

Chapter 18

GARBAGE, REFUSE AND LITTER*

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Sec. 18-1. Definitions.

The following words and phrases, when used in this chapter, shall have the meanings respectively ascribe to them:

Aircraft is any contrivance, now known or hereafter invented, used or designated for the navigation or for flight in the air. The work "aircraft" shall include helicopters and lighter-than-air dirigibles and balloons.

Authorized private receptacle is a litter storage and collection device, as required and authorized in Article III, section 18-51 of this chapter.

Dump means to get rid of or deposit litter, waste material and/or such objects in a heap or mass.

Yard waste refers to waste resulting from the maintenance or removal of vegetation, including but not limited to: brush, branches, leaves, flowers, shrubs, grass and small trees."

Garbage means rejected food wastes including waste accumulation of animal, fruit or vegetable matter used or intended for food or that attends the preparation, use, cooking, dealing in or storing of meat, fish, fowl, fruit or vegetable.

Litter means garbage, refuse, rubbish and/or all other waste matter, regardless of the source from which it comes.

Owner means the last person listed on the latest local tax assessor's roll.

Park means a reservation, playground, beach, recreation center, nature area or other public area in the city, owned or used by the city and devoted to active or passive recreation.

Person means in individual, proprietorship, partnership, association or corporation, public or private, organized or existing within the laws of this state or any other state, including a federal corporation.

Private property means any dwelling, house, building or other structure, designed or used either wholly or in part for residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building or other structure. Vacant lots within the city shall also be included in this definition.

Public place is any and all streets, sidewalks, boulevard, alleys or other public ways and any and all public parks, squares, spaces, grounds and buildings.

Refuse means garbage and rubbish in combination.

Rubbish mean nonputrescible solid wastes consisting of other combustible and noncombustible wastes such as ashes, paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

Unacceptable materials means waste matter and items excluded from collection in the regulations issued by the director of public works including improperly prepared and/or improperly contained items.

Vehicle means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

Waste matter means tree stumps and tree branches over one inch in diameter; construction materials such as stones, bricks, large parts of vehicles; dangerous materials which are radioactive, toxic, highly flammable, acid, caustic, explosive, or are defined as hazardous under Act 64, P.A. 1979; excrement; dead animals; and other items which are impractical for the city to collect or dispose of because of their excess weight, volume or dangerous nature. (Ord. No. 596-88, 9-6-88)

Cross reference- Definitions and rules of construction, § 1.2.

***Editor's note-** Ord. No. 596-88, adopted Sept. 6, 1988, repealed former Ch. 18, §§ 18-1, 18-2, 18-16 – 18-29, 18-34 – 18-37 and 18-49 – 18-61, which pertained to garbage, rubbish and litter, and enacted similar provisions in lieu thereof as a new Ch. 18 to be designated “refuse” to read as set out in §§ 18-1 – 18-3, 18-16 -18-29, 18-51 -18-64 and 18-71 – 18-75. The term “garbage” has been retained in the title at the discretion of the editor to maintain the alphabetical arrangement of chapters. Formerly, Ch. 18 derived from the following legislation: sections 501, 502.1-502.3, 503.3, 503.4, 601, 602.4- 602.6, 602.8, 602.10, 602.11, 602.13, 603.1- 603.3, 603.6, 604.1 – 604.3 of Ch..5, and §§ 202.1, 202.2 and 202.4 of Ch. 6 of the city’s 1946 Gen. Code; §§ 2.1 – 2.4, 2.7, 2.8, 2.11, 2.13 – 2.16, 2.18, 2.20, 2.21, 2.23, 2.25 – 2.31, 2.15, 2.16.2.18, 220, 2.21, 2.23 and 2.25 – 2.32 of an ordinance adopted Dec. 27, 1977; and Ord. No. 530-84, adopted July 9, 1974.

Cross reference-Nuisances generally, Ch. 25.

Sec. 18.2 Conflicts with city or state laws.

If the provisions of this chapter are found to be in conflict with the provision of any other code of the city or with state law, the provision which establishes, the higher standard for the promotion and protection of the safety, health and welfare of the people shall prevail. (Ord. No. 596-88, 9-6-88)

Sec. 18-3. Enforcement.

The department of public safety and/or inspections official is authorized to investigate the allege violation of any of the provisions of this chapter and is authorized to issue a citation to the offender pursuant to the provisions of this chapter. (Ord. No. 596-88, 9-6-88)

Secs. 18-4 – 18-15. Reserved.

ARTICLE II. LITTERING AND DUMPING*

Sec. 18-16. Littering prohibited; dangerous substances.

(a) No person shall, himself or by another, scatter, leave, deposit, place or throw, whether by negligence or otherwise, on any sidewalk or any part of any street, lane, alley, park or public place within the limits of the city any earth, ashes, mortar, paper, stone, brick, ice, dirt, manure, filth, excrement, chips, broken bottle, can, glass, or any tack, nail or other sharp substance liable to cause injury to persons or property, or any board, shingle or other piece of wood with projecting nails, screws or sharp metallic substances , or litter of any description.

(b) Whenever any person causes or permits any such material in subsection (a) to be on any sidewalk or any part of any street, lane, alley, park or public place within the limits of the city, that person shall remove the substance immediately or cause it to be removed immediately. (Ord. No. 596-88, 9-6-88)

***Cross reference-**Distribution of handbills, § 3-16 et seq.

State law reference-Littering, MCL § 752.901 et seq., MSA § 28.603(1) et seq.

***Cross reference-**Streets, sidewalks and other public places, Ch. 37.

Sec. 18-17. Littering in public places; receptacles.

(a) No person shall throw, place, deposit or cause to be thrown, placed or deposited litter in or upon any public place except in a public receptacle, in an authorized private receptacle for private collection or other receptacle suitable to the nature of the material.

(b) A public receptacle shall not be used for the deposit of garbage except in the case of receptacles in public parks, which are to be utilized for the deposit of all garbage, refuse or litter arising from activities in the park.

(c) A person placing litter in public receptacles or in private receptacles shall do so in a manner so as to prevent it from being blown, carried or deposited by the elements upon public places or private property. (Ord. No. 596-88, 9-6-88)

Sec. 18-18. Throwing of litter.

No person shall throw or cause to be thrown litter or any other dangerous or offensive substance at a car, vehicle, house, building, fence, mailbox or person. (Ord. No. 596-88, 9-6-88)

Sec. 18-19. Sweeping litter.

(a) No person shall sweep, cast, throw or deposit or cause to be swept, cast, thrown or deposited in any public place the accumulation of litter from a building or lot or from a public or private sidewalk or driveway, except as permitted by this article.

(b) All persons owning or occupying property shall keep the property abutting their premises and lying between the outermost edge of the street right-of-way and the street curb, or the drainage course paralleling the street where there is no curb, free from litter.

(c) All persons owning or occupying property abutting an alley shall be responsible for maintaining free from litter the area between the property line and the center line of the alley.

(d) All persons owning or occupying property shall dispose of yard waste in the following manner:

- (1) Yard waste, with the exception of brush and tree limbs, shall be placed in containers or an accepted biodegradable bag and placed on the tree lawn, to be disposed of at such time as the City may determine will serve the best interest of the public; and
- (2) Brush and tree limbs (residential only, not to include tree contractors) must not be over 2 inches in diameter and 3 feet in length and must be tied in bundles not to exceed sixty (60) pounds. Brush and tree limbs shall be placed on the tree lawn, to be disposed of at such time as the City may determine will serve the best interest of the public.

Sec. 18-20. Litter from vehicles.

(a) No person shall throw or deposit or dump litter upon a public or private place from a vehicle.

(b) No person shall drive or move a truck or other vehicle unless the vehicle is so constructed, loaded or covered as to prevent any load or contents of litter from being blown, deposited or dumped upon any public or private place.

(c) No person shall drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, alley or other public or private place mud, dirt, sticky substances or matter of any kind which cause or could cause a dangerous situation.

(d) The inspection official is hereby authorized to send written notice to violators to remove illegally deposited litter. If the violator fails to comply with this notice within five (5) days from the date of mailing, the city may remove the debris. The violator shall be liable for a civil penalty up to as much as three (3) times the cost of the removal services, these costs to be determined by the amount of debris present and/or the offender's prior record for this offense. In such case as the litter is determined to be a public hazard, the city may remove the litter immediately and bill the responsible party. This will be separate and apart from any criminal action which the city may take. (Ord. No. 596-88, 9-6-88)

Cross reference- Traffic and motor vehicles generally, Ch. 41.

Sec. 18-21. Dumping, littering or moving material on and from public and private property

(a) Earth or other materials shall not be placed on or removed from any premises, unless the written permission of the owner of such land is obtained and exhibited on request of the enforcing officer by the operator of the vehicle used for loading, transporting or dumping such material. Such permission shall be subject to zoning regulations and to the requirement that no nuisance shall be created.

(b) It shall be unlawful for any person, by truck or other vehicle, to dump or otherwise dispose of earth or other materials on any property in the city without the express written permission of the owner of such property. Such written permission shall be in the possession of the driver of the vehicle at such time as he makes the dump.

(c) The provisions of this section shall apply to any vehicle owner who causes or permits his vehicle to dump in violation of this section. In any proceeding arising from violation of the provisions of this section, it shall be a rebuttable presumption (1) that the owner of the vehicle is that corporation, partnership or individual in whose name the vehicle is registered or to whom the license plates are issued or whose name appears on the body of the vehicle, issued or whose name appears on the body of the vehicle, and (2) that the owner of the vehicle was the person who caused or permitted the vehicle to dump in violation of this section.

(d) Any vehicle owner convicted for violation of this section shall be punished by a fine of not less than three hundred dollars (\$300.00) and not exceeding five hundred dollars (\$500.00) or by imprisonment for a period not exceeding ninety (90) days, or by both such fine and imprisonment in the discretion of the court, and community services may be ordered at the discretion of the court. Each act in violation of any of the provisions hereof shall be deemed a separate offense. (Ord. No. 596-88, 9-6-88)

Sec. 18-22. Litter on private property

No person shall throw, place, deposit or permit to be thrown, placed or deposited litter in or upon any private property except as authorized by this chapter. (Ord. No. 596-88, 9-6-88)

Sec. 18-23. Exemption for mail and newspapers.

The provisions of this article shall not apply to the distribution of mail by the United States nor to newspapers. This exemption does not apply to any type or form of litter that results from bulk delivery of newspapers. (Ord. No. 596-88, 9-6-88)

Sec. 18-24. Posting notices.

No person shall post or affix a notice, posters or other paper or devices, calculated to attract the attention of the public; to a lamp post, public utility pole or tree in any other manner or place in the public right-of-way or upon any public structure or building, except as may be authorized by the owners thereof or required by law. (Ord. No. 596-88, 9-6-88)

Sec. 18-25. Litter on occupied or unoccupied property; evictions and vacation.

(a) No person shall throw, deposit or store litter on any occupied or unoccupied private property, whether owned by such person or not.

(b) The owner of person in control of private property shall maintain private receptacles for collection and removal of litter in such a manner that the receptacles shall not be unsightly and detrimental to the surrounding neighbors.

(c) No person shall place, deposit, store or cause to be placed, stored or deposited litter, refuse or any other type of unacceptable material resulting from an eviction, whether by court order or otherwise, or by voluntary vacation, unless the placing, depositing or storage is accomplished in accordance with the rules, regulations and schedules issued by the city.

(d) All landlords as defined in section 20-92 of the landlord-tenant code must notify the city inspection division of the intended tenant set-outs.

- (e) All landlord evictions will be given twenty-four hours to comply with section 18-25(c)
- (f) The division of inspections must notify public works of eviction set-outs and make a determination of the number of truck loads for pick-up. The city will charge one hundred dollars (\$100.00) per truck load.
- (g) Failure of the property owner or landlord to make proper notification to the city will result in the appropriate notice of violation and, if necessary, the city will attach the appropriate lien to off-set the cost to clear the property to comply with section 18-25 (c). (Ord. No. 596-88, 9-6-88; Ord. of 8-16-93, § 1)

Sec. 18-26. Owner to maintain premises free of litter.

- (a) The owner or person in control of private property shall maintain the premises free of litter at all times.
- (b) This section shall not prohibit the storage of litter in private receptacles for collection. (Ord. No. 596-88, 9-6-88)
- (c) Any accumulation of litter or debris that is loose, windblown, or otherwise scattered on any private property shall be immediately removed by the owner or the person in control of the property. If the person in control of the property fails to comply, it is the responsibility of the owner to maintain the property free of all debris and litter. Failure to remove such material shall result in the immediate issuance of a citation accompanied by a minimum fine of fifteen (\$15.00) dollars for the first violation, twenty-five (\$25.00) dollars for the second violation, and one hundred (\$100.00) dollars for the third and any subsequent violations in the same calendar year. No warnings will be given. Citations will be affixed to the property. The property owner or person in control shall have three (3) days to remove the debris. Failure to comply shall result in issuance of additional citations.

Sec. 18-27. Litter; waterways and fountains

No person shall throw or deposit litter in any fountain, pond, river, stream, bay, canal, or any other body of water within the city. (Ord. No. 596-88, 9-6-88)

Sec. 18-28. Litter from aircraft.

No person in an aircraft shall throw out, drop or deposit any litter, handbill or any other object within the city. (Ord. No. 596-88, 9-6-88)

Sec. 18-29. Penalty

Any person convicted of violating any provision of this article, excepting section 18-21, shall be punished by a fine having a maximum of five hundred dollars (\$500.00) and having a minimum of one hundred dollars (\$100.00) for the first offense and a minimum of two hundred fifty dollars (\$250.00) for the second offense and a minimum of five hundred dollars (\$500.00) for the third and additional offenses, and/or imprisonment for a term of up to ninety(90) days or both at the discretion of the court, and community service may also be ordered by the court. Each act in violation of provisions hereof shall be deemed a separate offense. (Ord. No. 596-88, 9—6-88)

Sec. 18-30 – 10-50. Reserved.

**ARTICLE III. REFUSE COLLECTION AND DISPOSAL
DIVISION I. GENERALLY**

Sec. 18-51. Refuse containers; receptacles required; exception for incinerator or grinder.

- (a) It shall be the duty of any owner, agent, lessee, tenant and/or occupant of any house, building, apartment or place of business where refuse is generated to provide weather-proof containers, no less than ten (10) nor more than thirty-five (35) gallons in capacity, with close-fitting covers, without leakage or odors, for receiving and holding all refuse that may accumulate between the times of the collection thereof . Such receptacles shall

contain plastic waste bags or liners and may be filled only to within four (4) inches of the top. Said containers shall be provided in sufficient numbers for the proper storage of refuse on the premises for one week.

- (b) It shall be acceptable to place refuse in a plastic waste bag or liner, provided the bag or liner is at least two (2) mils in thickness and is securely closed.
- (c) Any person who disposes of refuse upon a premises by an approved incinerator, garbage grinder or other waste disposal unit in a manner provided for by law shall not be required to use such containers or receptacles.
- (d) The inspection official may authorize and approve for use containers of larger capacity in the case of multiple-family dwelling and/or commercial establishments. All containers shall have covers
- (e) The refuse containers shall be maintained by the user in a good, clean and sanitary condition. (Ord. No. 596-88, 9-6-88)

Sec. 18-52. City collection service.

- (a) The city, its agent and/or assigns shall make residential refuse collection at such times and places and in such manner as the city manager or his/her designee may determine when in his/her judgment the public interest may be served. Billing for residential refuse collection service(s) shall commence and continue with water service(s) at all residential properties. Billing for refuse collection service(s) shall continue for all residential or commercial properties where service is provided and will continue until the responsibility for the service is terminated.
- (b) City collection shall be limited to garbage/refuse generated at the point of pick up only. This collection is not to be used or taken advantage of by non-city residents. Any owner at the place of pick up allowing non-city residents to use his/her/its property for collection purposes, or any non-city residents depositing their garbage/refuse on public or private property, shall be subject to criminal and/or civil remedies as provided by this article.
- (c) Waste matter shall not be collected by the city but shall be disposed of by the owner or his agent in a manner conforming to local ordinance and state and federal laws. (Ord. No. 596-88, 9-6-88)

Sec. 18-53. Special collections.

- (a) No person shall place any building materials, discarded furniture, refrigerators, stoves and/or other appliances on any tree lawn, sidewalk, street, alley or other public place for refuse collection except at a special time and place designated by the city manager or his/her designee.
- (b) The city manager or his/her designee, during the appropriate times and seasons, shall designate special times and places for the collecting of brush, limbs, grass, hedge cuttings and other organic matter resulting from lawn and garden maintenance.

Sec. 18-54. Commercial establishments, apartment and multifamily units; excess waste.

In the event any person in a commercial or industrial business, or any person who owns a residential building with three (3) or more rented or occupied units, shall place or allow to be placed any refuse in an amount which, after investigation, the city manager or his/her designee shall determine is excessive, the city manager or his/her designee may cause the same to be removed and charge such person for such service and/or require that the owner contract with a commercial collector for the future removal of refuse. (Ord. No. 596-88, 9-6-88)

Sec. 18-55. Scattered or unacceptable materials, responsibility.

The owner or occupant of a residential unit or commercial establishment shall clean up and remove any scattered refuse resulting from the breakage or opening of any refuse bag or other container or from the placement of improperly prepared or unacceptable materials intended for collection from that residential or commercial unit within twenty-four (24) hours after the same has been scattered or placed. (Ord. No. 596-88, 9-6-88)

Sec. 18-56. Removal of scattered refuse, containers, and unacceptable materials for collection; procedure.

- (a) The owner or occupant of a residential or commercial unit, within forty-eight (48) hours of personal service of a written notice or five (5) days after mailing or posting of a written notice of any violation(s) of this article noted by the inspection official or his/her designee, shall, in accordance with the provisions of the chapter, properly dispose of scattered refuse, container, unacceptable materials for collection, and any refuse or container which was placed on the curb in front of the unit prior to 7:00 p.m. of the day preceding the day of collection or later than 7:00 a.m. on the day of collection. Notice of violation shall be made by mailing it to the property owner, as shown on the city assessment record and/or to the occupant; personal service to the owner and/or occupant; or posting the notice as a conspicuous place on the property where appropriate.
- (b) If the occupant or owner fails or refuses to comply with the terms of the notice within the time specified, the inspection official and his/her designee may cause the condition to be corrected at the owner's and/or occupant's expense. No notice shall be required if a public health or safety hazard necessitates immediate removal of materials. (Ord. No. 596-88, 9-6-88)

Sec. 18-57. Refuse disposal site; regulations.

- (a) Should the city provide a disposal site, it shall be maintained by the city or its agent for the purpose of disposing of garbage, rubbish, refuse and certain waste matter generated within the boundaries of the city. The disposal site may be used by any private noncommercial person or by any commercial collector lawfully transporting garbage, rubbish, refuse and certain waste matter collected from within the city.
- (b) Through contract arrangement, the city disposal site may be used for the purpose of disposing of garbage, rubbish, refuse and/or certain waste matter collected outside the city.
- (c) The disposal site shall be used and operated in a manner and during designated hours in accordance with regulations, procedures and schedules established by the city manager or his/her designee.
- (d) Certain waste matter, such as radioactive, toxic, highly inflammable, and caustic, explosives, or any material defined as hazardous under Act 64, P.A. 1979, or waste matter resulting from commercial demolition, or any other waste matter not approved by the city manager or his/her designee will not be accepted at the disposal site. (Ord. No. 596-88, 9-6-88)

Sec. 18-58. Disposal of refuse.

- (a)
- (1) Any person who shall discard furniture, refrigerators, brush, limbs or any refuse on a day not assigned as the assigned day for rubbish removal shall be in violation of this chapter.
 - (2) Any resident who shall fail to discard grass tree limbs, leaves, linoleum, or carpet as set forth below shall be in violation of this chapter.
 - (a) tree limbs and brush must be tied into bundles, not larger than 2" diameter and not heavier than 60 pounds and set on the resident's tree lawn on the appointed trash day.
 - (b) Leaves must be bagged in clear trash bags and set on the resident's tree lawn on the appointed trash day.
 - (c) Carpet must be cut into 3-foot section and weigh no more than 60 pounds, and set on the resident's tree lawn on the appointed day.
 - (d) Linoleum must be cut into 3-foot section and weigh no more than 60 pounds, and set on the resident's tree lawn on the appointed trash day.

(b) No person shall transport refuse to a city park or other city property, other than an approved disposal site, for the purpose of depositing their refuse within the city parks or other city property or to any other container or service area not specifically designed and installed for their use.

(c) Under emergency conditions, the city manager or his/her designee may designate locations on city properties where residents may deposit designated material for the duration of said emergency. (Ord. No. 596-88, 9-6-88)

Sec. 18-59. Transporting refuse; refuse vehicles; approval and spillage.

(a) All vehicles used by commercial collectors shall be equipped and maintained in a manner so as to keep the contents of the vehicle covered and contained within the vehicle at all times while being transported. Refuse vehicles shall be operated and maintained in a sanitary manner.

(b) All commercial collectors shall be responsible for the prevention of spillage from their vehicles of the items collected during the process of loading and transporting,. They shall cause their vehicles to be available for inspection by the inspection official during regular city business hours. (Ord. No. 596-88, 9-6-88)

Sec. 18-60. Scavenging.

No person shall remove or cause to be removed any refuse from any receptacle not his own, placed on any private property or in any street, alley or tree lawn, without the consent of the owner or occupant of the private property or without the consent of the city manager or his/her designee and without first obtaining any required licenses. (Ord. No. 596-88, 9-6-88)

Sec. 18-61. Storing garbage.

It shall be unlawful for any person to keep on or about the premises owned or occupied by him any refuse or any substance which may be injurious to public health unless permitted by the provisions of this article. (Ord. No. 596-88, 9-6-88)

Sec. 18-62. Collector to transport to dump.

It shall be unlawful for any person licensed as a refuse collector to set out for collection by the city or its agents any refuse collected and discarded by him, but he shall be required to place the same in a licensed landfill or dump. (Ord.No. 596-88, 9-6-88)

Sec. 18-63. Penalty.

Any person convicted of violating any provision of this article shall be punished by a fine having a maximum of five hundred dollars (\$500.00) and having a minimum of one hundred dollars (\$100.00) for the first offense and a minimum of two hundred fifty dollars (\$250.00) for the second offense and a minimum of five hundred dollars (\$500.00) for the third and additional offenses and/or imprisonment for a term of up to ninety (90) days or both at the discretion of the court, and community service may also be ordered by the court. Each act in violation of any of the provisions hereof shall be deemed a separate offense. (Ord. No. 596-88, 9-6-88)

Sec. 18-64. Civil remedies.

The inspection official is hereby authorized to send written notice to violators of this article unless otherwise provided for in this article. If the violator fails to comply with this notice within five (5) days from date of mailing, the city may correct the problem with costs being assessed to the violator and/or owner of the property. The violator shall be liable for civil penalty up to three (3) times the cost of the removal services. These costs will be determined by the amount of debris and/or subsequent offenses of this type by the violator. In such case as the problem is determined to be a public hazard, the city may correct the problem immediately and bill the responsible party. This will be separate and apart from any criminal action which the city may take. (Ord. No. 596-88, 9-6-88; Ord. No. 617-89, § 1, 3-27-89)

Sec. 18-65. Garbage collection rates and billings

- (a) The city may from time to time contract for or otherwise provide for garbage and rubbish disposal systems which shall be under rules and regulations and conditions established under the supervision and control of the city commission or such department of the city as the city commission may from time to time designate
- (b) The rates and charges for the services and benefits provided by said garbage and rubbish collection and disposal system or contract shall be prescribed from time to time by the city commission.

The initial rates and charges shall be as follows:

	Charge per month
Single family residences.....	\$10.00
Multiple-unit dwellings up to And including 3 units	13.00

Classifications may be established from time to time and provisions made for the rates to be charged for other classifications from time to time.

(c) Whenever any such service charge against any premise, premises, or land shall be delinquent for ninety (90) days as of October 1 of each year, the city official in charge of the collection thereof shall certify to the tax assessing officer of the city the fact of such delinquency; whereupon said charges shall be entered on the next tax rolls as a charge against the premise, premises, or land and shall be collected and the lien thereof enforced in the same manner as general city taxes against said premises are collected and the liens thereof enforced.

(d) Garbage collection services shall be due as of the date billed and shall become delinquent twenty-two (22) days from the date of the bill. A two-percent late penalty payment shall be charged after the bill becomes delinquent.

(e) In addition to other remedies provided, the city shall have the right to discontinue garbage and rubbish collections and/or water and sewer services to any premises for the non-payment of charges and rates for said garbage and rubbish collection when due.

(f) Payment of said fees for garbage and rubbish collection shall be the joint and several personal liability of every owner and occupant of the premise, premises, or land connected with the benefitted by the facilities or contracts of the garbage and rubbish disposal system.

(g) The rates and charges specified above shall be subject to revision from time to time by the city commission, it being the intent that such rates shall, as far as reasonably possible, provide sufficient funds which will enable the city to efficiently operate, maintain, staff, equip, and contract for said system, without recourse for additional funds. (Ord. of 6-28-93, §§ 1,2)

Secs. 188-66 – 18-70. Reserved.

DIVISION 2. COLLECTOR'S LICENSE*

Sec. 18-71. Required.

No person shall collect any garbage, refuse, waste, paper, rubbish or other waste materials within the city without first obtaining a license therefor as provided in this division, except that no license shall be required for collecting refuse from private dwellings with the permission of the owners of the premises. (Ord. No. 596-88, 9-6-88)

Sec. 18-72. Application

Any person desiring a license to collect refuse shall apply to the building and inspections division. The applicant shall give the location at which the collected refuse will be disposed of. (Ord. No. 596-88, 9-6-88; Ord. No. 614-89, § 1, 3-27-89)

***Cross reference**-Licenses generally, Ch. 21.

Sec. 18-73. Fee.

The fee for a license under this division shall be as prescribed in section 21-24. (Ord. No. 596-88, 9-6-88)

Sec. 18-74. Vehicle identification.

The name and address of the licensed refuse collector, in letters at least three (3) inches high, shall at all times be prominently displayed on any vehicle used by the holder of such license in collecting refuse. (Ord. No. 596-88, 9-6-88)

Sec. 18-75. Penalty.

Any person who violates the provisions of this article is subject to the penalty as set forth in section 1-8. (Ord. No. 596-88, 9-6-88)