

2. Interfere with Collectors. Interfere in any manner with solid waste collection equipment or with solid waste collectors in the lawful performance of their duties as such, whether such equipment or collectors be those of the City, or those of any other authorized waste collection service.
3. Incinerators. Burn rubbish or garbage except in incinerators designed for high temperature operation, in which solid, semisolid, liquid or gaseous combustible refuse is ignited and burned efficiently, and from which the solid residues contain little or no combustible material, as acceptable to the Environmental Protection Commission.
4. Scavenging. Take or collect any solid waste which has been placed out for collection on any premises, unless such person is an authorized solid waste collector.
5. Commercial use of City of Spirit Lake's designated green waste disposal site without the appropriate permit. *(Ord. 03-09 – Mar. 10 Supp.)*

105.11 SANITARY DISPOSAL PROJECT DESIGNATED. The Council by resolution shall designate sanitary landfill facilities as the official "Public Sanitary Disposal Project" for the disposal of solid waste produced or originating within the City.

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CHAPTER 106

COLLECTION OF SOLID WASTE

106.01 Collection Service
106.02 Collection Vehicles
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106.01 COLLECTION SERVICE. The City shall provide for the collection of all solid waste except bulky rubbish as provided in Section 106.05 within the City, and no other person, firm, or corporation shall engage in the business of collection and disposing of solid waste in the City. *(Ord. 01-10 – Mar. 10 Supp.)*

106.02 COLLECTION VEHICLES. Vehicles or containers used for the collection and transportation of garbage and similar putrescible waste or solid waste containing such materials shall be leakproof, durable and of easily cleanable construction. They shall be cleaned to prevent nuisances, pollution or insect breeding and shall be maintained in good repair.

(IAC, 567-104.9[455B])

106.03 LOADING. Vehicles or containers used for the collection and transportation of any solid waste shall be loaded and moved in such a manner that the contents will not fall, leak, or spill therefrom, and shall be covered to prevent blowing or loss of material. Where spillage does occur, the material shall be picked up immediately by the collector or transporter and returned to the vehicle or container and the area properly cleaned.

106.04 FREQUENCY OF COLLECTION. All solid waste shall be collected from residential premises at least once each week and from commercial, industrial and institutional premises as frequently as may be necessary.

106.05 BULKY RUBBISH (TAGGED ITEMS). Bulky rubbish which is too large or heavy to be collected in the normal manner of other solid waste may be collected by the collector upon request in accordance with procedures therefor established by the Council. All household appliances, brown goods and miscellaneous items need to be tagged before the City will collect these items. Tags are to be purchased at the office of the Clerk upon payment of a fee as provided in Section 106.07 of this chapter.

106.06 RIGHT OF ENTRY. Solid waste collectors are hereby authorized to enter upon private property for the purpose of collecting solid waste therefrom

as required by this chapter; however, solid waste collectors shall not enter dwelling units or other residential buildings.

106.07 COLLECTION FEES. The collection and disposal of solid waste as provided by this chapter are declared to be beneficial to the property served or eligible to be served and there shall be levied and collected fees therefor in accordance with the following:

(Goreham vs. Des Moines, 1970, 179 NW 2nd, 449)

1. Schedule of Fees. The fees for solid waste collection and disposal service, used or available, are:

A. For each residential premises and for each dwelling unit of a multiple-family dwelling or mobile home - \$11.75 per month. The City Council will set a price for the sale of trash collection bags sold at City Hall. The City will promote the sales of eligible trash bags at local retail outlets. *(Ord. 03-10 – Mar. 10 Supp.)*

B. For commercial and industrial premises with regular route pickup of solid waste:

(1) Customers without dumpster:

One pickup per week \$15.90 per month

(2) Customers with dumpster:

One pickup per week as follows:

Dumpster Size (cubic yards)	Fee Per Pound	Monthly Dumpster Charge	Monthly Pickup Charge
1	\$.035	\$15.00	\$23.65
1.5	\$.035	\$15.50	\$26.35
2	\$.035	\$16.00	\$28.60
3	\$.035	\$18.00	\$33.55
6	\$.035	\$28.00	\$47.25

(Ord. 5-2011 – Apr. 16 Supp.)

C. For premises with special pickup, the following rates shall apply, with a 7 day minimum charge:

(1)

Dumpster Size (cubic yards)	Fee Per Pound	Daily Dumpster Charge	Pickup Charge
1	\$.035	\$.50	\$23.65
1.5	\$.035	\$.50	\$26.35
2	\$.035	\$.50	\$28.60
3	\$.035	\$.75	\$33.55
6	\$.035	\$1.00	\$47.25

(2) Roll-off Charges

Dumpster Size (cubic yards)	Fee Per Pound	Pickup Charge
20	\$.035	\$110.00
30	\$.035	\$110.00

(3) Special handling roll-off fees:

Wood Refuse: Pickup charge and daily dumpster charge

Paint Barrels: Pickup charge

Customer-owned roll-offs with compactor: Weight charge

Green Waste: \$110 per week

Reposition roll-off to new location: \$55

(4) All roll-offs will be picked up at least once per month.

(5) Dumpsters in a single-family, suburban, and lake residential zoning district are for temporary use only and not for regular household waste. These dumpsters will be picked up at least monthly with a maximum of 180 days allowed on site in occupied premises.

(Ord. 5-2011 – Apr. 16 Supp.)

D. For commercial and industrial premises requesting a dumpster for purposes of recycling the following rates shall apply:

Dumpster Size (cubic yards)	Monthly Dumpster Charges
1.5	\$6.00
2	\$7.00
3	\$9.00
6	\$15.00

E. Tags shall be purchased at the office of the Clerk for the following items that need to be tagged in order to be collected:

Household appliances.....\$ 15.00

Electronics:

Electronic items.....\$ 15.00

TVs larger than 19"\$ 30.00

Tires:

Car tires 13" – 16"	\$ 10.00
Truck tires 17"	\$ 15.00
Large Ag Tires.....	\$ 30.00

Miscellaneous items:

Not to exceed 2 cubic yards...	\$ 15.00
Anything over 2 cubic yards requires a dumpster and will be charged as provided in paragraph 1(C)	

F. Green Waste will be picked up once weekly between April and October (weather permitting). Leaves and grass shall be placed in 30-gallon kraft paper bags that can be purchased from local retailers.

G. A fee may be established by Resolution of the Council for the use of a green waste drop-off site. The fee may provide for different rates for Spirit Lake residents, non-residents, and commercial contractors.

(Ord. 5-2012 – Apr. 16 Supp.)

2. Payment of Bills.

A. Solid waste charges for regular route delivery and pickup are due and payable under the same terms and conditions provided for payment of a combined service account as contained in Section 92.04 of the City Code. Solid waste collection service may be discontinued in accordance with the provisions contained in Section 92.05 if the combined service account becomes delinquent, and the provisions contained in Section 92.08 relating to lien notices shall also apply in the event of a delinquent account.

B. For customers requesting special delivery and pickup of dumpsters or roll-offs, the City may require a deposit (for pre-payment) of charges. The City Administrator is authorized to establish rules to administer a deposit arrangement. Charges for these accounts shall be paid at least monthly.

(Ord. 5-2011 – Apr. 16 Supp.)

106.08 LIEN FOR NONPAYMENT. The owner of the premises served and any lessee or tenant thereof are jointly and severally liable for fees for solid waste collection and disposal. Fees remaining unpaid and delinquent shall constitute a lien upon the premises served and shall be certified by the Clerk to

the County Treasurer for collection in the same manner as property taxes. The City shall charge a five dollar (\$5.00) administrative fee, which shall be added to the amount of the lien.

(Code of Iowa, Sec. 384.84)

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