

CHAPTER 14

Solid Waste Disposal

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Section 14.1 Intent and purpose

(a) Intent: The town is to provide a comprehensive garbage, rubbish, and scrap metal collection and disposal service from the road right-of-way line for residences, commercial establishments, churches and schools within the corporate limits. Collection and disposal of construction debris and garbage, rubbish, or scrap metal from vacant lots are hereby expressly excluded. (Ordinance No. 5 of 1983 and amended by Ordinance No. 15 of 1986)

(b) Purpose:

- (1) Protect the public health, safety and welfare;
- (2) Prevent land, water or air pollution;
- (3) Prevent the spread of disease and the creation of nuisances;
- (4) Enhance the beauty and quality of the environment.

(Ordinance No. 5 of 1983)

Section 14.2 Definitions

As used in this chapter, the following terms and their derivations shall have the meanings ascribed to them:

(1) "Commercial establishment" means any individual, firm, association, partnership, or corporation required to have a town occupational license and any nonprofit corporation.

(2) "Garbage" means any and all dead animals of less than ten pounds in weight, except those slaughtered for human consumption; every accumulation of waste (animal, vegetable, or other matter) that results from the preparation, processing, consumption, dealing in, handling, packing, canning, storage, transportation, decay, or decomposition of meats, fish, fowl, birds, fruits, grains, or other animal or vegetable matter, including, but not limited to, used tin cans and other food containers; and all putrescible or easily decomposable waste animal or vegetable matter which is likely to attract flies or rodents; except bulky waste, construction debris, other dead animals, hazardous waste, rubbish, or stable matter. (Amended by Ordinance No. 15 of 1986)

- (3) "Residence" means any person other than a commercial establishment.
- (4) "Rubbish" means all waste wood, wood products, tree trimmings, grass cuttings, dead plants, weeds, leaves, dead trees or branches thereof, chips, shavings, sawdust, printed matter, paper, pasteboard, rags, straw, used and discarded mattresses, used and discarded clothing, used and discarded shoes and boots, combustible waste pulp and other products such as are used for packaging or wrapping crockery and glass, ashes, cinder, floor sweepings, glass, mineral or metallic substances, and any and all other waste materials not defined as bulky waste, construction debris, dead animals, garbage, hazardous waste, or stable matter. (Ordinance No. 5 of 1983 and amended by Ordinance No. 15 of 1986)
- (5) "Bulky waste" means stoves, refrigerators, water tanks, washing machines, furniture, and other waste materials other than construction debris, dead animals, hazardous waste, industrial waste, or stable matter with weights or volumes greater than those allowed for containers. (Added by Ordinance No. 15 of 1986)
- (6) "Construction debris" means waste building materials resulting from construction, remodeling, repair, or demolition operations. (Added by Ordinance No. 15 of 1986)
- (7) "Dead animals" means animals or portions thereof equal to or greater than ten pounds in weight that have expired from any cause, except those slaughtered or killed for human use. (Added by Ordinance No. 15 of 1986)
- (8) "Hazardous waste" means any chemical, compound, mixture, substance, or article which is designated by the United States Environmental Protection Agency or the appropriate state agency to be "hazardous" as that term is defined by or pursuant to deferral of state law. (Added by Ordinance No. 15 of 1986)
- (9) "Industrial solid waste" means solid waste produced in the course of and resulting from any industrial, manufacturing, or mining process which is required by state law, rule, or regulation to be disposed of in a permitted industrial solid waste landfill. (Added by Ordinance No. 15 of 1986)
- (10) "Solid waste" means garbage and rubbish which can be contained in authorized containers or bags or which may be bundled, and bulky waste. (Added by Ordinance No. 15 of 1986)
- (11) "Stable waste" means all manure and other waste matter normally accumulated in or about a stable, or any animal, livestock or poultry enclosure, and resulting from the keeping of animals, poultry, or livestock.

Section 14.3 Solid waste storage

- (a) The storage of all solid waste shall be practiced so as to prevent the attraction or breeding of insects and/or rodents and to eliminate conditions harmful to public health which create safety hazards, odors, unsightliness, and public nuisances.
- (b) The owner, his agent, or occupant of any premises shall be responsible for the satisfactory

storage of all waste accumulating or originating at the premise. A sufficient number of authorized containers shall be provided by the owner, his agency, or occupant to accommodate all applicable solid waste material generated between scheduled collections.

(c) All containers for storage of solid waste shall be maintained in such a manner as to prevent the creation of a nuisance or menace to public health, safety, or welfare. Containers that are broken or otherwise fail to meet requirements of this chapter shall be immediately replaced with acceptable containers.

(d) Containers:

- (1) Except as provided in (2), garbage and other waste shall be stored in individual household type containers of durable metal, fiberglass, or plastic materials and be rust resistant and non-absorbent, water-tight, leak-proof, equipped with tight fitting insect and rodent proof covers and have a mouth with a diameter greater or equal to its base and handles of adequate strength for lifting. Covers for containers shall be removable and not secured or fastened to containers. Containers shall be greater than twenty gallons but less than thirty-five gallons in capacity, and the combined weight of contents and containers shall not exceed thirty-five pounds. (Amended by Ordinance No. 15 of 1986)
- (2) Commercial establishments, offices of licensed professionals, multifamily and apartment complexes, churches, and schools may store garbage in commercial containers (bins) which can be collected by private garbage collectors. The containers must be rust resistant, non-absorbent, water-tight, leak-proof, and equipped with strong handles. (Ordinance No. 2 of 1986 and amended by Ordinance No. 15 of 1986)
- (3) Containers shall be kept covered at all times, except during placing or removal of contents.
- (4) Containers shall be provided by occupant, maintained in good condition, and kept in as sanitary condition as is compatible with their intended use.

(e) Disposable containers, such as plastic bags, may be used for rubbish, provided they are specifically designed for such purpose, protected against rain, vandalism, animal damage, and overloading; having a holding strength capable of withstanding stresses while being handled and collected; bag opening is securely tied; and filled weight shall not exceed thirty-five pounds. Materials which cannot be properly contained in bags shall be containerized, except that items such as magazines, newspapers, cardboard, and light tree debris may alternatively be bundled as hereinafter provided. (Amended by Ordinance No. 15 of 1986)

(f) Methods of use of containers:

- (1) Containers shall be kept covered at all times, except during placing or removal of contents.
- (2) Containers shall not be filled so that the lid cannot fit properly.
- (3) The area around the containers shall be kept clean.

(g) Certain wastes lend themselves to temporary storage in a manner other than containerization:

- (1) All rubbish and garbage, before being placed into containers for collection, shall

have drained from it, as far as practicable, all free liquids, light tree debris must not exceed three inches in individual diameter, six feet in length, and, if not containerized, must be securely tied in bundles not exceeding two feet in diameter or width. Also, newspapers, magazines, cardboard packing cartons, etc., if not containerized, must be bundled within the same criteria. Bundles shall not exceed thirty-five pounds in weight. (Amended by Ordinance No. 15 of 1986)

- (2) Large items, such as furniture, appliances, trees and stumps shall be stored to prevent a safety hazard, the collection of water, or a harborage for insects or rodents.
- (h) Tree debris:
- (1) Tree limbs and trunk trimmings shall be limited to the following dimensions: Size to be no more than twelve inches in diameter and six feet in length and properly trimmed of all extending branches. (Amended by Ordinance No. 15 of 1986)
 - (2) Property owners are responsible for cutting all removable debris as stated herein. (Ordinance No. 5 of 1983; Ordinance No. 14 of 1985)

Section 14.4 Garbage service charge

Commencing June 2, 1986 through June 2, 1991, each residential and commercial customer within the municipality receiving curbside solid waste collection service from the West Baton Rouge Parish Police Jury's contractor pursuant to the contract to provide parish wide curbside solid waste collection shall pay a service charge in the same amount, due at the same time, collected in the same manner, and enforced through the same procedure as established by the police jury for residential and qualifying commercial customers outside of the municipality's corporate limits. (Added by Ordinance No. 16 of 1986; Ordinance No. 2 of 1987)

Section 14.6 Time of collection

- (a) Garbage and rubbish collection shall be completed between the hours of 7:00 a.m. and 4:00 p.m. (Amended by Ordinance No. 15 of 1986)
- (b) Scrap metal collection shall be completed between the hours of 7:00 a.m. and 5:00 p.m. (Amended by Ordinance No. 15 of 1986)
- (c) Material authorized to be collected may be placed within the road right-of-way on the scheduled collection day only.
- (d) Emptied containers and uncollected material shall be removed from the road right-of-way promptly after the collection vehicle has completed collection in the area and in no case later than the end of the collection day. (Ordinance No. 5 of 1983; Ordinance No. 14 of 1985)

Section 14.7 Scrap metal collection

(a) Any independent contractor granted a franchise by the town to collect and dispose of scrap metal shall comply with pertinent provisions of the Sanitary Code of the state of Louisiana, state law, and this code.

(b) Any scrap metal collector granted a franchise by the town to collect and remove scrap metal shall maintain such liability insurance and workmen's compensation coverage as set by the board of aldermen. (Ordinance No. 5 of 1983)

Section 14.8 Collection charges for commercial establishments, churches and schools

(Repealed by Ordinance No. 15 of 1986)

Section 14.9 Prohibited collectors

(a) Except as authorized by contract or local services agreement entered into by the municipality or by franchise granted by the municipality, (1) no person conducting a garbage or rubbish collection business shall collect garbage or rubbish from residences within the corporate limits and (2) no person conducting a scrap metal collection business shall collect scrap metal within the corporate limits. (Ordinance No. 2 of 1986 and amended by Ordinance No. 15 of 1986)

Section 14.10 Private collection of solid waste stored in commercial containers which must be emptied mechanically

(a) Any person lawfully engaged in the business of solid waste disposal may collect and dispose of solid waste of commercial establishments, offices of licensed professionals, multifamily and apartment complexes, churches, and schools. (Ordinance No. 2 of 1986)