

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 18, GARBAGE AND REFUSE.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 18, Article I, Section 18-2, be and is hereby amended by adding a new definition as follows:

Sec. 18-2. Definitions.

Service Location shall mean a unit on a property or parcel which is eligible to receive curbside refuse collection services. Each service location must have a separate power meter.

SECTION 2. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 18, Article I, Section 18-2, be and is hereby amended by deleting the definition for Special Container and substituting in lieu the following:

Sec. 18-2. Definitions.

Special container shall mean and include a ninety-six (96) gallon or other City issued container compatible with a mechanical collection system. Special containers shall include both City garbage containers and City recycle containers.

SECTION 3. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 18, Article II, Section 18-31, be and is hereby amended by deleting same in its entirety and substituting in lieu the following:

Sec. 18-31. Duty to have.

- a) It shall be the duty of every person or entity owning any residential premises where garbage is created or accumulated at all times to keep or cause to be kept City garbage containers, specified herein, for the deposit of garbage generated on the premises.
- b) The Director shall determine the appropriate type and/or quantity of City garbage containers for refuse collection from properties and require property owners to adhere to requirements to ensure safe and healthy disposal of refuse.
- c) It shall be the duty of every property owner on routes selected by the Director to maintain a City garbage container suitable for safe and sanitary collection of refuse.
- d) *Residential service locations.* The city shall provide one (1) City garbage container to each residential service location when that location is first added to the mechanical collection system. Restrictions are as follows:
 - 1) No more than one (1) City garbage container shall be serviced, kept, or maintained at any single-family or multiple-family dwelling service location.
 - 2) No more than seven (7) City garbage containers shall be serviced, kept, or maintained on any residential property or parcel.
- e) *Non-Residential service locations.* Properties eligible for non-residential service may lease one (1) City garbage container. Restrictions are as follows:
 - 1) No more than one (1) City garbage container may be serviced, kept, or maintained on any non-residential property or parcel.
 - 2) Non-residential service locations, properties, or parcels maintaining a commercial container of any type or size shall not maintain a City garbage container and are not eligible for refuse collection services.
- f) Only refuse placed inside the issued City garbage containers shall be collected.
- g) It shall be the duty of the property owner where garbage is created or accumulated to replace at their expense any lost, stolen, vandalized, burned, or defaced City garbage containers. This includes any person who

subsequently comes into possession of a location or property which had previously been issued a garbage container. City garbage containers damaged during the collection process will be repaired or replaced by the City.

- h) City garbage containers may be replaced or leased to eligible properties for a fee of seventy-five dollars (\$75.00). All City garbage containers are and remain the property of the City of Chattanooga even if a fee has been paid to the City for the use of such container.

SECTION 4. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 18, Article III, Section 18-48, be and is hereby amended by deleting same in its entirety and substituting in lieu the following:

Sec. 18-48. Frequency of Collections.

- a) Residential garbage service shall be provided on a weekly basis. Curbside recycling service shall also be provided on a biweekly basis. Both residential garbage and recyclables must be placed at the curbside by seven (7) a.m. on the day of collection.
- b) The Director may increase the frequency of garbage service or recycling service at a service location in order to ensure safe and healthy disposal of refuse.

SECTION 5. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 18, Article III, Section 18-52, be and the same is hereby amended by adding the following:

Sec. 18-52. Recycle collection.

- a) Curbside recycle collection shall be collected at all service locations where a City garbage container is serviced, kept, and maintained.
- b) Recyclables will be collected only on scheduled recycle collection service days.

- c) Recyclables placed out for collection must be bagged or placed inside City recycle containers secured with a lid.
- d) The City will only collect eligible curbside recyclable materials. Restrictions on recyclable materials are as follows:
 - 1) Eligible curbside recyclable materials include all paper products, cardboard, aluminum cans, tin cans, and recyclable plastics.
 - 2) It is unlawful to place household garbage, kitchen waste, bathroom waste, glass, construction and demolition debris, yard trash, liquids, bulky items, or other non-recyclable materials in a marked City recycle container or bag for recycle collection.
- e) City recycle containers may be leased, assigned, and delivered to eligible properties for fifty dollars (\$50.00) each.
 - 1) No service location may maintain more than two (2) City recycle containers.
 - 2) Property owners must notify the Department of Public Works if a City recycle container is transferred to another property within the City.
 - 3) All City recycle containers are and remain the property of the City of Chattanooga even if a fee has been paid to the City for such container.
 - 4) Property owners are responsible to replace at their expense any lost, stolen, vandalized, burned, or defaced City recycle containers. City recycle containers damaged in the collection process may be repaired or replaced by the City
- f) In the event a service location is maintaining more than one (1) City garbage container, the additional City garbage container(s) will be removed and replaced with one (1) City recycle container at no cost.

SECTION 6. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

PASSED on Second and Final Reading

_____, 2012.

CHAIRPERSON

APPROVED: _____ DISAPPROVED: _____

DATE: _____, 2012

MAYOR

PPHB/mms