

ORDINANCE NO. 2015-4310-03
GARBAGE & RUBBISH

THE CITY COUNCIL OF THE CITY OF BELGRADE ORDAINS:

Section 1. Purpose.

The City of Belgrade has provided by contract for the regular collection and disposal of garbage or refuse from dwellings and places of business within the City. This Ordinance is intended to make owners of real property within the City primarily responsible for the costs of the regular collection and disposal of garbage or refuse from their real property, and to further regulate collection.

Section 2. Definitions.

For purposes of this Ordinance, the following definitions apply unless the context clearly indicates or requires a different meaning:

- a) **Garbage.** Organic refuse resulting from the preparation of food and decaying and spoiling of food from any source.
- b) **Rubbish.** All inorganic matter such as tin cans, glass, paper and the like.

Section 3. Garbage & Refuse Collection.

Every person owning, managing, leasing or renting any premises generating garbage or refuse within the City of Belgrade shall be responsible for the costs of disposal of such garbage or refuse payable to the City's contractor. Absent payment by a property manager, lessee or tenant, the property owner shall be responsible for the cost of such service.

Section 4. Prohibited Materials in Garbage or Refuse Containers.

The City's contractor shall not be required to handle or dispose of the contents of garbage or refuse containers which:

- a) Are filled with water or other liquid; or
- b) Are filled with ashes; or
- c) Contain materials creating a fire hazard; or
- d) Contain rock waste; or
- e) Contain building materials or refuse from building or remodeling operations, the removal of which shall be the responsibility of the building contractor or owner of the premises.

Section 5. Exclusive Garbage or Refuse Hauler.

As long as the City has an exclusive agreement for the hauling of garbage or refuse from properties within the City, it shall be unlawful for any person or business other than the exclusive contractor to haul garbage or refuse from residences or commercial establishments within the City unless they are a building contractor or owner removing building materials.

Section 6. Containers to Be Kept Sanitary & Secure.

Garbage refuse containers shall be kept clean and free from accumulation of any substance remaining attached to the inside of the container which would attract or breed flies, mosquitos or other insects. The area surrounding garbage containers shall be maintained in a clean and sanitary

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sanitary condition. The contents of receptacles shall be protected so that wind cannot scatter the contents over streets, alleys or other property within the City. Containers shall be securely closed in a manner to prevent scattering of the contents and making the contents accessible to insects, rodents and other animals. Maintenance of containers in violation of this Section is unlawful.

Section 7. Assessment.

Owners of property served under the City's contract for garbage and refuse and recycling who fail to pay fees for such services are subject to having their properties assessed to the extent that the charges are unpaid, plus penalty and interest on such unpaid charges as provided in M.S.A. §443.015, as amended.

Section 8. Penalty for Violation.

a) Any person, firm or corporation who violates any provision of this Ordinance for which another penalty is not specifically provided, upon conviction, is guilty of a misdemeanor and shall be sentenced to a fine of not more than \$1,000, or jail of not more than 90 days or both.

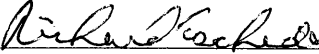
b) A first violation within any one year period of the provisions of Section 6 shall be petty misdemeanor punishable by a fine of not more than \$300.

c) In the case of any violation of this Ordinance, a separate violation shall be deemed committed upon each day during which a violation occurs.

Section 9. Effective Date.

This Ordinance shall take effect and be in force from and after its passage and publication according to law.

Adopted by the Belgrade City Council this 2nd day of November, 2015.



Richard Tschida, Mayor

ATTEST:



Tesa Tomaschett, Clerk/Treasurer

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