

AN ORDINANCE defining garbage, refuse, rubbish, waste and ashes, establishing proper sanitary methods of handling, keeping and collection of such materials in the Town of Mardela Springs, and providing for licenses for private collectors of such materi

Section 1. BE IT ENACTED AND ORDAINED BY THE COMMISSIONERS OF MARDELA SPRINGS, That the following code for the purpose of defining garbage, rubbish, refuse, waste and ashes; establishing proper sanitary methods for the handling, keeping and collection of such materials within the corporate limits of the Town of Mardela Springs and providing for licenses for private collectors of garbage, rubbish, refuse, waste and ashes be and the same is hereby adopted to read as follows:

Article I: Definitions

(1) Garbage shall be construed to mean waste foodstuffs, or table wastes of vegetable or animal origin.

(2) Rubbish shall be construed to mean the waste material from normal household living conditions and business operations other than garbage, refuse, waste or ashes. Rubbish shall include such items as paper, plastics, rags, bottles, tin cans, crockery, excelsior and similar materials.

(3) Refuse shall be construed to mean garden, lawn and tree trimmings; leave and weeds.

(4) Waste shall be construed to mean any left-over material or non-desirable by-product created or left in any industrial or manufacturing process.

(5) Ashes shall be construed to mean the solid residue from the combustion of fuel used in heating and cooking operations and occurring in households, apartments or business places.

Article II: Rules and Regulations Governing Collection

A. Receptacles

(1) Receptacles for garbage collection (or the collection of a mixture of garbage, rubbish and refuse) shall be made of metal, shall be watertight, fitted with handles and provided with a fitting metal cover. Garbage receptacles shall have a capacity not less than five gallons, or more than twenty gallons and shall be so constructed that the contents can be removed easily and without delay.

(2) Ash receptacles shall be of the same character, size and description as garbage receptacles. However, when twenty-gallon containers are used for ashes, they shall not be filled more than half full.

(3) Wooden or metal baskets and boxes without lids may be used for rubbish and refuse only, but such baskets or boxes may not be perforated or pierced so that water or other liquids may not collect in them.

(4) Paper, cardboard and paperboard containers are hereby expressly prohibited.

(5) These provisions concerning receptacles shall apply to all municipal collections and to collections made by private collectors where the material to be collected is placed in the sidewalk areas or near any street or public alley.

(B) Placing and Number of Receptacles

(1) All receptacles for municipal collection shall be placed at the sidewalk area near the edge of the street (or near the edge of the alley if collection is effected in an alley) on the day or days designated for garbage, rubbish, refuse and collection, as the case may be. No receptacles shall be placed on any street, alley or lane except on the days designated for collection and must be removed by nightfall of the day of collection.

JACOB AND TRUITT  
ATTORNEYS AT LAW  
120 EAST CHURCH ST.  
SALISBURY, MARYLAND

—  
PIONEER 9-3113

(2) Any private collector making collections of garbage, rubbish, refuse, waste, or ashes within the corporation limits of Mardela Springs who shall require the material to be collected to be placed at the sidewalk area or near any street or alley shall first file with the Secretary of the Commissioners of Mardela Springs a schedule of his collections and shall make collections only in accordance therewith, and the receptacles placed on the sidewalk area shall likewise be removed by nightfall of the day of collection.

(3) Not more than a total of four receptacles shall be collected from any single dwelling or apartment house, except that apartment houses containing more than two apartments shall be entitled to have collected two receptacles for each unit in excess of two units.

C. Preparation of Garbage, Rubbish, Refuse and Ashes for municipal collection.

(1) All wet garbage shall be drained and wrapped in paper or placed in a bag or similar container before being placed in a garbage receptacle.

(2) If garbage, rubbish and refuse as defined by this ordinance are all collected by municipal collection, they may be mingled in the same receptacle (Provided it is the type described in Article II Section 1 hereof).

(3) Bricks, masonry, large metal objects and dirt shall not be mingled with garbage, rubbish or refuse, but shall be placed in ash containers and may be mingled with ashes; such large non-combustible objects shall be collected at the same time ash collections are made.

(4) Tree limbs and other large wooden objects will be

lected, provided such material is cut in lengths not exceeding three feet and tied in compact bundles; such material need not be placed inside containers.

#### D. Schedule of Collections

(1) Collection of such items of garbage, rubbish, refuse and ashes as may hereafter be collected by the Commissioners of Mardela Springs shall be made at least once each week and when the regular collection day falls on a holiday collection shall be made on the day preceding the regular collection day if the regular collection day is Saturday or the day after the holiday if the regular collection day is other than Saturday.

(2) No municipal collection shall be made by the Commissioners of Mardela Springs, its agents and employees, from any industrial establishment, commercial establishing, or other establishment operating for a profit of any greater number of receptacles than for a single family dwelling.

#### ARTICLE III - Commercial Establishments

(1) All establishments not completely served by municipal collection shall have such of their garbage, rubbish, refuse waste or ashes removed from their premises as frequently as may be necessary in order to avoid the creation of a nuisance to the public or to adjoining property owners and to prevent the creation of an unsanitary condition dangerous to the public health.

#### Article IV - Scavenging and Private Collection

(1) It shall be unlawful for anyone to disturb any garbage, rubbish, refuse or ashes containers, or to remove their covers, or any contents thereof, except the tenants or occupants of the premises on which refuse containers are placed, or their duly authorized agents, or the duly authorized agents, employees

or licenses of the Commissioners of Mardela Springs.

(2) Any person, firm or corporation desiring to engage in the business of collection garbage and/or refuse matters within the corporate limits of the Town of Mardela Springs shall first, obtain a license from the Commissioners of Mardela Springs. Such person, firm or corporation shall make application in writing setting forth the name and address of the applicant and a description of the vehicle or vehicles to be used in the collection of garbage, refuse or waste materials. Said application shall contain a statement that the applicant will exercise reasonable care to prevent the escape or leakage of garbage, refuse or waste materials upon the streets of Mardela Springs from the vehicles used by applicant.

(3) A fee of One Dollar (\$1.00) shall be collected by the Commissioners of Mardela Springs for each license issued hereunder and all such licenses shall expire on the 30th day of June next following the date of issuance.

(4) The Commissioners of Mardela Springs may revoke the collector's license of any holder who fails to exercise reasonable care in preventing the escape or leakage of garbage, waste or refuse material from vehicles used by the licensee or who fails to obey any lawful regulation hereafter adopted by the Commissioners of Mardela Springs relating to the private collection of garbage, waste or refuse materials.

#### Article V - Special Sanitary Provisions

(1) The removal of wearing apparel, bed clothing or other refuse from homes or other places where highly infectious or contagious diseases have prevailed shall be performed under the direction of the Wicomico County Health Department, such refuse shall not be placed in containers for regular collection.

JACOB AND TRUITT  
ATTORNEYS AT LAW  
120 EAST CHURCH ST.  
SALISBURY, MARYLAND

PIONEER 9-3113

(2) Each person who places a receptacle in the sidewalk area or near the line of any street or alley within the corporate limits of Mardela Springs shall be responsible for the condition of the receptacle, and if the contents of the receptacle shall be spilled because of the poor condition of the receptacle the person placing the refuse for collection shall be required to clean up and remove the spilled contents of the receptacle prior to nightfall of the day in which such spillage occurs.

#### Article VI - Penalties

(1) Any person violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than Ten Dollars (\$10.00) for each separate violation. In addition to any other penalty herein provided the Commissioners of Mardela Springs may refuse municipal collection service to any person not complying with the provisions of this Ordinance.

Section 2. AND BE IT FURTHER ENACTED AND ORDAINED BY THE COMMISSIONERS OF MARDELA SPRINGS, That this Ordinance shall take effect from and after October 1, 1962.

The above Ordinance was introduced and read at the special meeting of the Commissioners of Mardela Springs held on August 15, 1962, and having been published as required by law in the meantime was finally passed at its meeting held on the 13 day of September, 1962.

JACOB AND TRUITT  
ATTORNEYS AT LAW  
120 EAST CHURCH ST.  
SALISBURY, MARYLAND  
—  
PIONEER 9-3113

*Lucia Bennett*  
Secretary

*Hollis E. Robinson*  
President