

**CITY OF STEUBENVILLE
DEPARTMENT OF FINANCE
UTILITY COLLECTION DIVISION
308 MARKET STREET
STEUBENVILLE, OHIO 43952**

**TITLE FIVE - Other Public Services
Chap. 951. Refuse Collection and Disposal.
Chap. 955. City Recreational Facilities.**

**CHAPTER 951
Refuse Collection and Disposal**

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CROSS REFERENCES

Collection and disposal of garbage - see Ohio R.C. 715.43, 717.01
Vehicle loads dropping or leaking - see TRAF. 339.08
Littering and deposits - see GEN. OFF. 521.08
Housing Code requirements - see BLDG. Ch. 1373
Utility Delinquency Review Board - see ADM. Ch. 179
Division of Municipal Refuse - see CHTR. Art. V, Sec. 4; ADM. Ch. 139

951.01 TITLE.

This chapter shall be known and may be cited as the Municipal Collection Service Ordinance of the City.

951.02 DEFINITIONS.

As used in this chapter:

- (a) "City" means the City of Steubenville, Ohio.
- (b) "Manager" means the City Manager.
- (c) "Superintendent of Sanitation" means the person in charge of the Division of Municipal Refuse of the Department of Public Works.
- (d) "Person" means any individual, firm, partnership, association, corporation, company or organization of any kind, whether an owner, occupant, lessor, lessee or tenant.

- (e) "Dwelling unit" means any closed-in area used as the principal place of residence for one family or one individual.
- (f) "Refuse" means putrescible and nonputrescible solid waste, except body waste.
- (g) "Rubbish" means nonputrescible solid waste.
- (h) "Garbage" means putrescible solid waste, animal waste and vegetable waste.
- (i) "Ashes" means the residue from the burning of wood, coal, coke or other combustible materials.
- (j) "Actual producer" means any person creating rubbish as the result of the operation of a business enterprise or as the result of the demolition of a building structure.
- (k) "Industrial producer" means any person, firm or corporation employing fifty or more full-time employees.

951.03 SUPERINTENDENT OF SANITATION.

The Division of Municipal Refuse created by Article V, Section 4 of the Charter shall be under the supervision of a Superintendent of Sanitation who shall be answerable to the City Manager. The duties of the Superintendent are as follows:

- (a) To supervise, manage, oversee and direct the employees and functions of the Division under the direction and control of the City Manager.
- (b) To enforce the provisions of this chapter and any rules and regulations promulgated by the City Manager and not in conflict with the provisions of this chapter.
- (c) To expedite any project work provided for the City that is assigned to him by the City Manager.

951.04 COLLECTION BY CITY.

(a) Except as and where otherwise expressly provided, all garbage accumulated within the City shall be collected, conveyed and disposed of by the City and all other refuse accumulated in the City shall be collected, conveyed and disposed of according to the provisions of this chapter.

(b) Nothing in this chapter shall prohibit the actual producers of rubbish or any person who has accumulated rubbish from personally collecting, conveying and disposing of such rubbish, provided such actual producers or persons comply with the provisions of this chapter and with any other applicable laws, ordinances, rules and regulations.

(c) Industrial producers shall have the option of either using the City as a collector of garbage or providing for such collection, conveyance and disposal by a licensed collector.

951.05 PRECOLLECTION PRACTICES.

(a) All refuse before being placed in containers for collection shall be drained of all free liquids.

(b) Tree trimmings, hedge clippings and similar material shall be cut to lengths of not more than four feet and securely tied in bundles of not more than two feet in thickness.

(c) All bulk refuse, such as cardboard containers, wooden crates and similar rubbish, shall be flattened and tied in bundles that may be readily handled by one collector. In no case should such bundles be larger than three feet by three feet by four feet.

(d) Hot ashes are not to be placed for collection in any type of container.

951.06 REFUSE CONTAINERS.

(a) Refuse containers shall be provided by each person occupying a dwelling unit. Those premises containing more than one dwelling unit shall have containers provided for each such dwelling unit. Such refuse containers shall have a capacity of not more than thirty gallons and shall have a combined weight of container and contents of not more than fifty pounds.

(b) No person shall maintain any refuse container for collection in such a state of disrepair as to cause damage or injury to any collector of refuse within the City, or so as to cause refuse to be blown, spilled or otherwise removed from the container once placed therein.

(c) All containers provided for collection of putrescible solid wastes shall be waterproof and verminproof.

951.07 COLLECTION PRACTICES.

(a) Points of Collection.

- (1) Refuse containers shall be placed for collection at ground level on the curb line where property abuts a public street; where property abuts an alley, the refuse container shall be placed at a point upon the property where the alley and property line abut.
- (2) The City Manager and person receiving collection service may agree upon a collection point other than those provided herein provided such person and the City Manager can agree upon payment of an additional fee to the City for such service.

(b) Frequency of Collection.

- (1) Residential. Refuse accumulated by persons occupying dwelling units for residential purposes shall be collected once each week.
- (2) Commercial. Garbage accumulated by persons other than in residences shall be collected on a weekly basis.
(Ord. 1998-142. Passed 12-22-98.)
- (3) Industrial. Refuse accumulated upon those premises used for industrial purposes shall be collected and disposed of as necessary, but in no event shall such collection and disposal be less than once each week.

- (c) Accumulation and Dumping of Refuse.
- (1) No person shall place any refuse in any street, alley or other public place or accumulate or dump any refuse upon any private property except in authorized containers.
 - (2) No person shall cause any refuse to be deposited anywhere within the City except as provided by this chapter, nor shall any person cause refuse to be placed in such a manner as to cause such refuse to be carried or deposited in or on any street, sidewalk, alley, sewer, parkway or other public place, or onto any occupied or unoccupied premises within the City.
- (d) Special Refuse Problems.
- (1) The removal of wearing apparel, bedding or other refuse from homes or other places where highly infectious or contagious diseases have prevailed shall be performed under the supervision and direction of the Board of Health of the City. Such refuse shall not be placed in containers used for regular collections of refuse.
 - (2) Highly inflammable or explosive materials shall not be placed in containers for regular collection but shall be disposed of as directed by the City Manager at the expense of the person owning or having possession thereof.
- (e) Exceptions.
- (1) Nothing in this chapter shall be construed to mean that a person may not dispose of any refuse, other than garbage, accumulated on the premises of that person, either personally or by a licensed collector.
 - (2) This chapter shall not prohibit the actual producers of rubbish or the owners of premises upon which rubbish has accumulated from collecting, conveying and disposing of such rubbish either personally or by a licensed collector.

951.08 REQUIREMENTS FOR VEHICLES.

Those persons hauling refuse over the City streets shall do so in a watertight vehicle provided with a tight cover and operated so as to prevent offensive odors and refuse from escaping from such vehicle.

951.09 OWNERSHIP OF REFUSE.

Ownership of all refuse collected in the City shall be vested in the City.

951.10 PRIVATE COLLECTORS.

(a) No person shall carry on the business of collecting and causing to be disposed of any refuse accumulated within the City without first obtaining a license therefor from the City Manager. (Ord. 1973-211. Passed 2-5-74.)

(b) The fee for the license provided for herein shall be as follows:

	<u>Per Year</u>
Trucks up to 3/4 ton	\$ 50.00
Trucks more than 3/4 ton but less than 2 ton	80.00
Trucks of more than 2 ton but not including packers	100.00
Packers up to 16 yard capacity	200.00
Packers over 16 yard capacity but not in excess of 20 yard capacity	300.00
Packers of 20 yard capacity or larger	400.00

All commercial haulers must have a placard displayed on both doors that will indicate their Steubenville license has been obtained.
(Ord. 1998-144. Passed 12-22-98.)

951.11 SERVICE CALL FEES.

(a) Residential. Every person occupying a dwelling unit as head of a residence shall pay a monthly fee for refuse collection by the City beginning on the 31st day after passage of Ordinance No. 2005-87 at the following monthly fee:

<u>Year</u>	<u>Monthly Fee</u>
1	\$ 19.65
2	21.46
3	22.76
4	24.03
5	25.38

(b) Commercial. Each commercial producer of garbage not utilizing a dumpster box shall pay a monthly fee for refuse collection by the City beginning on the 31st day after passage of Ordinance No. 2005-87 at the following monthly fee:

<u>Year</u>	<u>Monthly Fee</u>
1	\$ 32.75
2	35.77
3	37.94
4	40.06
5	42.30

(c) Commercial producers may utilize City-provided dumpster service for the removal of garbage, upon approval of the Superintendent of Sanitation and shall pay the corresponding fee provided in this section. Final determinations as to whether or not a commercial producer must utilize a dumpster shall be made by the Sanitation Superintendent. The following fees are effective beginning on the 31st day after passage of Ordinance No. 2005-87:

Year One:

Two-Yard Box

\$52.73 per month
(once a week pickup)

\$84.36 per month
(twice a week pickup)

\$116.00 per month
(three times a week pickup)

\$147.38 per month
(four times a week pickup)

\$179.27 per month
(five times a week pickup)

\$18.34 each
(additional pickups)

Three-Yard Box

\$73.82 per month
(once a week pickup)

\$121.28 per month
(twice a week pickup)

\$168.73 per month
(three times a week)

\$216.19 per month
(four times a week)

\$263.64 per month
(five times a week)

\$22.93 each
(additional pickups)

Four-Yard Box

\$94.91 per month
(once a week pickup)

\$158.18 per month
(twice a week pickup)

\$221.46 per month
(three times a week)

\$284.73 per month
(four times a week)

\$348.00 per month
(five times a week)

\$27.51 each
(additional pickups)

Year Two:

Two-Yard Box

\$57.47 per month
(once a week pickup)

\$91.96 per month
(twice a week pickup)

\$126.44 per month
(three times a week pickup)

\$160.64 per month
(four times a week pickup)

\$195.41 per month
(five times a week pickup)

\$19.99 each
(additional pickups)

Three-Yard Box

\$80.46 per month
(once a week pickup)

\$132.19 per month
(twice a week pickup)

\$183.91 per month
(three times a week)

\$235.65 per month
(four times a week)

\$287.36 per month
(five times a week)

\$24.99 each
(additional pickups)

Four-Yard Box

\$103.45 per month
(once a week pickup)

\$172.42 per month
(twice a week pickup)

\$241.39 per month
(three times a week)

\$310.35 per month
(four times a week)

\$379.32 per month
(five times a week)

\$29.99 each
(additional pickups)

Year Three:

Two-Yard Box

\$60.92 per month
(once a week pickup)

\$97.47 per month
(twice a week pickup)

\$134.03 per month
(three times a week pickup)

\$170.28 per month
(four times a week pickup)

\$207.13 per month
(five times a week pickup)

\$21.19 each
(additional pickups)

Three-Yard Box

\$85.29 per month
(once a week pickup)

\$140.13 per month
(twice a week pickup)

\$194.95 per month
(three times a week)

\$249.79 per month
(four times a week)

\$304.61 per month
(five times a week)

\$26.49 each
(additional pickups)

Four-Yard Box

\$109.66 per month
(once a week pickup)

\$182.76 per month
(twice a week pickup)

\$255.87 per month
(three times a week)

\$328.98 per month
(four times a week)

\$402.08 per month
(five times a week)

\$31.79 each
(additional pickups)

Year Four:

Two-Yard Box

\$64.58 per month
(once a week pickup)

\$103.32 per month
(twice a week pickup)

\$142.07 per month
(three times a week pickup)

\$180.49 per month
(four times a week pickup)

\$219.56 per month
(five times a week pickup)

\$22.46 each
(additional pickups)

Three-Yard Box

\$90.41 per month
(once a week pickup)

\$148.53 per month
(twice a week pickup)

\$206.65 per month
(three times a week)

\$264.77 per month
(four times a week)

\$322.88 per month
(five times a week)

\$28.08 each
(additional pickups)

Four-Yard Box

\$116.24 per month
(once a week pickup)

\$193.73 per month
(twice a week pickup)

\$271.22 per month
(three times a week)

\$348.71 per month
(four times a week)

\$426.21 per month
(five times a week)

\$33.69 each
(additional pickups)

Year Five:

<u>Two-Yard Box</u>	<u>Three-Yard Box</u>	<u>Four-Yard Box</u>
\$68.45 per month (once a week pickup)	\$95.83 per month (once a week pickup)	\$123.21 per month (once a week pickup)
\$109.52 per month (twice a week pickup)	\$157.45 per month (twice a week pickup)	\$205.35 per month (twice a week pickup)
\$150.59 per month (three times a week pickup)	\$219.04 per month (three times a week)	\$287.50 per month (three times a week)
\$191.32 per month (four times a week pickup)	\$280.66 per month (four times a week)	\$369.64 per month (four times a week)
\$232.73 per month (five times a week pickup)	\$342.26 per month (five times a week)	\$451.78 per month (five times a week)
\$23.81 each (additional pickups)	\$29.76 each (additional pickups)	\$35.71 each (additional pickups)

(d) Industrial. Those industrial producers of garbage who elect to use the City as a collector of garbage accumulated, pursuant to Section 951.04(c), shall pay the fee provided for commercial producers. (Ord. 2005-87. Passed 10-11-05.)

951.12 COLLECTION OF SERVICE CALL FEES.

(a) The service call fees provided in Section 951.13 shall be paid bimonthly or annually in advance at the collection office of the Division of Municipal Refuse on or before the due date set forth upon such billing statement. Any billing not paid within such period shall be subject to a penalty of ten percent (10%) of such bill.

(b) Commercial producers of garbage commencing accumulation of garbage within any billing period shall pay for garbage collection services on a pro rata basis for the remainder of the billing period and thereafter bimonthly. (Ord. 1982-114. Passed 6-29-82.)

951.13 EXEMPTIONS.

(a) Any person aged sixty-two or older, the head of a residence, having a net household income of less than five thousand two hundred thirty-two dollars (\$5,232.00) per year, is hereby exempt from payment of the service call fee, provided such person makes an application annually to the City Manager for an exemption. Such exemption shall be issued by the City Manager upon satisfactory proof by the applicant of qualifications for the same. The City Manager shall maintain an accurate ledger of those persons exempted from such fee.

(b) The above mentioned exemption shall be increased each January of a new year based on the increase of the cost of living by Social Security.

(c) Transient guests of hotels and motels shall not be considered occupants of a dwelling unit so as to be subject to the service call fee.

(d) Dwelling units within structures consisting of more than two stories shall be exempt from the requirement that accumulated garbage be removed by the City, but the owner of such structure shall cause all refuse accumulated within such structure to be collected and disposed of no less than once each week by a licensed collector.
(Ord. 1989-154. Passed 2-27-90.)

**951.14 CITY'S REMEDY FOR NONPAYMENT OF SERVICE CALL FEES;
LIABILITY OF PARTIES.**

(a) The owners of all premises, whether residential, commercial or industrial, are hereby declared to be liable for the payment of all service call fees required by Section 951.11. Arrangements may be made between such owners and their lessees, tenants or occupants for payment of such fees, but in the event such persons do not pay such fees it shall be the responsibility of the owners to pay the same.

(b) Each service call fee levied pursuant to this chapter is hereby made a lien upon the premises charged therewith, and if the same is not paid within thirty days after it is due and payable, it shall be certified to the County Auditor who shall place the same on the County tax duplicate with interest and penalties allowed by law, and the service call fee shall be collected as other Municipal real estate taxes are collected.

951.15 SCAVENGING PROHIBITED.

(a) No person, without having first obtained written consent of the owner, tenant, lessee or occupant of any dwelling unit shall remove or carry away any rubbish from any solid waste receptacle unless he has the consent of the owner, tenant, lessee or occupant of the dwelling to do so.

(b) No person without having first obtained written consent of the owner or lessee of any recycling collection bin shall remove or carry away any recyclable materials from any recycling collection bin unless he has the consent of the owner or lessee to do so.

(c) "Recyclable materials" means the following:

Newspaper (ONP), office paper, recyclable paper products, corrugated cardboard, glass jars and bottles (all colors), aluminum cans, steel (tin) cans, bimetal cans, and plastic jugs, bottles and jars bearing the nationally used recyclable symbol.

(Ord. 1996-9. Passed 2-12-96.)

951.16 PLACEMENT AND RETURN OF RECEPTACLES.

(a) No owner or occupant of any premises shall fail to return all trash receptacles within his premises within the same day solid waste is collected.

(b) Receptacles shall be placed outside for collection not more than sixteen hours prior to pickup.

951.17 DELINQUENT ACCOUNTS; TERMINATION OF SERVICE.

All accounts shall be considered delinquent if not paid by the fifteenth day of the month for which billing is made. All delinquent accounts, in addition to any other penalty provided, are subject to stoppage of service upon notice being given. If a delinquent account is not paid within thirty days from receipt of notice, the City Manager shall cause all refuse collection for that account to be terminated. Service shall be resumed thereafter only upon payment of the accumulated fees for the period of collection and the period of noncollection plus a penalty of ten percent of the fee.

951.99 PENALTY.

Whoever violates any of the provisions of this chapter is deemed to be guilty of a minor misdemeanor and if a collector as set forth within this chapter shall also suffer forfeiture of his license. (Ord. 1974-180. Passed 10-1-74.)