

Chapter 7.08

GARBAGE

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7.08.010 Definitions: For the purpose of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Garbage is hereby defined as every accumulation of animal or vegetable waste resulting from the handling, preparation, cooking and consumption of food. Garbage shall not include previously mentioned accumulations actively set aside for composting in a container or in a confined area specifically set aside and used for composting.

Rubbish is hereby defined as all debris and waste not otherwise defined as garbage, including animal waste.

Yard & garden debris consists of lumber, wood, leaves, needles, trees/shrubs, stumps, limbs, prunings, grass clippings, weeds and other natural yard and garden waste originating on the premises.

Land clearing debris means lumber, wood, trees, stumps, shrubbery, or other natural vegetation from land clearing projects (i.e., projects that clear the land surface so it can be developed, used for a different purpose, or left unused).

A premises is a lot, plot or parcel of land, easement or public way, including any structures thereon.

7.08.020 Composting: Shall be allowed if: (a) the compost is in a container for composting; or (b) the compost is in a confined area specifically set aside for composting.

7.08.030 Distribution of Handbills: It shall be unlawful for any person to throw, scatter distribute, or cause to be thrown, or scatter-distributed upon or along any of the

sidewalks, streets, avenues, or alleys of the town, or within or upon any of the public places of the town, any bills, posters, dodgers, cards, or other advertising matter of any kind

7.08.040 Collection of Garbage or Rubbish: Garbage and rubbish shall be collected by the owner or occupant of every premises at a frequency sufficient to prevent overfilling of the collection container, and to provide for the complete securing of the garbage and rubbish within the container.

7.08.050 Burning: It shall be unlawful for any person to burn any material other than yard, garden, or land clearing debris. Any person burning yard, garden or land clearing debris or who shall ignite a bonfire, shall constantly attend the fire and shall make adequate provisions to prevent the fire from spreading until it is completely extinguished. If a person uses a burn container, such container must have a screened lid covering with holes no larger than one inch to contain ash particles.

A. Bonfires

No one may ignite a bonfire within 50 feet of a structure or combustible material. Any person planning a bonfire shall remove hazards within 50 feet of any structure that could cause the fire to spread. Anyone igniting a bonfire shall constantly attend such bonfire until it is completely extinguished. A person igniting a bonfire shall have available for immediate utilization a minimum of one portable fire extinguisher with a minimum 4-A rating or other approved on-site fire-extinguishing equipment, such as dirt, sand, water barrel, charged garden hose, or water truck and fire tools. Anyone igniting a bonfire shall position suppression tools within 25 feet of the bonfire and such tools must be capable of reaching all areas of the bonfire.

B. Emergency Restrictions

The Mayor, with the approval of the Town Council (except in times of emergency when it is not practical to notify the Town Council) may restrict burning when conditions or local circumstances make such fires hazardous. Any such restriction must include a start and stop date not to exceed 10 days. The Mayor, and/or the Town Council, may set forth specific conditions for any burn restriction. The Town shall post the restriction, including any conditions regarding the restriction, by displaying the same prominently throughout town.

In times of emergency, the Mayor or the Town Council (at any time) may grant exceptions to this ordinance based upon the recommendation of the fire department. The Town Council shall review any such exceptions at their next scheduled public hearing unless said exception shall expire before said meeting.

7.08.060 Burying Garbage or Rubbish: It shall be unlawful for any person to bury any garbage or rubbish on any premises.

7.08.070 Dumping Prohibited

A. Dumping Dirt, Rock, Upon Vacant Lots, Streets, etc.

It shall be unlawful for any person to dump, place, or leave, or cause to be dumped, placed, or left upon any of the streets, avenues, or alleys of the town, any rock, gravel, dirt, earth, soil, garbage, or rubbish unless permission so to do shall be first obtained from the Town Council, or to dump, place, leave, or cause to be dumped, placed, or left upon any vacant or unoccupied lot or lots within the town, any rock, gravel, dirt, earth, or soil unless permission so to do shall be first obtained from the owner or owners of such vacant or unoccupied lot or lots.

B. Dumping Refuse

Watercourses: No person shall dump, empty or throw yard and garden debris, manure, tin cans or other coarse rubbish, any dead animals, or animal waste into any covered or open water ditch, flume, natural watercourse or along the banks of the waterway within the limits of the Town.

7.08.080 Littering Public or Private Properties Unlawful : It is unlawful for any person or persons to dump, deposit, throw, or leave, or to cause to permit dumping, depositing, placing, throwing, or leaving of any garbage or rubbish on any public or private property in the town.

7.08.090 Penalties: Any person violating any of the provisions of this chapter shall, upon conviction thereof, be punishable as provided in section 1.08.010 of the Town Code.

(Ordinance No. 201, 220, 228)