

TITLE V: PUBLIC WORKS

CHAPTER 50: SOILD WASTE

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GARBAGE AND REFUSE

§50.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

BRUSH. Tree trimmings and shrubbery trimmings.

COMBUSTIBLE RUBBISH. Tin cans and other types of combustible material, food containers, waste paper, glass and combustible material, leaves, grass, and similar organic matter.

GARBAGE. All refuse or waste attendant to the preparation, dressing, cooking of, or dealing in food. Tin, paper, and other types of combustible refuse food containers shall be disposed of in the same manner as garbage.

NON-COMBUSTIBLE RUBBISH. Ashes, dirt, and other noncombustible materials except such as may accumulate as a result of erecting or repairing buildings.

REFUSE BUILDING MATERIAL. Wood, plaster, stone, brick, or other waste and unused materials resulting from the repair or construction of buildings. C69 Code, §4107.1)

§ 50.02 RECEPTACLES.

It shall be the duty of owners, proprietors, or persons in charge of every dwelling house, store, manufacturing establishment, office building, or other buildings in the city, to place or cause to be placed all garbage and rubbish accumulating on the premises in suitable containers or receptacles provided by such owner or other person. All receptacles for garbage shall be water-tight metal containers equipped with tight-fitting covers, or other type material such as plastics sufficient to keep out water and to prevent disturbance by animals. For residential buildings, garbage receptacles shall be of not less than five nor more than 20 gallon capacity. For manufacturing and commercial buildings, receptacles shall be of not less than five nor more than 30 gallon capacity. All garbage receptacles shall be equipped with suitable handles by which they may be lifted. ('69 Code, §4107.2)

§ 50.03 DISPOSAL LOCATIONS.

No person shall dispose of any refuse, wastes, or other such material except at state licensed sanitary landfills which have been approved and are supervised by the district health officer and regulated by the city and marked for such purpose. ('69 Code, §4107.3)

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§ 50.04 BURNING OF REFUSE.

The foregoing shall not prevent the burning or other disposal of garbage, refuse, wastes, foods, or other such materials in receptacles approved by the Health Officer or prohibit the commercial collection of rubbish and garbage by licensed collectors for disposal beyond the city limits. ('69 Code, §4107.4)

§ 50.05 RECEPTACLES REQUIRED.

(A) Every person shall keep within the lot line of his or her premises a suitable receptacle for depositing any ashes, glass, metal, stone, cans, or other refuse and waste of a like nature.

(B) Each person, who is responsible for any lot or premises within the city which is occupied for residential or commercial purposes, shall keep, within the lot line, a receptacle for garbage, animal, or vegetable matter, which receptacle shall have a cover and which shall be at all times left in a convenient place so that proper collection of the garbage may be made at any time.

('69 Code, §§ 4107.5, 4107.6)

§ 50.06 TRANSPORTATION OF RUBBISH.

No person shall transport garbage, rubbish, or other waste matter upon any street, alley, road, or highway of the city in any vehicle unless such vehicle be so constructed and maintained as to prevent offensive odors or exhalations therefrom and leaking, sifting, dropping, spilling, or blowing of the contents upon the street, alley, road, highway, right-of-way, or property, public or private. ('69 Code, §4107.7)

§50.07 RUBBISH COLLECTORS.

No person shall engage in the business of collecting, transporting, or disposing of rubbish within the city without first obtaining a license therefor. Licenses shall be issued upon application to the City Clerk on forms provided by him or her and upon payment of such fee as shall be required by Chapter 110. No such license shall be issued except upon certification by the Superintendent of Public Works that the equipment and the ability of the licensee is such that said licensee is able to conduct a rubbish collection business in accordance with the terms of this chapter and rules and regulations adopted by the City Superintendent hereunder. The City Superintendent shall make such rules and regulations governing the operation of the business of rubbish collection, transportation, and disposition as he or she may deem necessary. The City Superintendent shall revoke the license of any rubbish collector who fails to abide by any such

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rule or regulation or any provision of this chapter. Prior revocation of a license shall be sufficient grounds for the refusal by the Superintendent of Public Works to certify any future application by the licensee. ('69 Code, §4107.8)

§ 50.08 REFUSE, LITTERING, AND ACCUMULATION.

No paper, lawn cuttings, or rakings, leaves, weeds, ashes, or any other refuse material whatsoever shall be thrown or swept into any street, gutter, intake, alley, vacant lot, park greenbelt, or other property whether public or private. It shall be the duty of every tenant, lessee, owner, or occupant of any property at all times to maintain said premises in a clean and orderly condition, permitting no deposit or accumulation of materials other than those ordinarily attendant upon the day to day use for which said premises are legally intended. It shall be unlawful to bury any animal or vegetable wastes anywhere in the city, and it shall be unlawful to deposit, throw, or leave refuse on the premises of any other person. ('69 Code, § 4107.9) Penalty, see § 50.99

§ 50.09 DISPOSITION OF GARBAGE.

No person shall dispose of any garbage within the city other than by means of an approved incinerator, approved garbage grinder, or to a collection service authorized to engage in such business by the city. ('69 Code, § 4107.10) Penalty, see § 50.99

§ 50.10 ACCUMULATION AND DISPOSITION OF RUBBISH.

(A) Any rubbish accumulated or stored outside of a dwelling or building on any premises shall be stored in receptacles meeting the requirements of this chapter. No rubbish may be stored or accumulated which is contaminated by any garbage as herein defined, unless stored as garbage.

(B) Rubbish shall be disposed of only to a licensed rubbish collector, except that any person may dispose of his or her own rubbish:

(1) By an approved incinerator located within a building.

(2) Where such rubbish consists wholly of material which will burn readily without objectionable odors by outside incineration, but only in approved containers with closed tops located in a safe place at least 15 feet from any structure. No person shall burn any rubbish within 30 feet of any street line. On any premises where any building or structure exists, no rubbish except leaves shall be burned in any part of the front yard or in any side yard abutting on any street. The terms **FRONT YARD** and **SIDE YARD** shall have the meanings defined in Chapter 150 of this Code.

(3) By transporting to a designated sanitary land fill.
(‘69 Code, §4107.11)

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§50.11 CONTRACTS.

The city may enter into contracts with private firms to provide for garbage and rubbish collection and disposal and assess city residents a reasonable fee for this service per each household unit. ('69 Code, § 5405.1) (Am. Ord. A-48, passed 7-13-92)

§ 50.12 DEFINITION.

For the purpose of this subchapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

HOUSEHOLD UNIT. A single family dwelling, an apartment, or a business establishment when a contract under § 50.06 is in effect. ('69 Code, § 5405.2) (Am. Ord. A-48, passed 7-13-92)

§50.13 GARBAGE PLACEMENT.

Household unit garbage shall be limited to three 30 gallon garbage bags per week per household unit. Bags may be placed in a garbage cart or can if so desired. Garbage bags/carts or cans will be placed near the city street adjacent to the household unit, but not placed in the city street. Residents are asked not to place garbage bags/carts/cans out until the early morning hours of the designated collection day. ('69 Code, § 5405.3) (Am. Ord. A-48, passed 7-13-92)

§ 50.14 RECYCLING PROGRAM.

(A) The city shall provide or contract for the depositing of specific recyclable materials by city residents at a designated site or for curbside pick-up.

(B) Residents are encouraged to use this recycling service to reduce their garbage costs and to enhance our environment and lessen the impact upon the decreasing landfill availability.

(C) Instructions for the recycling program shall be periodically published in handouts or local newspapers. No item may be left at the recycling site except for listed recyclable materials.

('69 Code, §§ 5406.1 - 5406.3) (Am. Ord. A-48, passed 7-13-92)

§ 50.15 COMPOSTING.

(A) The city shall provide a composting site, curbside pick up of compostable paper bagged

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grass cuttings and leaves, and periodic brush clippings and removal for a monthly fee of (\$3.00) three dollars per residential unit billed quarterly.

(B) Composting site and drop off dates and times shall be published in handouts or local newspapers.

(C) Composted material may be used by city residents free of charge under the rules and regulations adopted by the city. ('69 Code, §§ 5407.1 - 5407.3) (Am. Ord. A-48, passed 7-13-92, Am. Ord. A-20.15, Passed 5-15-07)

§50.16 SPRING AND FALL CLEANUP.

The city shall provide for the disposal of tree limbs, leaves, grass clippings, and brush each spring and fall in a manner as announced in handouts or published in local newspapers. No other items may be left for pickup during these semi-annual cleanups. ('69 Code, § 5408.1) (Am. Ord. A-48, passed 7-13-92)

§50.17 PRIVATE CONTRACTING.

The provisions of this subchapter shall not prohibit city residents or businesses from contracting garbage service independently. ('69 Code, § 5409.1) (Am. Ord. A-48, passed 7-13-92)

§ 50.18 MAJOR ITEMS TO BE DISPOSED.

The disposal of major items, including but not limited to building materials, stoves, refrigerators, furniture, tires, or other large quantities of disposable materials shall be the responsibility of each household unit or business. ('69 Code, § 5410.1) (Am. Ord. A-48, passed 7-13-92)

§ 50.19 RULES, REGULATIONS.

(A) No person shall deposit garbage or other refuse within the city, unless that person is either an occupant of a household unit or an owner of real property within the city.

(B) No person shall deposit garbage or other refuse within the city except near the street adjacent to their household unit or, when appropriate, at a recycling or composting site.

(C) No person shall deposit a specific type of garbage or other refuse near the street adjacent to their household unit, at a recycling site, or at a composting site when such garbage or other refuse is prohibited by this subchapter or any rules or regulations established under this subchapter from being left at or near their household unit or at that site.

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(D) The City Council may, by resolution, pass rules and regulations necessary to implement this subchapter. ('69 Code, §§ 5411.1 - 5411.4) (Am. Ord. A-48, passed 7-13-92) Penalty, see § 50.99

DISPOSAL OF COMPOSTABLE MATERIALS

§50.30 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

COMPOSTABLE MATERIALS, Leaves, limbs, cut grass, or other yards clippings.

DUMP SITE. The former Lake City dump site located on Decker Road in Forest Township, Missaukee County, Michigan. ('69 Code, §4112.1)

§50.31 DUMP SITE.

The city shall make use of its dump site for disposal of compostable materials.

(A) The City shall provide for the disposal of tree limbs, grass clippings, and brush. The City shall provide notice for scheduling street side clippings of brush and tree limbs. The City shall provide for street side pickup of leaves and grass clippings.

(B) The City shall pick up lawn clippings and leaves only in approved compostable paper bags. All other containers not limited to boxes, plastic bags or trash receptacles shall be left and notice given to property owner concerning the need to use approved bags.

. ('69 Code, §4112.2)(Am. Ord. A50.30, passed 9-12-05)

§ 50.32 TIME OF BUSINESS OF DUMP.

The City Council shall determine and publish a schedule of rates and times when the dump site shall be open to residents and land owners of Lake City for disposing of compostable materials. ('69 Code, §4112.3)

§50.33 CONTAINERS FOR COMPOST.

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Anyone hauling compostable materials to the dump site must immediately remove all containers for such compostable materials from the dump site and may not dump other materials of any kind. ('69 Code, § 4112.4) Penalty, see § 50.99

§ 50.34 PROCEDURE FOR DUMPING.

All dumping must be made within the dump site in a manner and at a location as directed by city personnel at the site or as posted. ('69 Code, § 4112.5) Penalty, see § 50.99

§50.35 SECURITY.

A person shall be scheduled at the dump site to be present on the days the dump is open. Such city personnel are authorized to issue tickets in the manner allowed by law to any violators of this chapter. ('69 Code, §4112.7)

§50.99 PENALTY.

Any person violating any provisions of this chapter shall be guilty of a civil infraction and subject to a fine of not more than \$500. For each day this chapter is violated, the offender shall be deemed to have committed a separate offense. ('69 Code, § 5411.5) (Am. Ord. A-48, passed 7-13-92)

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