

BILL NO. 1639

ORDINANCE NO. 1274-23-09

AN ORDINANCE AMENDING SECTION 215.030 REGARDING COLLECTION OF SOLID WASTE

WHEREAS, the City Council has determined the Section 215.030 of the Ordinances of the City of Palmyra do not make specific reference to the disposal of brush, despite the fact that the City of Palmyra does pick up brush;

AND WHEREAS, the City Council has determined that it is necessary to amend said ordinance to correct and clarify this issue.

NOW THEREFORE, Be It Ordained by the City Council of the City of Palmyra:

Section 215.030 Collection of Solid Waste.

[Ord. No. 723 §3; Ord. No. 807 §§2,3]

- A. The City shall provide for the collection of solid waste as follows:
1. Collection of residential solid waste. The City shall provide for the collection of all residential solid waste in the City, provided, however, that the City may provide the collection service by contracting with a person, county, or other city or a combination thereof, for the entire City or portions thereof, as deemed to be in the best interest of the City.
 2. Collection of commercial solid waste. The City shall provide for the collection of all commercial solid waste in the City; provided, however, that the City may provide the collection service by contracting with a person, county, or other city or a combination thereof, for the entire City or portions thereof, as deemed to be in the best interests of the City.
 3. All solid waste from premises to which collection services are provided by the City shall be collected, except bulky rubbish as defined herein, provided however, that bulky rubbish will be collected if tied securely in bundles not exceeding reasonable limitations of weight and bulk as provided in Section 215.020 E. All solid waste collected shall, upon being loaded into collection equipment, become the property of the collection agency.
 4. Tree limbs, brush and yard waste shall be placed at the curb or alley for collection. Solid waste containers as required by this Chapter for the storage of other residential solid waste shall be placed at the curb or alley for collection. Any solid waste containers, tree limbs, brush, yard wastes, or other solid waste permitted by this Chapter to be placed at the curb or alley for collection shall not be so placed until the regularly scheduled collection day.

5. Bulky rubbish shall be collected by request to the contracting agent of the City.
6. Solid waste collectors, employed by the City or a solid waste collection agency operating under contract with the City are hereby authorized to enter upon private property for the purpose of collecting solid waste therefrom as required by this Chapter. Solid waste collectors shall not enter dwelling units or other residential buildings for the purpose of collecting residential solid waste. Commercial solid waste may be removed from within commercial establishments upon written request of the owner.
7. The following collection frequencies shall apply to collection of solid waste within the City:
 - a. All residential solid waste shall be collected at least once weekly. At least ninety-six (96) hours shall intervene between collections.
 - b. All commercial solid waste shall be collected at least once weekly and may be collected twice weekly.
 - c. For elderly persons on a fixed income and very little solid waste, a bag service may be offered by the City whereby bags may be purchased at City Hall and the purchase price shall include free pickup of the bag when placed at the curb on a scheduled pickup day.
8. Residential solid waste containers shall be stored upon the residential premises. Commercial solid waste containers shall be stored upon private property, unless the owner shall have been granted written permission from the City to use public property for such purposes. The storage site shall be well drained; fully accessible to collection equipment, public health personnel and fire inspection personnel.
9. All collection vehicles shall be maintained in a safe, clean and sanitary condition, and shall be so constructed, maintained and operated as to prevent spillage of solid waste therefrom. All vehicles to be used for collection of solid waste shall be constructed with watertight bodies and with covers which shall be an integral part of the vehicle or shall be secured whenever the vehicle is transporting solid waste, or, as an alternate, the entire bodies thereof shall be enclosed, with only loading hoppers exposed. No solid waste shall be transported in the loading hoppers.
10. Permits shall not be required for the removal, hauling or disposal of earth and rock material from grading or excavation activities, however, all such material shall be conveyed in tight vehicles, trucks, or receptacles, so constructed and maintained that none of the material being transported shall spill upon the public rights of way.
11. Transportation and disposal of demolition and construction wastes shall be in accordance with Sections 215.040 and 215.050.

Section 2. It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part


of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

Section 3. All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

Section 4. That this Ordinance shall be in full force and effect from and after its passage and approval.

FIRST READING June 15, 2023

SECOND READING/APPROVED July 6, 2023



Alan R. Adrian, Mayor

Attest: Deena L. Parsons

Deena L. Parsons, City Clerk

Book _____ Page _____ of the City Records