

**TOWN OF ROCKFORD
ORDINANCE NO. 16-03**

AN ORDINANCE REGULATING THE DISPOSAL AND COLLECTION OF REFUSE AND GARBAGE; PROVIDING FOR THE COLLECTION AND DESTRUCTION OF THE SAME, AND PROVIDING FOR AN EXCLUSIVE FRANCHISE THEREFORE; PROVIDING PENALTIES FOR ENFORCEMENT THEREOF; AND REPEALING ALL OTHER ORDINANCES, RESOLUTIONS OR PARTS OF ORDINANCES OR RESOLUTIONS INCONSISTENT FOR CONTRADICTORY OF THIS ORDINANCE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ROCKFORD:

Section 1. Exclusive Agreement:

The Town Council entered into an exclusive agreement with Empire Disposal in March 2001 for the collection, transportation and disposal of trash, garbage and debris in the Town of Rockford, in accordance with the following contract, a copy of which is attached hereto and made a part of this Ordinance as though fully set out herein.

Section 2. General Provisions:

- a. The owner or occupant of each household or place of business is required by Ordinance to have a minimum garbage service. Non-regulation containers are not to be used for regular refuse collection service.
- b. Garbage and refuse containers shall be water-tight receptacles of adequate size to hold not less than twenty (20) gallons nor more than thirty-two (32) gallons. Cans shall have close fitting covers and must be provided with two handles at the sides (except that twenty (20) Gallon cans may have bails instead of handles), or be approved bin type cans that can be used with the auto-loading arm of the garbage truck.
- c. Garbage shall be drained free of water and well wrapped or contained in plastic bags, before being placed in cans.
- d. No refuse container will be emptied if the weight exceeds sixty-five (65) pounds. Containers shall be so packed that the contents will fall out readily when the container is inverted. A 65 gallon mobile cart is to weigh no more than 100 lbs. and a 96 gallon mobile cart is to weigh no more than 125 lbs.
- e. The burning or burying of kitchen waste on the premises is prohibited. Any outside burning shall be subject to provisions of the County of Spokane Fire Code and regulations of the Spokane County Air Pollution Control Board.
- f. All materials stored in the refuse storage area will be presumed to be refuse and will be removed. Claims for this material will not be recognized.
- g. Tree limbs and brush must be cut in 3-foot lengths and tied in small bundles if they are to be removed by the regular collection crews. All cartons, cardboard boxes, crafting or bulky material must be flattened and will be billed for under the regular rate structure.
- h. The hours and days of collection as required for efficient operation will be set. Any residential property having a water connection and a sewer account will have a combined billing of water, sewer and required garbage service, except special accounts which will be billed separately.
- i. In all cases, except where a full truck load is removed at one time, all refuse must be placed outside of buildings easily accessible to collectors.
- j. Normal garbage collection shall be weekly, and containers shall be located within ten (10) feet of the curb line and easily accessible to collectors.
- k. Garbage service changes may be requested at any time during the monthly billing cycle, but will only take effect on the next cycle after requested to prevent changes being made during

the middle of the month. Owner must continue with service they currently have at the time of request until the next billing cycle.

- I. Garbage services may be suspended when leaving Town for the winter or having no tenants (in the case of a landlord/tenant situation). The absence must be no less than 2 months and no more than 6 months. This request must be submitted to the billing clerk, at the onset and at the end of such period, by the property owner.

Section 3. Penalties:

See Town Resolution Fee Structure, and/or Contractor Service Fee Schedule

Persons convicted of violations of this Ordinance shall be punished as follows:

- a. Collecting, transporting or disposing of the refuse, trash or garbage of others for hire or other consideration by a fine of not less than \$25.00 nor more than \$250.00.
- b. Failure to provide for the collection, removal and disposition of garbage or refuse by a fine of not more than \$25.00 for the first conviction, and by a fine not more than \$250.00 on a second conviction within one year.
- c. Casting, placing, throwing or dumping trash, garbage, refuse or other debris on the property of another, by a fine of not less than \$100.00 nor more than \$1500.00, or by confinement for not more than five (5) days in the County Jail, or both such fine and imprisonment.
- d. Using an uncovered receptacle for the collection of garbage or refuse of vegetable or animal nature or failure to keep such receptacle suitably covered at all times, shall be punishable by a fine of not less than \$25.00 nor more than \$250.00.
- e. Storing garbage outside in an unapproved container shall be punishable by a fine of not less than \$25.00 nor more than \$250.00.

(BE IT FURTHER RESOLVED) that the foregoing Ordinance shall become effective with the first billing of the account after September 1, 2016.

(ADOPTED BY THE TOWN COUNCIL) of the Town of Rockford this 17 day of August, 2016.

Carrie Roecks, Mayor

Kristy Cochrane, Clerk Treasurer