

ORDINANCE NO. 591  
AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY  
OF JEFFERSON, IOWA, 2017, BY AMENDING PROVISIONS  
PERTAINING TO SOLID WASTE COLLECTION

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. Subsection Amended. Section 105.02, Subsection 10 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

**105.02 DEFINITIONS. . . .**

. . .

10. "Residential premises" means and includes single-family dwellings, each dwelling unit of a multiple-family dwelling containing two or three units, and each unit in a condominium regime other than West Park Condominiums, located within the City.

SECTION 2. Section Amended. Section 105.10 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

**105.10 WASTE STORAGE CONTAINERS.** Every person owning, managing, operating, leasing or renting any premises, dwelling unit or any place where refuse accumulates shall provide and at all times maintain in good order and repair portable containers for refuse in accordance with the following:

1. Container Specifications. Waste storage containers shall comply with the following specifications:

A. Residential Premises. The City will provide one waste container to each owner of a dwelling unit that is a residential premises. The container is the property of the City and must remain at the dwelling unit to which it is assigned if the owner or occupant moves. If a City provided container is removed or lost or stolen from a dwelling unit the owner or occupant is responsible for reimbursing the City for the cost of a replacement container at the price set by the City Council. If an owner requires more than one container the owner shall purchase an additional container from the City at the price set by the City Council. Owners shall keep containers clean from accumulating grease and decomposing material.

B. Commercial Premises. Waste containers for commercial premises (including residential property consisting of four or more dwelling units) shall be provided by owners of such premises. The containers shall be watertight and shall be provided with a tight-fitting cover which shall not be removed except when necessary to

place garbage therein or to remove garbage therefrom. The containers shall have handles, bails or other suitable lifting devices or features so they may be conveniently lifted and emptied by garbage collectors. Containers shall be of a type originally manufactured for garbage, with tapered sides for easy emptying, and shall be of light weight and sturdy construction, made of metal, plastic or other material as may be approved for use by the City. Containers and their covers shall be kept clean from accumulating grease and decomposing material. Containers shall be not more than 35 gallons or less than 10 gallons, except if only one container is used it may be less than 10 gallons. The weight of any container, including contents, shall not exceed 50 pounds. All bags used for garbage must be securely tied at the top, must be sturdy enough so that they can be handled without breaking or tearing, and their weight, including contents, shall not exceed 30 pounds. Every person owning, managing, operating, leasing or renting any commercial premises where an excessive amount of refuse accumulates and where its storage in portable containers as required above is impractical, may use dumpsters or similar type of storage containers that are compatible with City equipment. Commercial establishments or multiple-family dwellings generating more than one cubic yard of solid waste per week shall use dumpsters which will be provided by the City.

2. Storage of Containers. Residential solid waste containers shall be stored upon the residential premises. Commercial solid waste containers shall be stored upon private property, unless the owner has been granted written permission from the City to use public property for such purposes. The storage site shall be well drained; fully accessible to collection equipment, public health personnel and fire inspection personnel. All owners of residential and commercial premises shall be responsible for proper storage of all garbage and yard waste to prevent materials from being blown or scattered around neighboring yards and streets.

3. Location of Containers for Collection. Solid waste containers awaiting collection shall be placed upon the parking of the street by 6:00 a.m. of the day scheduled for pickup. Containers shall be placed within approximately one foot of the near edge of the roadway with the lid closed, the opening facing the street, and not less than four feet from any other object. These requirements may be waived by the City Administrator or sanitation department for good cause. Residents of multiple-family dwellings where dumpsters are in use shall deposit garbage in such dumpsters. No person shall deposit solid waste containers upon the parking of the street in front of premises before noon on the day before the day designated for collection. No person shall allow containers to remain on the parking of the street in front of that person's premises past noon on the day after the day

designated for collection. No solid waste container shall be placed by any person upon any sidewalk, crosswalk, roadway or upon any alley right-of-way so as to obstruct or block pedestrian movement or vehicular traffic.

4. Conforming Containers Required. Except as may be otherwise provided by another section of this Code of Ordinances, the City will not collect solid waste that is not placed in containers that comply with this section.

SECTION 3. Subsection Added. Section 105.11 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is amended by adding the following subsection:

**105.11 PROHIBITED PRACTICES. . . .**

. . .

5. Prohibited Items in Solid Waste Containers and Dumpsters. No person shall deposit in a solid waste container or dumpster oil, gasoline, grease, or other petroleum products, automotive waste, concrete, shingles, construction debris, containers of cooking oil, paint cans (unless dried out), tires, any toxic or hazardous waste described in Section 105.09 of this Code or Ordinances, or any of the special items described in subsection 4 of Section 106.08 of this Code of Ordinances.

SECTION 4. Section Amended. Section 106.08 of the Code of Ordinances of the City of Jefferson, Iowa, 2017, is repealed and the following adopted in lieu thereof:

**106.08 COLLECTION FEES.** The collection and disposal of solid waste as provided by this chapter are declared to be beneficial to the property served or eligible to be served and there shall be levied and collected fees therefor in accordance with the following:

1. Residential Fees. The residential fees for solid waste collection and disposal service, used or available, are:

A. For each residential premises – a fee of \$10.45 per month per container.

B. For each dwelling unit of a multiple-family dwelling containing four or more apartments or dwelling units – a fee of \$6.75 per month per apartment or dwelling unit. If collection for such units is made through the use of a dumpster the charges shall be \$5.49 per month per apartment or dwelling unit.

C. For each mobile home in a mobile home court or mobile home park – a fee of \$10.45 per month per mobile home. If collection for the mobile home units is made through the use of a dumpster the charge shall be \$7.97 per month per mobile home.

D. Landfill fee of \$2.50 per month.

- E. Recycling fee of \$3.70 per month.
- F. Yard waste site fee of \$1.00 per month.

2. Commercial. The commercial fees for solid waste collection and disposal service, used or available, are:

A. A base fee of \$10.45 per month for each commercial premises.

B. An additional monthly charge shall be made for commercial premises where dumpsters are being used, which shall be calculated by multiplying the number of pickups per month (which shall be determined by multiplying the normal number of pickups per week times four) times the following amounts, based on the size of dumpster picked up:

<u>Size</u>	<u>Amount</u>
1 yard.....	\$ 6.65
1½ yards .....	\$ 7.75
2 yards .....	\$ 8.85
2½ yards .....	\$ 9.95
3 yards .....	\$ 11.05

3. Yard Waste. The charges for collection of yard waste are:

A. The charge for yard waste stickers to be used for pickup of yard waste bags or bundles shall be \$1.00 per sticker.

B. For all yard waste that is not placed in bags or bundles as required by this chapter or by resolution, there will be a charge imposed on the basis of \$20.00 per hour per person required to make such pick up, with a minimum charge of \$5.00.

4. Special Items. The following charges apply to special items:

A. For each refrigerator, freezer, dehumidifier, air conditioning unit and equipment, and other appliance or equipment containing Freon.....\$ 40.00

B. For each stove, microwave, washer, dryer, hot water heater and other appliance not containing Freon.....\$ 25.00

C. For each chair, recliner, hide-a-bed, sofa, love seat, television, and other item of comparable size .....\$ 10.00

D. For each window.....\$ 5.00

E. Carpeting and pad (for each 12 x 12-foot piece or part thereof).....\$ 20.00

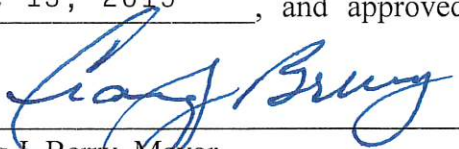
F. For each computer mouse, circuit board, CD-Rom drive, hard drive, keyboard, pair of speakers, cellular phone, pager, external modem, external drive, network

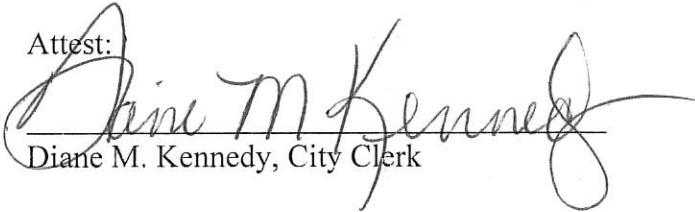
- hub or router, laptop battery, telephone, CPU for desktop computer, VCR and typewriter .....\$ 5.00
- G. For each computer monitor less than 19 inches, TV less than 19 inches, printer for computer, computer server, laptop or portable computer, Macintosh computer/ screen, fax machine, scanner and UPS .....\$ 20.00
- H. For each computer monitor 19 inches and up, TV 19 inches and up and cash register .....\$ 30.00
- I. For each photocopier .....\$ 50.00
- J. For each mainframe computer .....\$ 75.00
- K. For collection of construction or demolition debris, such as from fences, decks, buildings and remodeling projects, there shall be a charge of \$20.00 per hour per person required to make such collection.
- L. Miscellaneous items which do not fit any of the above descriptions (for each garbage truck hopper or part thereof) .....\$ 10.00

SECTION 5. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. When effective. This ordinance shall be effective as of the beginning of the monthly water and sewer billing cycle that commences immediately after this ordinance is published as required by law.

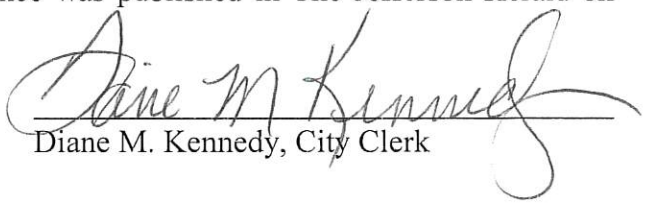
Finally passed by the Council on August 13, 2019, and approved on August 13, 2019.

  
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 Craig J. Berry, Mayor

Attest:  
  
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 Diane M. Kennedy, City Clerk

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I hereby certify that the foregoing ordinance was published in The Jefferson Herald on August 22, 2019.

  
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 Diane M. Kennedy, City Clerk