

## Chapter 155

### SOLID WASTE

**[HISTORY: Adopted by the Town Council of the Town of Callahan: Art. I, 5-8-1948 as Ord. No. S-1; Art. II, 3-5-1991 as Ord. No. 4-0-1990. Amendments noted where applicable.]**

#### GENERAL REFERENCES

Health and sanitation — See Ch. 117.

Nuisances — See Ch. 130.

#### ARTICLE I

##### Storage and Disposal

**[Adopted 5-8-1948 as Ord. No. S-1]**

##### **§ 155-1. Storage and disposal of garbage.**

Within the corporation limits of the Town of Callahan, Florida, all garbage, refuse, offal and filth shall be placed in and stored in a covered metal container until said garbage, refuse, offal or filth shall be removed by the town garbage collector or disposed of by the owner or occupant of the premises in a manner not in violation of this Article outside the corporate limits of said town.

##### **§ 155-2. Unlawful disposal.**

It shall be unlawful for any person or owner or occupant of a premises to bury any garbage, refuse, offal, filth or cause to be buried, thrown or deposited any garbage, refuse, offal, filth or waste matter of any kind upon any street, road, sidewalk, lane or alley or right-of-way or upon the premises of another within said town limits of the Town of Callahan, Florida.

##### **§ 155-3. Unlawful drainage.**

It shall be unlawful for any person, owner or occupant of a premises to allow wastewater or waste matter from kitchen sinks, urinals or toilets to run or empty upon the ground, but said kitchen sinks or urinals or toilets shall be connected by a pipe with a proper septic tank for the reception of such wastewater and waste matter.

##### **§ 155-4. Penalties for offenses.**

Any person who shall violate any of the provisions of §§ 155-1 through 155-3, both inclusive, shall, upon conviction thereof, be punished by a fine not to exceed twenty-five dollars (\$25.) or imprisonment for not more than thirty (30) days or by both such fine and imprisonment. Each day of violation shall constitute a separate offense.

#### ARTICLE II

##### Collection

**[Adopted 3-5-1991 as Ord. No. 4-0-1990]**

**§ 155-5. Town to provide service; frequency.**

Garbage service shall be provided by the town not less than one (1) time per week. Pickups shall not be reduced by holidays, but pickups normally scheduled to be made on a holiday may be rescheduled upon approval by the town and notification to the affected residential premises by publication of notice in a newspaper of daily circulation in the area served by the town. The town may provide such garbage service through franchise agreements with private contractors.

**§ 155-6. Container requirements; placement; hours.**

Garbage shall be placed in ninety-gallon containers on wheels, to be furnished by contractor. These containers are the responsibility of the contractor, who shall maintain and repair any damage due to normal wear and tear. All damage not due to normal wear and tear shall be the responsibility of the residential customer. Additional containers may be used by the customer, provided that the unit has a gross weight not exceeding forty (40) pounds and meets the following requirements:

- A. A container of not more than thirty-two (32) gallons nor less than twelve-quart capacity which is:
  - (1) Free from jagged and sharp edges;
  - (2) Free from inside structures, such as inside bands or reinforcing angles, which would prevent free discharge of the contents;
  - (3) Watertight and of impervious materials;
  - (4) Provided with a tight fitting cover to protect the contents from flies, insects, rats and other animals; or
  - (5) A plastic bag of thirty-two (32) gallons capacity having a method of securing the bag opening tightly
- B. Location of residential waste for collection. All persons receiving residential waste collection service pursuant to this article shall place waste receptacles, disposable containers and other items at the curbside; provided, however, that for those who are physically unable to handle the containers, the town may pick up the container at a convenient location.
- C. Removal of improper receptacles. Any container used for the collection or storage of residential waste which fails to meet the standards prescribed by this article shall be clearly marked by the Town, specifying the manner in which the container fails to meet these requirements. Any container which fails to meet these requirements and is so marked, shall be removed from service by the party furnishing it. Upon failure of the party furnishing the container to remove it from service after written notice by the Town, the Town shall remove the container from service and destroy it.
- D. Hours of collection. The Town shall provide residential waste collection services between the hours of 6:30 a.m. and 6:00 p.m., except to meet holiday or emergency demands as directed by the town.

**§ 155-7. Separation of recyclables; rates; containers.**

- A. Each residential unit shall separate recyclables and place them in a separate container provided by the Town.
- B. Residential garbage and recycling shall be picked up at the monthly rate of \$10.82 per household. [Amended 11-7-2011 by Ord. No. 2011-008]
- C. The Town shall furnish one ninety-gallon container, and each additional container furnished by the Town shall be furnished for a charge of \$6 per month. The Town Council shall appoint a three-person review board which may approve a list of senior citizen households or indigent households which would be entitled to a reduction of 25% in the base monthly charge. A "senior citizen household" is defined as one in which the head of the household has attained the age of 62 years and does not have full-time employment. An "indigent household" is defined as one which meets the criteria established by Nassau County, Florida, for landfill special assessments. The review board shall consist of one Councilperson designated by the Council President and two other citizens of the Town of Callahan, Florida, appointed by the Town Council.
- D. Each apartment complex and trailer park with commercial dumpsters shall participate in the curbside recycling program and shall pay a fee of \$2.25 per unit (or mobile home) per month.
- E. The Town Council may change the rates for garbage and recycling pickup by resolution. [Amended 11-7-2011 by Ord. No. 2011-008]