

# **ORDINANCE REGARDING RUBBISH, GARBAGE, REFUSE AND OTHER WASTES**

BE IT ORDAINED, by the Town Council of the Town of Plainville that:

## **SECTION 1. RUBBISH AND GARBAGE.**

Containers for the storage and disposal of rubbish, garbage, refuse and other wastes, unless otherwise provided in this ordinance, (1) shall be waterproof containers made of metal, plastic or other similar type of durable, sanitary material with two (2) handles approved by the Health Department; (2) shall be heavy duty waterproof trash or rubbish bags available on the market; (3) shall have a tight-fitting lid or cover or be secured by ties or other means that contents cannot be strewn; (4) shall be no larger than thirty-two (32) gallons capacity; (5) shall not be filled to cause excessive weight or spillage for proper disposal; (6) shall, if brush or cuttings, be tied and bundled in lengths not exceeding four (4) feet; and (7) shall be of such size and weight as can be handled by one individual.

## **SECTION 2. MAINTENANCE AND REMOVAL.**

All residents and owners of property within the Town shall maintain at all times safe and sanitary conditions associated with all rubbish, garbage, refuse and other wastes while stored or kept on or within their respective properties until properly removed and disposed of. It shall be the responsibility of each resident or owner to place rubbish, garbage, refuse and other wastes in proper containers, and to assure that said material remains within the containers. Should said materials be dislodged from the containers by animals or by other means, the owner or resident shall immediately clean up and remove said materials from the area so as to avoid them being strewn on or about the property or another's property, or the streets and sidewalks of the Town. Failure to clean up and remove strewn materials shall constitute a violation of this ordinance without notice from the Town or its agents.

## **SECTION 3. TOWN COLLECTION.**

Residents and owners eligible for Town collection of such wastes shall put all waste in proper containers and place such containers near the street or curb locations of their respective streets not sooner than twelve (12) hours before the pre-announced scheduled collection day for their

respective locations. Waste containers shall be promptly and properly removed from such locations within twelve (12) hours after collection. The collector of rubbish and garbage shall not be required to make collections except as specified herein.

**SECTION 4. DISPOSAL OF OWN RUBBISH AND GARBAGE.**

Anyone who fails to comply with the requirements of this ordinance, residents and owners not eligible for Town collection, all commercial or industrial facilities, condominiums or multi-family units of more than three (3), shall be personally obligated to maintain, store and dispose of their own wastes. The owner(s) of all such facilities or units shall provide properly closed and covered, rodent-proof, waterproof disposal containers adequate in size and number to meet all the waste needs generated by such facilities or units without overflow or spillage, and dispose of such wastes in a proper sanitary, safe and legal manner.

**SECTION 5. ENFORCEMENT AND PENALTIES.**

Any person, business, firm, group or organization violating any provision of this ordinance shall be fined not more than \$99.00 for each violation. Each day shall constitute a separate and distinct violation.

**SECTION 6. INCONSISTENT ORDINANCES REPEALED.**

On the effective date of this ordinance, an ordinance entitled "Ordinance for Regulating Size and Type of Containers for Rubbish and Garbage Collection", adopted by the Town Council of the Town of Plainville on August 1, 1960, is hereby repealed. Any other ordinance in existence which is inconsistent with this ordinance is hereby repealed on the effective date of this ordinance.

**SECTION 7. SEVERABILITY CLAUSE.**

If any provision of this ordinance shall be declared invalid, such action shall not effect the validity of any other provision hereof.

Adopted by Town Council April 6, 1987