

ORDINANCE # 17-338

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF MASON ESTABLISHING RULES AND REGULATIONS FOR THE COLLECTION OF SOLID WASTE MATERIAL FROM RESIDENTIAL AND COMMERCIAL CUSTOMERS, AND ESTABLISHING PENALTIES FOR VIOLATIONS OF SAID ORDINANCE.

WHEREAS, the City Commission desires to provide for an efficient system for the collection of solid waste which will promote the public welfare and protect the health and safety of its citizens; **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MASON, TEXAS:**

SECTION 1. RESIDENTIAL CUSTOMERS

The following rules and regulations shall apply to **RESIDENTIAL** customers:

- a. Trash will not be collected unless it is placed in a trash container that can be reasonably emptied by the City's side arm automated trash collection truck. Trash containers are to be placed at or near a customer's property line which abuts a public street in a location that is acceptable to the City for the reach of the truck. Trash containers must be moved by the customer to a location that is away from the curb and not a visual nuisance after trash collection has been completed each week. The City Administrator may, however, permit handicapped and/or elderly customers to place their trash containers at an alternate location.
- b. All trash must be placed in trash containers provided by the City and marked with the City's name and identifying number, or in plastic or metal trash cans owned by the customer; however, the City shall have no liability or responsibility for damage to non-complying trash containers, and the use of 55 gallon metal barrels is prohibited.
- c. A customer is limited to two trash containers per scheduled pick-up, at the regular fees established in the published Rate and Fee Schedule of the City of Mason, and any additional containers may result in additional charges and monthly fees.
- d. Trash containers are for household trash only.

SECTION 2. COMMERCIAL CUSTOMERS

The following rules and regulations shall apply to **COMMERCIAL** customers:

a. Only dumpsters approved and authorized by the City may be used.

b. Customers with small quantities of trash may place such trash in a trash container provided by the City and marked with the City's name and identifying number, at the customer's property line that abuts a public street or alley, provided that the customer complies with the applicable rules for residential customers as set out above.

SECTION 3. ALL CONTAINERS AND DUMPSTERS

The following rules and regulations shall apply to the use of all trash containers and dumpsters:

a. No hazardous waste materials may be placed in trash containers or dumpsters, including but not limited to batteries, oil, Freon, tires, oil filters, and paint or paint cans.

b. No building or construction materials, including but not limited to lumber, wire, rock or concrete, and sheetrock.

c. No metal of any type other than steel or aluminum cans.

d. No limbs, brush or grass cuttings.

e. No dead animal or carcass, or parts thereof, including but not limited to deer, cats, dogs, chickens or any wildlife.

f. No trash shall be piled on top of or around trash containers or dumpsters that will prevent access for pick up.

g. If any of the foregoing items are found in a trash container or dumpster, the City will not pick up the trash until such items have been removed.

h. Only City customers and their employees, and others authorized by City customers, shall place ANY item in a trash container or dumpster furnished by the City, and the unauthorized placement of ANY item in a trash container or dumpster shall be a violation of this Ordinance.

Violation of the foregoing rules and regulations may result in additional charges for regular monthly trash collection and possible removal of the trash container or dumpster, and may also result in the penalties set out in Section 4 below.

SECTION 4. PENALTIES FOR VIOLATION

Any person, partnership, association, company, corporation or other business entity violating any provision of this Ordinance shall, upon conviction, be fined an amount of not less than \$100.00 nor more than \$500.00 for each offense, and each day or portion of a day shall be deemed a separate offense. Photographic evidence of a violation shall constitute probable cause for the filing of a complaint in the appropriate court of law.

SECTION 5. REPEALING CLAUSE

This Ordinance shall repeal Ordinance #14-326, and all other ordinances, parts of ordinances, and amendments to such ordinances which are in conflict with the terms and provisions set out herein.

SECTION 6. EFFECTIVE DATE

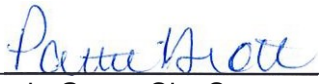
PASSED AND APPROVED this the 3rd day of July, 2017.

APPROVED:



Brent Hinckley, Mayor

ATTEST:



Pattie Grote, City Secretary