

REFUSE COLLECTION ORDINANCE

4-341 Preamble

The City Council finds that the regulation of commercially operated refuse collection services is necessary to the public health and safety of the City.

4-342 Definitions

a. Commercial Refuse Collector: An individual, partnership, firm or corporation removing and transporting any forms of solid waste from any residential, commercial or industrial facility or property within the City for a valuation consideration.

b. Refuse: As used in this ordinance, refuse includes all forms of solid waste, including, but not limited to, garbage, rubbish, ashes. It does not include human or animal waste materials.

c. Solid Waste: Garbage, consisting of : wastes from the preparation, cooking and consumption of food; market refuse, waste from the handling, storage and sale of produce; rubbish, consisting of: combustible rubbish such as paper, cartons, boxes, barrels, wood and excelsior, tree branches, yard trimmings, wood furniture and bedding; non-combustible rubbish such as metals, tin cans, metal furniture, dirt, glass crockery, and other mineral refuse; ashes, consisting of residue from fire used in cooking, and for heating buildings; street refuse, consisting of street sweeping, dirt, leaves, catch basin dirt and contents of letter receptacles; dead animals, small and large; abandoned automobiles; industrial refuse, consisting of: solid wastes resulting from industrial processes and manufacturing, such as: food-processing wastes, boiler-house cinders, lumber scraps and shavings and metal scraps and shavings.

4-343 License Requirement

It shall be unlawful for any person, partnership, form or corporation to engage in commercial refuse collection without first obtaining a license from the City.

4-344 License Application Procedure

a. The license year shall run from January 1st each year.

b. The City Clerk shall be the licensing agent for the City.

c. The application shall include full identification of the applicant, year and model of all vehicles to be used, gross weight of truck and chassis, type of collection container and method of collection together with such other relevant information as the City Clerk may require.

d. The annual license fee shall be \$100.00 plus \$0.0025 times the total gross weight of all collection vehicles. If the gross weight total exceeds 30,000 pounds, the fee shall be \$100.00 plus \$0.0010 times the total gross weight of all vehicles.

e. Licenses shall be transferable only with the approval of the licensing agent.

4-345 Collection Vehicles

- a. Collection vehicles shall be completely enclosed to prevent the escape or loss of waste material from the vehicle.
- b. Collection vehicles used to transport enclosed refuse collection containers need not to be further enclosed themselves.

4-346 Use of Municipal Landfill Areas

Commercial refuse collectors shall comply fully with all regulations governing the use of any municipal landfill area. Failure to comply with such regulations shall be sufficient grounds for suspension or revocation of license.

No commercial refuse collector shall deposit any refuse or solid waste in any Calais sanitary landfill from any other place outside the City of Calais without the prior approval of the Calais City Council as evidenced by a written certificate duly attested by the Calais City Clerk and indicating the specific area, towns, cities, plantations, or unorganized towns from which such refuse or solid waste may originate and be deposited in Calais, Any violation shall be sufficient cause for revocation of the license of the Commercial Refuse Collector involved.

Upon request of the City Manager at any time any commercial Refuse Collector licensed in Calais shall promptly furnish to the City Manager his, her, or its collection schedules in writing disclosing all collection activities outside Calais. Such information shall be considered confidential and not disclosed to other Collectors nor to the public at large but may be used as evidence in any involving deposit of refuse or solid waste in any Calais sanitary landfill area.

4-347 Regulations

The City Clerk is authorized to promulgate regulations, subject to the prior approval of the City Council, to aid in the enforcement of this ordinance.

4-348 Supervision and Enforcement

The City Police Department shall be responsible for the enforcement of this ordinance. The Public Works Department shall aid in the supervision of commercial refuse collectors using municipal landfill areas.

4-349 Appeal Procedure

Any applicant or licensee aggrieved by a decision, interpretation, or other act of the City Clerk may appeal to the City Council.

4-350 Suspension or Revocation of License

A commercial refuse collection license may be suspended or revoked for violation of any provision of this ordinance by the City Clerk. Suspensions shall be for a definite period and shall be stayed during the pendency of any appeal. The penalty of revocation shall be used only for substantial and intentional violations or in the case of second offenses.

4-351 Penalty

Conviction of a violation under Section 4-340 shall be punishable by a fine of not more than One Hundred Dollars (\$100.00) to be recovered for the use of the City. Each day of operation shall constitute a separate violation.

4-352 to 4-359 Reserved