 3. Garbage Receptacle. A water tight metal container with a close fitting cover with handles on both the cover and container suitable for lifting or winching said receptacle for emptying.

Subd. 4. Business Unit. This shall mean a club, lodge, dormitory, institution, or business establishment which during normal operation accumulates garbage in any manner.

Section 455:10. License to Haul Garbage Required. No person shall engage in the business of collecting and hauling garbage or rubbish or other waste materials for persons other than themselves unless licensed by the Council to do so.

Section 455:15. Application for License. An application for a license to haul garbage and rubbish shall be made to the Council in writing on forms supplied by the Council. Such application shall set forth the name and address of the applicant, description of the vehicle to be used describing the garbage bed or box on said vehicle to be licensed in detail by make, model and age together with such other information as the Council deems necessary. The application shall be accompanied by a license fee in the amount duly established by the Council from time to time per vehicle. A separate application shall be required for each vehicle to be licensed. Each license shall be valid for one year from the date of issue.

Section 455:20. Hauling Garbage or Rubbish. All garbage or rubbish or other waste materials being picked up, or transported in or through this municipality shall be conveyed in a closed or covered container only. No vehicle shall be licensed to haul garbage or rubbish unless it is so constructed that its load cannot drop, sift, leak or otherwise escape from such vehicle.

Section 455:25. Number of Licenses. The Council is hereby authorized to issue as many licenses for garbage and rubbish hauling in this municipality as the Council deems necessary to accomplish the purposes stated in Section 455:00. The number of licenses shall be restricted so that licensed haulers of garbage and rubbish shall have sufficient income under normal conditions to be able to properly accomplish the purposes for which they are licensed. Licenses shall be issued only to persons that appear capable of fulfilling the purposes as stated in Section 455:00.

Section 455:30. Revocation. A license to haul garbage or rubbish may be revoked by the Council for violations of this ordinance.

Section 455:35. Storage of Garbage. No person shall place or store any garbage in or on any street, sidewalk, alley or other public place or private place, within the limits of this municipality unless such garbage is stored in a garbage receptacle. Garbage may be placed out for collection in plastic containers on the day for collection only.

Section 455:40. Storage of Rubbish. No owner, tenant, or occupant of any property within this municipality shall allow rubbish of any kind to accumulate on such property unless stored in adequate and suitable containers except that rubbish which because of its bulk or nature cannot be readily confined, may remain on the premises for a period not exceeding 15 days and then only so long as it does not become offensive or a hazard to property or to the health and welfare of any person and is not in violation of any other existing ordinance. Storage of all items which may attract insects or rodents shall be enclosed in metal containers which are water, insect and rodent proof.

Section 455:45. Garbage Receptacle, General. The owner, tenant or occupant of every dwelling, building or parcel of land shall provide, maintain and use garbage receptacles. In the case of multiple dwellings located in one building where the owner or his agent or a lessee provides all receptacles for the storage of garbage, individual receptacles need not be provided for each dwelling unit when the total of receptacles provided by such owner, agent, or less equals a minimum of 20 gallons capacity per dwelling unit. In all cases, the receptacles provided shall be adequate to store all garbage produced on the premises with the cover securely in place. No garbage shall be stored except in a garbage receptacle.

Section 455:50. Garbage Receptacle; Business Unit. The owner, tenant or occupant of every business unit shall provide, maintain and use at least one garbage receptacle with a minimum capacity of thirty gallons for the disposal of garbage produced on the premises. In all cases each business unit shall provide a receptacle or receptacles adequate to store all garbage produced on said premises with the container covers securely in place. No garbage shall be stored except in a garbage receptacle.

Section 455:55. Receptacle Storage. All garbage receptacles shall be placed with the yard or upon the premises owned, leased or used by the owner of the receptacle. The receptacle used shall be stored so as to not be offensive to the public except on days scheduled for collection or when removed privately.

Section 455:60. Collection. All garbage and rubbish receptacles shall be placed at a location easily accessible to the collector. The collector shall have the right to enter upon any premises for the purpose of emptying and removing the contents of such receptacles and no person shall obstruct, delay, or interfere with the work of the collector.

Section 455:65. Disposal of Garbage and Rubbish. No garbage or rubbish shall be disposed of within the corporate limits of this municipality. All garbage and rubbish collected pursuant to this ordinance or accumulated by persons affected by this ordinance shall be disposed of within a sanitary land fill approved by the State of Minnesota Pollution Control Agency.

Section 455:70. Penalties. Any person, firm or corporation violating any provision of this ordinance shall be guilty of a penal offense. Each day of any such violation shall constitute a separate offense.