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8.12.100	Collection Truck	•	meaning.		
0,12,100	Requirements.		ing" shall mean all other		
8.12.110	Supervision of Solid	-	buildings not defined as dwellings. B. "City" shall mean the City of Ripon.		
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8.12.120	Collection Business-	Administrator	Administrator of the City of Ripon.		
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8.12.130	Commercial and	collecting solid	collecting solid waste at the place of waste generation by an approved collection agent		
	Industrial Waste				
	Collectors-Permit		ate) and is distinguished from		
	Required.	"removal."	ate) and is distinguished from		
8.12.140	Commercial Waste		ction vehicle or equipment"		
	Collector-Permit Fee.		chicle or equipment used in the		
8.12.150	Commercial Waste	•			
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	Reports to City		dustrial solid wastes.		
8.12.160	Industrial Waste		ctor" shall mean persons, firms,		
	Collector-Permit Fee.	-	authorized by the City Council		
8.12.170	Industrial Waste		by permit to collect and dispose of garbage,		
	Collector-Financial		waste matter on a regularly		
	Reports to City.	scheduled basi	s, and includes the City where		
8.12.180	Monthly Rates and	appropriate.			
	Charges.	_			

- G. "Commercial residential refuse" includes all types of domestic solid waste which originates in four-family or more premises.
- H. "Commercial solid wastes" include all types of solid wastes generated by stores, offices, and other commercial sources and wastes, and includes commercial residential refuse.
- I. "Commercial waste collector" means a person authorized by the City by permit to collect commercial waste within the City of Ripon.
- J. "Construction and demolition wastes" includes the waste building materials, packaging, and rubble resulting from construction, remodeling, repair, and demolition operations on pavement, houses, commercial buildings, and other structures.
- K. "Director" means the Director of Public Works of the City of Ripon, acting either directly or through authorized agents.
- L. "Disposal site"includes the place, location, tract of land, area or premises in use, intended to be used, or which has been approved for the landfill disposal of solid wastes.
- M. "Dwelling" shall mean a residence, flat, apartment, or other facility used for housing one or more persons, and occupied in the City of Ripon.
- N. "Dwelling unit" means one or more habitable rooms which are intended to be occupied by one (1) family with facilities for living, sleeping, cooking, and eating and from which the City collects refuse.
- O. "Garbage" includes all kitchen and table food waste, and animal or vegetable waste that attends or results from the storage, preparation, cooking, or handling of food stuffs.

- P. "Garden refuse" includes leaves, grass cuttings, weeds, vines, shrubbery, tree trimmings, and similar soft vegetative materials.
- Q. "Hazardous Materials" means any hazardous, dangerous, or toxic substance, material, or waste, including but not limited to substances, materials, and waste designated by the United States Environmental Protection Agency as hazardous substances (40 CFR, Parts 261 and 302) and any amendments thereto, petroleum products, or other such substances, materials, and wastes that are now or later become regulated under any applicable local, State, or Federal law.
- R. "Industrial solid wastes" include all types of solid wastes and semi-solid wastes which result from industrial processes and manufacturing operations.
- S. "Industrial waste collector" means a person authorized by the City by permit to collect industrial waste within the City.
- T. "Institutional solid wastes" include solid wastes originating from educational, health care, correctional, research facilities, or other similar facilities.
- U. "Landfill" means a disposal site employing a method of disposing of solid wastes on hand without creating nuisances or hazards to public health or safety, by utilizing principles of engineering to confine the wastes to the smallest practical area, to a layer of suitable cover material at specific designated intervals.
- V. "Permittee" means a person authorized by the City by permit to collect industrial and/or commercial wastes.
- W. "Occupant" is synonymous with tenant or lessee.
- X. "Owner," when used with reference to a dwelling, shall mean and shall conclusively

be deemed to be the legal owner or the legal owner's agent of the dwelling.

- Y. "Person" means any individual, firm, association, partnership, corporation, trust, joint venture, or other legal entity.
- Z. "Premises" includes a tract or parcel of land with or without habitable buildings or appurtenant structures.
- AA. "Putrescible wastes" includes wastes that are capable of being decomposed by micro-organisms with sufficient rapidity as to cause nuisances because of odors, gases, or other offensive conditions, and include materials such as food wastes, offal, and dead animals.
- AB. "Refuse" includes garbage and rubbish.
- AC. "Recycling" means the process by which salvaged materials become usable products.
- AD. "Removal" means the act of taking solid wastes from the place of waste generation either by an approved collection agent or by a person in control of the Premises.
- AE. "Residential solid wastes" includes all types of solid waste which originate in single family, two family, or three family premises.
- AF. "Rubbish" includes non-putrescible solid wastes such as ashes, paper, cardboard, tin cans, wood, glass, bedding, crockery, plastics, rubber by-products, or litter.
- AG. "Solid waste or wastes" include all putrescible and non-putrescible solid and semisolid wastes, such as refuse, garbage, rubbish, garden waste, paper, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances,

- manure, vegetable or animal solid or semisolid wastes, and also includes liquid wastes disposed of in conjunction with solid wastes at solid waste transfer/processing stations or disposal sites, but excludes:
- (1) Sewage collection and treated in a municipal or regional sewage system.
- (2) Materials or substances having commercial value which have been salvaged for reuse, recycling, or resale.
- AH. "Swill" means all animal, vegetable, or other matter having a food value, from clubs, hospitals, hotels, restaurants, and public eating places, which is putrefactive or easily decomposable and attractive to flies or rodents, and which has a property value.
- AI. "Tenant" means a person who is legally in control of, but is not necessarily the legal owner of, a building, or a part of a building or a dwelling unit or any type of premises. Synonymous with occupant or lessee. (Ord. 570 §1, 1997)

8.12.020. Collection of Solid Waste.

The City shall collect, transport, and dispose of all residential solid waste. Commercial and industrial solid wastes may be collected, transported, and disposed of by the City, or by commercial and/or industrial waste collectors licensed in accordance with this Chapter, at the option of the owner, occupant, or tenant of the premises operating the commercial or industrial waste. (Ord. 570 §1, 1997)

8.12.030. Storage of Accumulated Garbage.

It shall be the duty of every tenant, owner, or occupant of any private dwelling house; the

keeper of a hotel, restaurant, eating house, boarding house, or other building where meals are served; the owner of every flat or apartment house, trailer camp, motel, auto court, cabin, business establishment; and every other person having garbage, rubbish, or waste matter to keep within the building or on the real property on which the building is situated, the accumulation of garbage, rubbish, or waste matter on the premises during the interval between collections. These accumulations shall be placed in the ninety gallon, three hundred gallon container, dumpster, or other container as deemed appropriate by the City, which shall be supplied by the City or other authorized commercial or industrial waste collector. No other type of garbage container shall be allowed. (Ord. 570 §1, 1997)

8.12.040. Collection-Frequency.

All solid waste shall be picked up on a one-stop basis at least once a week. All material, including garbage, rubbish, solid waste, and garden refuse may be commingled in a garbage container or dumpster, except for hot ashes, motor oil, or flammable materials. The ninety (90) gallon garbage containers shall be placed at curbside no sooner than the evening before the pickup day. All empty containers must be removed from curbside by the evening of the pickup day.

In accordance with the City's efforts to reduce the amount of garbage going to landfills, the City may provide for the voluntary separation of garden refuse into separate containers for curbside pickup. Containers and pickup days will be designated by the City. (Ord. 570 §1, 1997)

8.12.050. Rear Yard Service-Charge.

Should any qualified resident request

special rear yard service, then the garbage containers must be placed withing seventyfive (75) feet of the closest curb, with only one ninety (90) gallon garbage container being allowed for any such rear yard service. An additional charge of Five Dollars (\$5.00) a month shall be make for any rear yard service requested and furnished by the City. Rear yard service shall only be made available to elderly and/or disabled residents who are unable to move their garbage container to the curb. The City at all times shall reserve the right to refuse to grant a request for rear yard service, should any special circumstances make it difficult or impossible to provide such service. (Ord. 570 §1, 1997)

8.12.055. Placement of Containers-Interference with Traffic Prohibited.

Garbage containers shall not be placed in the City streets in such a manner as to interfere with vehicular or pedestrian traffic on the streets or sidewalks adjacent thereto, but shall be placed curbside. Every tenant, occupant, keeper, or owner of the places of occupancy wall be responsible for the regular once-a-week collection of all solid wastes from the places of occupancy in the City, and shall also be responsible for the payment of all garbage service charges made by the City or any other collector from the places of occupancy or business. (Ord. 570 §1, 1997)

8.12.060. Unlawful Deposit of Garbage or Rubbish.

It is unlawful for any person in the City to throw or deposit any solid waste, or to cause the same to be thrown or deposited, upon any street, alley, gutter, park, or other public way, or to throw or deposit the same in or upon any private premises or vacant lot, or to store or keep the same, except in containers for pickup as required by this Chapter. It is unlawful to store, deposit, or keep solid waste in any place where rodents can have access thereto or feed thereon. (Ord. 570 §1, 1997)

8.12.070. Burning Garbage Prohibited-Exception.

It is unlawful for any person, firm, or corporation to burn solid waste at any place within the City. If allowed by State or County law, the Fire Chief of the Fire Department shall have the right to authorize the legal burning of dry rubbish or garden refuse allowed by law, by written permit therefore and further provide, that such burning is not attended by any dense smoke, offensive odors, or fire hazard. (Ord. 570 §1, 1997)

8.12.080. Burying Garbage Prohibited.

It is unlawful for any person to bury garbage, putrescible wastes at any place within the City. (Ord. 570 §1, 1997)

8.12.100. Collection Truck Requirements.

Every vehicle used for the collection of solid waste shall have a metal-lined, water-tight body and s suitable cover, and shall be operated so as to prevent the contents from falling or spilling therefrom. Each vehicle shall be well painted, and shall be kept in a clean and sanitary condition. (Ord. 570 §1, 1997)

8.12.110. Supervision of Solid Waste Collection and Disposal by City.

The City Administrator is authorized to supervise the collection and disposal of solid waste in the City. The City Administrator or his designated agent shall receive and investigate all complaints and endeavor to improve and extend the solid waste collection service. The City Administrator or his designated agent shall have the power to issue any notices or other type warnings or to issue citations for any violation of any of the provisions of this Chapter. All disputes between licensed collectors, City, and producers concerning charges, service, or any other matter not otherwise delegated, shall be decided by the City Administrator. Any person aggrieved by any decision of the City Administrator shall have the right to file a written appeal with the City Council, who shall decide the matter at the next regular Council meeting. The decision of the City Council shall be final. The Chief of Police or any designated and authorized person is directed to enforce the provisions of this Chapter, and shall have the right to enter all premises for the purpose of making any inspection or investigation which he may deem necessary under the provisions of this Chapter. (Ord. 570 §1, 1997)

8.12.120. Collection Business-License Required.

A. It is unlawful for any person, firm, corporation, or association other than the City, or as specified herein, to collect solid waste within the City, or transport the same through the streets, alleys, and public ways of the City, unless such person, firm, corporation, or association has been licensed so to do by contract or otherwise by the City. The provisions of this Chapter shall not be applicable to any person, firm, corporation or other association to collect solid waste on a not for profit basis for charitable purposes.

B. Nothing in this Chapter shall be construed to prohibit any person from transporting his own solid waste to any site approved for the dumping thereof outside the City, or to prohibit any person, building contractor, or subcontractor engaged in the construction or repair of any building or structure from removing and disposing of any solid waste which has accumulated during such construction or repair. It is unlawful for building contractor, or any person, subcontractor, engaged in the repair, construction, or demolition of any building or structure, or part thereof, to fail to remove from any street, alley, gutter, park, sidewalk, curbing, or any public way, building materials, solid waste, or other rubbish deposited thereon, in connection with that portion of the repair, construction, or demolition work under his special or general supervision. The person, building contractor, or subcontractor must remove such building materials or waste matter within seven (7) days of his final cessation of work on the building or structure, or part thereof.

C. Nothing in this Section shall be construed to prohibit any person from removing and disposing of solid waste when ordered to do so by the City Administrator, Chief of Police, Fire Department, health officer, or their authorized representatives, in order to eliminate a fire hazard or other health menace immediately. (Ord. 570 §1, 1997)

8.12.130. Commercial and Industrial Waste Collectors-Permit Required.

It shall be unlawful for any person, firm, or corporation other than the City to collect and dispose of commercial waste within the City of Ripon as a commercial waste collector and/or to collect and dispose of industrial waste within the City of Ripon as an industrial waste collector without first having received a permit to do so. Any permit required by this Section may be granted by the City Council of the City of Ripon, and may be subject to such conditions and stipulations as may be determined by the City Council. The City Council shall establish, by resolution, rules and regulations for the administration of this chapter. Notwithstanding any other provision of this chapter, any commercial or industrial waste collector who prior to January 1, 1997, had by an agreement adopted by the City Council received authorization to collect commercial and industrial waste in the City of Ripon shall be considered currently permitted and in compliance with this section for the duration of any such agreement, and shall be exempt from the payment of permit fees during the period of validity of such agreement. Thereafter, said collector(s) shall pay the annual renewal fee set forth in this Section. Said permit or permits for any collectors not previously authorized by the City Council shall be issued upon majority vote of the City Council. The fee for the issuance of each permit shall be the sum of Eight Thousand Dollars (\$8,000). Thereafter, the annual renewal fee for said permit(s) shall be the sum of Four Thousand Dollars (\$4,000). Any such permit issued pursuant to this Section shall not be transferable to another person, firm, or corporation and, in the case of corporations, the permit shall become void whenever there may occur a transfer of the majority interest in said corporation. (Ord. 570 §1, 1997)

8.12.140. Commercial Waste Collector-Permit Fee.

In addition to the initial permit fee mentioned in Section 8.12.130 for the privilege to provide service pursuant to permit, the commercial waste collector shall pay to the City of Ripon eight percent (8 %) of the gross revenue collected for performing commercial waste collection services. For the purpose of this Section only, no such additional fees will be due and payable to City for revenues derived from the direct or indirect sale of reclaimed solid waste or its derivations. However, this provision shall not be construed to exempt revenue from any element of the services to collect such commercial waste.

On or before the fifteenth day of each month, the commercial waste collector shall submit to the Finance Director a statement of gross revenues collected pursuant to the permit for the preceding month, with the appropriate remittance in full. Such statement shall separately show gross revenue from the sale of reclaimed refuse for the preceding month.

The commercial waste collector shall, from the sources of revenue available to the collector through the granting of the permit, pay all fees and charges due the City as provided for in this Subsection. A five percent (5%) penalty shall apply to a delinquent payment for the first month, and a one percent (1%) penalty shall be added for each succeeding month thereafter until the delinquent balance is paid in full. (Ord. 570 §1, 1997)

8.12.150. Commercial Waste Collector-Financial Reports to City.

Every commercial waste collector who has obtained a permit to provide commercial

waste collection services within the City of Ripon, shall at any time deemed necessary by the City Administrator make available to City all accounting records that pertain to any portion of the commercial waste collector's operations within the scope of the permit issued pursuant to Section 8.12.130.

Annually the commercial waste collector shall provide City with a minimum of fifteen (15) copies of its annual audited financial statements prepared by an independent certified or public accountant. The statements shall be prepared by the independent auditor in conformance with accepted accounting principles. Such statements shall be provided City within one hundred twenty (120) days after the close of the collector's fiscal year. The financial statements shall clearly indicate the commercial waste collector's activities within the City, and the City shall insist that the financial statements do not reflect any other business activities that are carried on by the collector in any other area or jurisdiction other than the City of Ripon. The City reserves the right to request, and the commercial waste collector shall provide any additional documentation, itemization, or detail as requested by City, to verify any amounts reported in monthly revenue reports and annual financial statements. (Ord. 570 §1, 1997)

8.12.160. Industrial Waste Collector-Permit Fee.

In addition to the initial permit fee mentioned in Section 8.12.130, for the privilege to provide service pursuant to permit, the industrial waste collector shall pay to the City of Ripon eight percent (8 %) of the gross revenue collected for performing industrial waste collection services.

For the purpose of this Section only, no such additional fee will be due and payable to City for revenues derived from the direct or indirect sale of reclaimed solid waste or its derivatives. However, this provision shall not be construed to exempt revenue from any element of the services to collect such industrial waste.

On or before the fifteenth day of each month, the industrial waste collector shall submit to the Finance Director a statement of gross revenues collected pursuant to the permit for the preceding month, with the appropriate remittance in full. Such statement shall separately show gross revenue from the sale of reclaimed refuse for the preceding month.

The industrial waste collector shall, from the sources of revenue available to the collector through the granting of the permit, pay all fees and charges due the City as provided for in this Subsection. A five percent (5%) penalty shall apply to a delinquent payment for the first month, and a one percent (1%) penalty shall be added for each succeeding month thereafter until the delinquent balance is paid in full. (Ord. 570 §1, 1997)

8.12.170. Industrial Waste Collector-Financial Reports to City.

Every industrial waste collector who has obtained a permit to provide industrial waste collection services within the City of Ripon shall, at any time deemed necessary by the City Administrator, make available to City all accounting records that pertain to any portion of the industrial waste collector's operations within the scope of the permit issued pursuant to Section 8.12.130.

Annually the industrial waste collector shall provide City with a minimum of fifteen (15) copies of its annual audited financial statements prepared by an independent certified or public accountant. The statements shall be prepared by the independent auditor in conformance with accepted accounting principles. Such statements shall be provided City within one hundred twenty (120) days after the close of the collector's fiscal year. The financial statements shall clearly indicate the industrial waste collector's activities within the City, and the City shall insist that the financial statements do not reflect any other business activities that are carried on by the collector in any other area or jurisdiction other than the City of Ripon. The City reserves the right to request, and the industrial waste collector shall provide any additional documentation, itemization, or detail as requested by City, to verify any amounts reported in monthly revenue reports and annual financial statements. (Ord. 570 §1, 1997)

8.12.180. Monthly Rates and Charges.

A. <u>Established</u>. The monthly charge to be made by the City or its agent for the collection of solid waste when placed in containers as provided in this Chapter shall be as follows:

1) Fifteen Dollars and Fifty Cents (\$15.50) for all curbside pickups per ninety (90) gallon containers per household unit; Ten Dollars (\$10.00) for second container used for commingled collection, or Eight Dollars (\$8.00) for a second container used for garden refuse only as designated by the City, for the same household unit only when subscribed to a full year.

For the health, safety and welfare of the residents of the City, the ninety (90) gallon containers must not be overloaded so that the lids will not close. If more volume is needed, a second ninety (90) gallon container must be used. If containers are so overloaded that the lid is not able to be closed, the garbage and refuse producer may be cited by the City, and the garbage and refuse producer charged a surcharge equal to one-half (½) the normal monthly rate for each violation of residential customers.

For commercial and industrial containers where commercial or industrial users overload any container, the City may cite the garbage and refuse producer, and for those commercial and industrial solid wastes which are collected by the City shall charge a surcharge of one-half (½) the normal monthly rate for each violation of commercial users.

- 2) Seventy Dollars (\$70) for three hundred (300) gallon containers.
- 3) The rate schedule for commercial and industrial solid waste collections by City shall be as follows for once-a-week pickup on all collections.
- a) Ninety (90) gallon container Fifteen Dollars and Fifty Cents (\$15.50) per month (there shall be no second can discount for any commercial service pickup).
- b) Three hundred (300) gallon container Seventy Dollars (\$70.00) per month.
- c) Wheel set for container Five Dollars and Fifty Cents (\$5.50) per month.
- d) Pickups where location requires a second person to spot for driver or help move bin for pickup Twelve Dollars (\$12.00) per month.
- e) Special pickups one-half the cost of a regular monthly pickup.
- B. <u>Rate Schedule</u>. The rate schedule for commercial and industrial solid waste

collections by licensed collectors other than the City shall be set by negotiation between the licensed collectors and the customer.

C. Rate Reduction. A solid waste collection fee "poverty level" exemption is waste generators having a household income below the "very low income" limits then in effect at the time of any request for such an exemption, which limits are periodically established in San Joaquin County by the United States Department of Housing and Community Development for use connection with Division 31, Housing and Home Finance, Section 500, et seg, of the Health and Safety Code of the State of California. Such "poverty level" exemption is also established in those factual situations where special conditions warrant the giving of such an exemption by reason of a particular financial hardship or inequity or which may be judged by City to contribute to the general community good or betterment of the City and its citizens. Satisfactory proof of such a "poverty level" income or special circumstances, where applicable, shall be presented to the City Administrator or his representative who may then approve such an exemption. If a poverty level exemption is granted, the refuse customer shall be entitled to a Thirty-three Percent (33%) per month reduction in the residential garbage and refuse customer rate to be paid by such a garbage and refuse user qualifying for the residential "poverty level" exemption. Such a reduction in the fee shall continue until such time as the fee rate is modified or discontinued by action of the City Administrator by reason of a determination by the City of a change in the household circumstances or in the household income which would negate the "poverty level" exemption previously granted.

- D. Special Charges. When in the opinion of the City the minimum charge, as provided in this Section, is insufficient to cover the cost of the service provided to any commercial or individual solid waste operator by reason of volume or other special circumstances, the City may propose a monthly charge for collection at the establishment and agree with the owner thereof as to the particular charge to be make in each case. Commercial and industrial solid waste operators shall pay the full price for each ninety (90) gallon container used.
- E. Rate Modifications. Any fees or charges set forth in this Chapter may be modified, changed, or eliminated at any time by the adoption of a resolution of the City Council. All fees contained and set forth in any of the provisions of Chapter 8.12 shall be adjusted annually as of the first day of January of each year hereafter to reflect any increase or decrease as shown in the San Francisco Bay Area Cost of Living Index published and in effect on July 1st of each year hereafter. The amount of any such increase or decrease shall be annually added to or subtracted from the applicable fees as provided for in this Chapter.
- F. Delinquent Payment. Upon the failure of a solid waste operator to pay any applicable fee or charge set forth in this Chapter which is delinquent, or if the solid waste operator shall violate any other provision of this Chapter, any one or more of the following actions authorized in this Section may be taken by the City to enforce such payment or correct such violation. In each case where all or any part of any fee or charge remains unpaid for twenty-five (25) days after the date of billing, it shall then be deemed delinquent, and a basic penalty of ten

(10) percent of the total amount of such bill shall be added to such bill for the first month of delinquency. In addition, an amount equal to one percent (1%) per month of the total amount of such bill thereafter shall be charged for each month during the time that said bill shall remain unpaid after its original delinquent date and the solid waste operator's account remains in an open status. (Ord. 570 §1, 1997)

8.12.190. Commingling of Materials-Separation of Garden Refuse.

Any material other than swill may be commingled for pickup. Garden refuse may be voluntarily separated and placed in City designated containers for curbside collection. Containers designated by the City for garden refuse shall contain garden refuse only and may not contain other solids. Garden refuse placed within the designated container must be cut or trimmed not to exceed two (2) foot lengths or two inches (2") in diameter.

Between January 8th and October 14th of each year, collection of garden refuse which has not been placed within a designated garden refuse container may be collected on a weekly basis only if arrangements have been made by contacting City Hall. Garden refuse placed at the curb for collection must be cut or trimmed not to exceed four (4) foot lengths or six inches (6") in diameter. The cost for collection is as follows:

1/4 truck load	$(3 \frac{1}{2} CY \pm)$	\$40.00
½ truck load	(7 CY ±)	\$45.00
3/4 truck load	$(10 \frac{1}{2} \text{ CY} \pm)$	\$50.00
Full truck load	$(14 \text{ CY} \pm)$	\$55.00

Truck load quantities are not compacted and shall be determined by city staff. Garden refuse which has been left at the curb without collection arrangements shall be ticketed. Refuse producers will be required to properly dispose of, or make arrangements for collection of ticketed garden refuse prior to the next designated garden refuse collection day. If garden refuse remains, it shall be collected and the owners will be charged the designated rate. Ownership of garden refuse will be established as the residential or commercial unit directly adjacent to the refuse. (Ord. 570 §1, 1997)

8.12.200. Collection of Prunings and Leaves-Time Period Designated.

Between October 15th and January 7th of each year, or such other period of time as may from time to time be designated by the City Council, the following special handling provisions shall apply for pruning and leaves only. No other solid waste of any kind shall be deposited among the pruning or leaves. During the period, all pruning and leaves may be placed in the gutters curbside without the necessity of placing the pruning or leaves in containers. All pruning, however, must still be cut into lengths not exceeding four (4) feet and six inches in diameter, and need not be tied in bundles. Pruning shall be placed separately from the leaves immediately adjacent thereto. Other than during the period as set forth in this Section for the special handling of pruning and leaves, the regular provisions of this Chapter shall apply at all times on their handling for the balance of the year. (Ord. 570 §1, 1997)

8.12.210. Unacceptable Material.

Any material which may be deemed to be not acceptable by the City as provided in this Chapter, such as large accumulations from yard cleaning, tree trimmings and removal, and major house cleaning or wrecking or remodeling debris, may be removed by the City as a special collection upon request. All special requests shall be directed to the City Hall. The special pickup charge to be made therefor shall be based upon volume, the difficulty of handling, the time required for the City crew to make the collection, haul it to the disposal site, and return to the City corporation yard. In no event shall this ordinance be construed as to authorize the disposal by any person of hazardous materials in any manner other than in strict compliance with all applicable laws and regulations pertaining thereto. (Ord. 570 §1, 1997)

8.12.220. Payment and Collection of Garbage Bills.

The charge for the collection of solid waste by the City as set forth in this Chapter, shall be charged and collected from all occupied premise served by the City within the corporate limits of the City. The charges for collection of such solid waste shall be paid at the same time and in the same manner as City water bills are paid. All rules and regulations governing the payment and collection of water bills shall apply in every particular in the payment and collection of garbage bills. (Ord. 570 §1, 1997)

8.12.230. Ownership of Garbage Containers.

All ninety (90) gallon, or three hundred (300) gallon containers, or any other size container supplied by City to each household unit or commercial or industrial solid waste operator shall remain the property of the City. Any damage to the container due to the negligence of the user, so as to require a repair or replacement of the container, shall be the responsibility of the property owner. The cost

to replace or repair stolen or damaged containers shall be paid by the property owner. (Ord. 570 §1, 1997)

8.12.240. Failure to Pay Charges.

It is unlawful for any person having solid waste collected and disposed of by the City as provided in this Chapter, to wilfully fail, neglect, or refuse to pay for the collecting and disposing of same, the rate provided in this Chapter to be paid for such service. (Ord. 570 §1, 1997)

8.12.250. Modification of Rates or Rules and Regulations.

For the purpose of carrying out the

collection of solid waste in the City, the City Council may, by resolution, change the rates contained in this Chapter, or establish any other rules and regulations necessary to carry out the intent and purposes of this Chapter. (Ord. 570 §1, 1997)

8.12.260. Violation - Penalty.

Any person violating any of the provisions of this Chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished as provided in Chapter 1.08 of this Code. (Ord. 570 §1, 1997)