

Ordinance 05-5

Garbage and Refuse

Article I In General

Section 1.1 Definitions

Garbage. Wastes from the handling, preparation, cooking or consumption of foods; wastes from the handling, storage and sale of produce; any other matter that may decompose and become foul, offensive, unsanitary or dangerous to health.

Refuse. Combustible and noncombustible discarded materials, including, but not limited to, paper, glass, metal, cloth, plastic, furniture, bedding, building materials, ashes, and solid wastes resulting from industrial and manufacturing processes.

Section 1.2 Premises To Be Kept Clean and Orderly

It shall be the duty of every person, whether owner, lessee or occupier, of any vacant lot, building or premises, including any place of business, residence, public building or place, or other establishment to maintain the premises in a clean and orderly condition at all times, permitting no deposit or accumulation of materials other than those ordinarily attendant upon the use of which the premises are legally intended. Any such accumulation constitutes a nuisance and a nonconforming use of the premises.

Section 1.3 Unlawful to Burn Garbage or Refuse

It shall be unlawful for any person to burn or caused to be burned any garbage or refuse within the town limits of the Town of Burlington except for tree limbs, branches, brush, dry leaves, weeds and similar materials. Fresh green grass clippings may not be burned.

Section 1.4 Garbage and Refuse in Streets Prohibited

No garbage or refuse shall be deposited, scattered, thrown, or stored in any street, alley, vacant lot, or other property.

Article II Receptacles

Section 2.1 Receptacle Use Required

All garbage and refuse shall be deposited in receptacles provided by a professional garbage service. Metal drums or barrels may not be used. Accumulation of garbage outside the receptacle shall be hereby declared to be a nuisance. Receptacle lids shall be properly used and

no receptacle shall be allowed to overflow thereby allowing garbage and refuse to be scattered about in any way.

Section 2.2 Use of Receptacles by Nonresidents Prohibited

It shall be unlawful for any individual to dispose of garbage except in their own receptacle unless permission for disposal in another receptacle has been given.

Article III Disposal of Garbage

Section 3.1 All Occupied Dwellings Shall Have Garbage and Refuse Service

Occupancy of any place of dwelling or business shall be prima facie evidence that garbage or refuse is accumulated. All occupied dwellings or businesses in operation shall have professional garbage and refuse service.

Section 3.2 Requirements for Garbage Removal

Garbage must be removed and properly disposed of by a professional garbage service at least monthly. Verification of monthly professional garbage service shall be provided to the town by the professional garbage service.

Article IV Violation of Ordinance

Any person found guilty of violating any provision of this ordinance shall be punished by a fine of no more than \$750.00 and shall be deemed to be guilty of a misdemeanor.