

ORDINANCE 14-13

AN ORDINANCE OF THE CITY OF DUNEDIN, FLORIDA, AMENDING CHAPTER 66 OF THE CODE OF ORDINANCES OF THE CITY OF DUNEDIN PERTAINING TO SOLID WASTE SERVICES, BY ADDING TO ARTICLE I, SEC. 66-1 DEFINITIONS OF "ADDITIONAL SERVICES", "ANNUAL", "AUTOMATED COLLECTION", "BULK", "CART", "CITY", "COMPACTED", "COMPACTOR", "CONSTRUCTION AND DEMOLITION DEBRIS", "CONTAINERIZED SERVICE", "CURBSIDE", "CUSTOMER", "DUMPSTER ENCLOSURE", "DUMPSTER PAD", "PUTRESCIBLE GARBAGE", "RECOVERED MATERIALS", "RECYCLABLE", "RECYCLING", "RECYCLING CART", "RESIDENTIAL REFUSE AND RECYCLING CART", "SOLID WASTE", "SOLID WASTE MANAGEMENT", "SOLID WASTE DIRECTOR", "SPECIAL WASTE", "WHITE GOODS"; BY ADDING "CONTAINER" AND DELETING "THE PRESENCE OF A PERMANENT ROLL OFF CONTAINER EXCEEDING EIGHT CUBIC YARDS" FROM THE DEFINITION OF "SPECIALIZED SERVICES"; BY AMENDING SEC. 66-2 TO REPLACE THE WORDS "PUBLIC AREA" AND "REFUSE" WITH THE WORD "TRASH"; BY ADDING TO THE TITLE OF SEC. 66-3 "AND FOUL ODOR NUISANCE", AND DELETING FROM PARAGRAPH (a) THE WORDS "GARBAGE, TRASH OR OTHER", AND AMENDING PARAGRAPH (c) TO ADDRESS CURBSIDE HOURS; BY INCLUDING THE LANGUAGE IN SEC. 66-4 IN SEC. 66-3 AND REPLACING THE WORDS "RECYCLING DEBRIS" FOR THE WORD "TRASH"; BY RENUMBERING SEC. 66-5 AS 66-4 AND AMENDING PARAGRAPH (a) BY REPLACING "SANITATION SUPERINTENDENT" WITH "SOLID WASTE DIVISION" AND CHANGING 48 TO 24 HOURS; BY AMENDING PARAGRAPH (b) BY DELETING THE WORDS "TRASH OR" AND ADDING "RECYCLING, YARD WASTE AND BULK"; BY DELETING SEC. 66-42; BY DELETING CURRENT LANGUAGE UNDER SEC. 66-61 AND ADDING PARAGRAPH (a) REGARDING HOW WASTE SHALL BE BAGGED, SEALED AND CONTAINERS FILLED, PARAGRAPH (b) REGARDING RECYCLING CART PROVIDED BY THE SOLID WASTE DIVISION, PARAGRAPH (c) REGARDING YARD WASTE

CONTAINERS AND MANAGEABLE BUNDLES, AND PARAGRAPH (d) REGARDING COMMERCIAL CONTAINERS; BY DELETING SEC. 66-62 IN ITS ENTIRETY AND RENUMBERING SEC. 66-63 AS 66-62 AND CHANGING TITLE TO "LOCATION AND ACCESS TO GARBAGE AND RECYCLING CARTS AND BULK & YARD WASTE" AND AMENDING IT BY ADDING PARAGRAPH (a) REGARDING WHERE TO PLACE GARBAGE AND RECYCLING CARTS, (b) WHERE RESIDENTIAL BULK AND YARD WASTE COLLECTIONS WILL OCCUR, (c) LOCATIONS AND APPROVAL OF MULTI-FAMILY CONTAINERS AND DUMPSTERS, AND (d) PROVISION OF DUMPSTER ENCLOSURES FOR DUMPSTERS AND OVERSIZED CARTS ABOVE 95 GALLONS IN CAPACITY; BY RENUMBERING SEC. 66-64 AS 66-63 AND ADDING TO THE TITLE "OR RECYCLING", AND ADDING TO THE SECTION "RECYCLING MATERIALS", AND "CART"; BY RENUMBERING SEC. 66-65 AS 66-64 AND DELETING "BUILDING" FROM THE TITLE AND ADDING "CONSTRUCTION" THERETO, AND ADDING PARAGRAPH (a) AND DELETING "BUILDING" AND ADDING "CONSTRUCTION", AND ADDING NEW PARAGRAPHS (b), (c) AND (d) REGARDING CONTAINERS AND DUMPSTERS; BY DELETING THE TITLE OF SEC. 66-66 AND ADDING LANGUAGE AS NEW PARAGRAPH (e) OF SEC. 66-64; BY DELETING SEC. 66-67 DEAD ANIMALS, IN ITS ENTIRETY; BY RENUMBERING SEC. 66-68 AS 66-65 AND IN PARAGRAPH (a) ADDING "LICENSED, BONDED, AND CITY PERMITTED" AND "SERVICE PROVIDER" AND "ARE RESPONSIBLE FOR DISPOSAL" AND ADDRESSING REMOVAL YARD WASTE; BY AMENDING PARAGRAPH (b) OF SEC. 66-65 BY REPLACING THE WORD "MAY" WITH "SHALL", ADDING THE WORDS "AND DISPOSE", "CAN ARRANGE SPECIALIZED SERVICES WITH THE CITY" AND "CITY COMMISSION" AND DELETING THE WORDS "WILL BE PROVIDED DUMPSTERS" AND "CITY MANAGER"; BY DELETING PARAGRAPH (d) OF SEC. 66-65 IN ITS ENTIRETY AND MAKING PARAGRAPH (e) NOW PARAGRAPH (d); BY RENUMBERING SEC. 66-69 AS 66-66 AND REWORDING PARAGRAPH (a) TO PROVIDE THAT "SINGLE FAMILY/CURBSIDE RESIDENTIAL HOUSEHOLDS SHALL PLACE SEALED GARBAGE BAGS IN CITY ISSUED AUTOMATED GARBAGE CART WHEN PUT OUT FOR COLLECTION"; PROVIDING A LIMIT ON THE NUMBR OF CONTAINERS OF YARD WASTE TO BE COLLECTED WITHOUT

ADDITIONAL CHARGE IN PARAGRAPH (b); BY DELETING FROM PARAGRAPH (c) THE WORDS "REAR YARD", "OF GARBAGE" AND "CANS" AND ADDING "COLLECTIONS" TO THE WORD "COLLECTION" AND "CARTS"; BY DELETING FROM PARAGRAPH (c)(1) "CANS" AND ADDING "AND RECYCLING CARTS"; BY DELETING FROM PARAGRAPH (c)(2) "CANS" AND ADDING "CARTS"; BY DELETING PARAGRAPH (c)(3) IN ITS ENTIRETY; BY DELETING FROM PARAGRAPH (d) THE WORD "THREE" AND ADDING "FOUR", AND DELETING "FOR A CHARGE OF \$35.00 PER LOAD" AND ADDING "AT A RATE SET BY THE CITY COMMISSION"; BY AMENDING SEC. 66-101, PARAGRAPH (a) BY DELETING "REFUSE, TRASH", ADDING "RECYCLING" AND DELETING LANGUAGE THAT CHARGES MAY BE CHANGED WITHOUT NOTICE TO CUSTOMERS AND BECOME EFFECTIVE UPON THE DATE SPECIFIED IN SUCH ORDINANCE, AND DELETING LANGUAGE STATING THE CITY COMMISSION SHALL REVIEW CHARGES ANNUALLY, AND BY ADDING A NEW PARAGRAPH TO (a) THAT CHARGES A MONTHLY FEE FOR THE LARGEST REFUSE CART SIZE USED TO AUTOMATED CUSTOMERS SERVED BY MORE THAN ONE GARBAGE CART PER DWELLING, AND ANY ADDITIONAL CART SHALL BE AT A DISCOUNTED RATE OF 50% OF THE TOTAL ORIGINAL MONTHLY RATE; BY ADDING TO THE END OF THE SECOND PARAGRAPH OF SECTION (b) OF SEC. 66-101 THAT THE CITY MANAGER SHALL ESTABLISH AN ADMINISTRATIVE PROCEDURE TO ENSURE PROPERTY OWNERS HAVE AN OPPORTUNITY TO CONTEST THE PAYMENT OF DELINQUENT SOLID WASTE SERVICE PRIOR TO THE DISCONTINUATION OF THOSE SERVICES; BY DELETING FROM PARAGRAPH (c) "THE CITY SHALL CONTRACT ONLY WITH THE OWNER OF COMMERCIAL PROPERTY FOR REFUSE COLLECTION SERVICES TO BE FURNISHED TO THE PROPERTY, AND THE FEES THEREFORE ARE CHARGEABLE TO THE PROPERTY OWNER. THERE SHALL BE NO DIRECT TENANT BILLING BY THE CITY"; BY DELETING FROM PARAGRAPH (d) THE WORD "GARBAGE" AND ADDING "SOLID WASTE", CHANGING "COLLECTION" TO "COLLECTIONS" AND DELETING "OUTSIDE THE CITY" AND "PREPAY A TWO-MONTH FEE TO THE CITY IN ADVANCE OF THE COMMENCEMENT OF SERVICES BEING PROVIDED" AND ADDING "PAY A \$100 DEPOSIT (SEC. 78-214(c)(1)(2)); BY

ADDING A NEW PARAGRAPH (e) NOTIFYING OF BILLING IN CONJUNCTION CHARGES FOR GARBAGE COLLECTION AND WATER AND SEWER CHARGES; BY ADDING A NEW PARAGRAPH (f) NOTIFYING THAT GARBAGE COLLECTION CHARGES SHALL BE IN ARREARS UNDER THE SAME TERMS AS WATER BILLS AND THAT GARBAGE COLLECTION SERVICES WILL BE DISCONTINUED AT SAME TIME WATER SERVICE IS TURNED OFF AND WILL NOT RESUME UNTIL ACCOUNT IS PAID IN FULL; BY ADDING ARTICLE IV, RECYCLING PROGRAM, AND SEC. 66-102 RESIDENTIAL AND COMMERCIAL RECYLING WHICH INCLUDE SINGLE-FAMILY/CURBSIDE RESIDENTIAL, COLLECTION DATE, MATERIALS TO BE COLLECTED, REQUIREMENTS, METHOD OF COLLECTION, SCAVENGING, RESPONSIBILITIES OF MULTI-FAMILY RESIDENTIAL AND COMMERCIAL CUSTOMERS RECEIVING GARBAGE DUMPSTER COLLECTIONS, EXCLUSION OF HAZARDOUS MATERIALS, AND LABELING OF COMMERCIAL CONTAINERS AND CARTS; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, the City Commission seeks to amend Chapter 66 of the Code of Ordinances to reflect the latest practices in solid waste service delivery by the City of Dunedin; and

WHEREAS, the City Commission seeks to create Article IV of Chapter 66 entitled Recycling Program;

WHEREAS, the Ordinance Review Committee did review and recommend to the City Commission those amendments and Article IV creation;

WHEREAS, a rate study was performed to determine the appropriate fees and charges for solid waste services; and

WHEREAS, pursuant to Section 66-101 of the Code of Ordinances of the City of Dunedin, rates for solid waste services are to be provided by ordinance adopted by the City Commission from time to time; now, therefore

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

Section 1: Chapter 66 of the Code of Ordinances of the City of Dunedin is amended in its entirety as follows:

CHAPTER 66
SOLID WASTE*

ARTICLE I. IN GENERAL

Sec. 66-1. Definitions.

Sec. 66-2. Public trash receptacles.

Sec. 66-3. Littering.

Sec. 66-4. Dumping refuse other than in landfill or resource recovery locations.

Sec. 66-5. Penalty for violation of chapter.

Sec. 66-6 – 66-40. Reserved.

ARTICLE II. COLLECTION AND DISPOSAL

Division 1. Generally

Sec. 66-41. Hauling of refuse or garbage.

Sec. 66-42. Handling of cartons, crates, baskets, packages and paper.

Sec. 66-43 – 66.60. Reserved.

Division 2 Containers

Sec. 66-61. Use of garbage cans for disposal of garbage.

Sec. 66-62. Spreading or scattering.

Sec. 66-63. Location and access to garbage containers.

Sec. 66-64. Removing garbage from cans.

Sec. 66-65. Collection of building debris, dirt, stumps, tree trunks and materials.

Sec. 66-66. Collecting and hauling from private property prior to occupancy.

Sec. 66-67. Dead Animals

Sec. 66-68. Responsibility of fence companies, tree surgeons or other individuals.

Sec. 66-69. Garbage, trash and other refuse service.

Sec. 66-70 – 66-100. Reserved.

ARTICLE III. RATES, CHARGES, BILLING PROCEDURES

Sec. 66-101. Services charges; stop or start service.

ARTICLE IV. RECYCLING PROGRAM

Sec. 66-102. Residential and commercial recycling.

*** County code reference—Solid waste, Pinellas County Code, ch. 106**

Cross references — Any ordinance approving or prescribing rates, charges and fees for garbage collection service or for other utilities or services saved from repeal, § 1-9(11); environment, ch. 34; dumping or littering at Dunedin Causeway Beach, § 54-41; utilities, ch. 78; buildings and building regulations, ch. 98; solid waste component, § 106-76.

ARTICLE I. IN GENERAL

Sec. 66-1. - Definitions.

The following words and terms, when used in this chapter, shall have the meanings as respectively ascribed to them by this section, unless the context clearly indicates otherwise:

Additional Services (AS) means service which is not part of the scheduled basic services provided by ordinance, and which is performed and charged in addition to basic services.

Annual means the period beginning October 1 and ending the following September 30 of any year.

Automated collection means a system of waste and recycling collection which utilizes automated or semi-automated containers, or dumpsters and collection vehicles capable of automatically or semi-automatically picking up and unloading.

Bulk or **bulky waste** means waste types that are too large to be accepted inside automated cart containers. Bulky waste

Business means each person, firm, corporation or association which is licensed to do business in the city and having a physical site location or premises therein. The term "business" shall include motels, nursing homes, schools, libraries, governmental organizations and buildings, hospitals, and, in addition thereto, any establishments generating more than two cubic yards of refuse or garbage per week.

Cart – means City owned automated garbage or recycling receptacle with a watertight lid, wheels, and handle.

City means the City of Dunedin, its elected officials, officers, duly appointed officials, and agents.

Commercial container means a container, other than a garbage can or trash container, which shall be furnished by the city.

Compacted means refuse or garbage condensed by a compactor.

Compactor means any mechanical hydraulic or electrical machine designed and used specifically for compacting refuse or recyclables.

Construction and demolition debris means materials generally considered not to be water soluble and are nonhazardous in nature, including, but not limited to, steel, glass, brick, concrete, nonhazardous roofing materials, pipe, gypsum wallboard, and lumber resulting from the construction, demolition, or maintenance of a structure. Soil, tree remains, and other vegetative matter resulting from site work or land clearing shall not be considered construction and demolition debris. Such construction debris may be either commercial or residential in character.

Containerized service means collection of solid waste or recyclables in City approved containers.

Curbside means that portion of the right-of-way adjacent to and abutting the traveled city streets. The intention of a curbside designation is to allow collection in a rapid manner with walking or reaching minimized. In all cases, the city manager or director shall have the authority to approve or specify the precise location for such curbside placement.

Customer means owner, occupant, tenant, or other person having control of the improved real property.

Dumpster enclosure means a three-sided structure used to enclose a dumpster pad. The enclosure includes attachment of swinging gates at the dumpster service entrance of the pad. The enclosure and gates must be constructed in compliance with City specifications.

Dumpster pad means construction of a concrete pad at a location approved by the public works department that is constructed in compliance with City specifications.

Garbage means all putrescible waste accumulations of ~~animal~~, fruit or vegetable matter that attend the preparation, use, cooking, dealing in or storage of meat, fowl, fish, fruits or vegetables and cans or other containers originally used for foodstuffs.

Garbage can means a watertight receptacle or container of substantial construction having a capacity of not more than 32 gallons, with a tightfitting lid or cover, with not less than one handle on the lid or cover and two handles on the receptacle or container by which the container may be conveniently lifted or moved. No can in excess of 32 gallons' capacity will be serviced. Cans and contents shall not exceed 50 pounds in weight per garbage can.

Hazardous waste means any material or substance identified as such in 40 CFR 261.

Landfill means a place for dumping or disposing refuse, designated by the city or such other place designated and approved by the county health officers.

Putrescible garbage means household or commercial solid waste that will putrefy.

Recovered materials means metal, paper, glass, plastic, textile or rubber materials that have known recycling potential, can be feasibly recycled, and have been diverted and source-separated or have been removed from the solid waste stream for sale, use, or reuse as raw materials, whether or not the materials require subsequent processing or separation from each other, but does not include materials destined for any use that constitutes disposal. Recovered materials are not solid waste.

Recyclable means those materials which are capable of being recycled and which would otherwise be processed or disposed of as solid waste.

Recycling means the collection, processing, marketing, reprocessing and resale or reuse of any material which would otherwise be processed or disposed of as solid waste.

Recycling cart means any container, automated or manual type, issued by the city for the purpose of recycling.

Refuse means unwanted items, including garbage, trash and yard waste, as defined in this section; hazardous waste; furniture; plastics; and any other waste product of which any individual, firm or business is seeking to dispose, but not including sales, gifts, charitable donations or other similar transfers.

Residential means all single-family residences, apartments, multiple-family dwellings, duplexes and triplexes.

Residential refuse and recycling cart means a City issued automated cart and/or other container approved by the Director of Solid Waste.

Solid waste means sludge unregulated under the federal Clean Water Act or Clean Air Act, sludge from a waste treatment works, water supply treatment plant, or air pollution control facility, or garbage, rubbish, refuse, special waste, or other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from domestic, industrial, commercial, mining, agricultural, or governmental operations. Recovered materials as defined in 403.703 Florida Statute (2010) subsection (24) are not solid waste.

Solid waste management means the process by which solid waste is collected, transported, stored, separated, processed or disposed of according to an orderly, purposeful and planned program which includes closure and long-term maintenance.

Solid Waste Director means the person authorized to exercise and enforce the provisions of this ordinance.

Specialized services means commercial collection services that require either specialized container, equipment, or handling of the refuse or garbage or that require ~~additional services AS the presence of a permanent roll-off container exceeding eight cubic yards.~~

Special waste means solid waste that can require special handling and management, including, but not limited to, white goods, waste tires, used

oil, lead-acid batteries, construction and demolition debris, ash residue, yard trash and biological wastes.

Trash means nonputrescible solid waste consisting of both combustible and noncombustible wastes, such as paper, rubbish, cardboard, boxes, crates, yard clippings, leaves, glass, bedding and similar materials.

White goods means inoperative and discarded refrigerators, ranges, water heaters, freezer[s] and other similar domestic and commercial large appliances of any color.

Yard waste means yard clippings, grass cuttings, leaves, shrubs, palm fronds, small tree limbs not exceeding four inches in diameter nor over four feet in length, and such other small rubbish as ordinarily grows as vegetation about residential premises.

(Code 1977, § 10-1; Ord. No. 98-08, § 1, 6-4-1998; Ord. No. 00-56, § 1, 3-8-2001)

Cross reference— *Definitions generally, § 1-2.*

Sec. 66-2. - Public trash receptacles.

It shall be unlawful for any person to remove or cause to be removed from any public area, street or sidewalk in the city any receptacle furnished by the city for the deposit of ~~trash~~ refuse. It shall be unlawful for any person to sit upon or deface any such receptacle or cause it to be used in any way which will make it inaccessible for the receipt of ~~trash~~ refuse. It shall be unlawful for any person to place, store, or cause to be placed or stored, any goods, merchandise, lumber, trash, or any other material near any such receptacle in such a manner as to interfere with or preclude the use of any such receptacle, for the purpose which it is intended to serve.

(Code 1977, § 10-11)

Sec. 66-3. – Littering and foul odor nuisance.

- (a) It shall be unlawful for any person to sweep, throw, or otherwise deposit or cause to be swept, thrown, or otherwise deposited, any ~~garbage, trash or other~~ refuse into or on any public street, alley, sidewalk, park or the property of another person or property which is in the possession of another person within the city, or to permit any ~~garbage, trash or other~~ refuse to accumulate in such manner that it may be carried and deposited into or on any of the above places by action of the rain, or of the wind.

- (b) It shall be unlawful for any person to throw, cast or otherwise deposit, any garbage, trash and other refuse, containers of any kind in or upon any curb, gutter, street, avenue, highway, tunnel, sidewalk, park, parkway, or lot, or body of water, vacant or occupied.
- (c) ~~Garbage cans shall be removed from the curb as soon as practical after collection. Garbage cans not removed on the scheduled collection day shall be considered litter.~~

Automated carts, yard waste, bulk, or other debris shall not be put out curbside prior to 6:00 p.m. the evening before collection and carts shall be removed by 7:00 a.m. the day following collections. All items in violation will be tagged by the solid waste division with a warning. After two recorded warnings, repeat violators will be subject to a fine in the amount of \$50 per violation, which will be placed on the customer's utility bill.

(Code 1977, § 10-5; Ord. No. 00-56, § 2, 3-8-2001)

~~Sec. 66-4. Dumping refuse other than in landfill or resource recovery location.~~

- (d) It shall be unlawful for any person to dump, or cause to be dumped, any garbage, ~~trash~~ recycling debris or other refuse upon any property other than a landfill or resource recovery location.

(Code 1977, § 10-4)

Sec. 66-4. - Penalty for violation of chapter.

- (a) Any person harboring a health hazard or condition that is detrimental to the safety or health of any person in the city shall, upon notification by the ~~sanitation superintendent~~ Solid Waste Division, remove the cause not later than ~~48~~ 24 hours. Failure to remedy the cause will constitute a violation of this chapter. Each day such violation is allowed to continue shall constitute a separate offense.
- (b) Any person dumping ~~trash or~~ garbage, recycling, yard waste and bulk into a receptacle not belonging to or paid for by that individual will be violating the provisions of this chapter. All such persons are responsible to arrange for and pay for such services.
- (c) Any person violating any of the provisions of this chapter shall, upon conviction, be punished as provided by section 1-15 of this Code.

(Code 1977, § 10-17)

Secs. 66-5—66-40. - Reserved.

ARTICLE II. COLLECTION AND DISPOSAL

Division 1 Generally

Sec. 66-41. - Hauling of refuse or garbage.

- (a) The city shall have the exclusive right to provide garbage and refuse service to all citizens and businesses within the municipal limits of the city. Individuals requiring specialized services to their premises may contact the city manager or his authorized agent and request permission to contract for such services.
- (b) The city manager or his authorized agent may in his sole discretion authorize such service and enter into annual agreements establishing a private hauler as solid waste collector for certain individuals or firms. These agreements shall contain any information the city manager or his authorized agent deem reasonably necessary regarding the collection of garbage or refuse from the customer requesting such service.
- (c) Any individual requesting specialized services from either the city or a private hauler shall pay to the city, in the same manner as the normal garbage collection charge, an appropriate reasonable surcharge to be established by resolution of the city commission. The surcharge provision of this section shall not apply to persons or firms subject to the provisions of section.
- (d) Any individual hauling garbage or refuse within the municipal limits of the city shall do so only in a vehicle of such a type that will prevent leakage or spillage.

(Code 1977, § 10-13; Ord. No. 00-56, § 4, 3-8-2001)

~~Sec. 66-42. - Handling of cartons, crates, baskets, packages and paper.~~

~~All cartons, crates, baskets, packages, boxes and other similar items shall be broken down as to permit them to be hauled flat.~~

~~(Code 1977, § 10-14)~~

Secs. 66-42—66-60. - Reserved.

Division 2. Containers

Sec. 66-61. - Use of garbage cans for disposal of garbage.

~~It shall be the duty of every person in possession, charge or control of any premises where garbage is created or accumulated and, in the case of multiple dwellings or multiple occupancy, the owner of the premises at all times to keep or cause to be kept a sufficient number of garbage cans (at least one garbage can for each family or other unit, but not to exceed two cans of garbage per family or other unit as provided in this chapter) for the deposit of garbage therein; provided, however, that the city may require any business or multiple dwelling to use a commercial container or containers of adequate capacity provided by the city at the specified rates when, in the city's discretion, such containers shall become necessary or proper to provide adequate and proper sanitary facilities for such business or multiple dwellings. All garbage cans shall be maintained in safe handling condition and in good repair and shall be subject to condemnation by the city. Upon such condemnation, the owner of the premises shall be so notified. It shall be unlawful to place garbage, trash or other refuse in a condemned garbage can for collection.~~

~~(Code 1977, § 10-2(a))~~

- (a) All putrescible waste shall be bagged and sealed airtight prior to placement in residential automated garbage carts or commercial dumpsters to prevent litter, odors, and vermin. Containers shall be filled to allow lids to fully close and shall not be overloaded. All carts and containers provided by the City will be safe and in good repair. Containers shall not be modified with locks, lids, wheels, or by painting without prior approval from the Solid Waste Division. All repairs to carts and containers will be performed by Solid Waste personnel only. Persons should not play in or around solid waste carts and containers. Responsibility for damages to carts and containers supplied by the City. Damage to carts and containers resulting from loss, abuse or negligence shall be the responsibility of the subscriber to whom the container was supplied. The City shall determine the extent of the damage and assess cost for repair or replacement.
- (b) The Solid Waste Division will provide one automated residential garbage and one recycling cart of sufficient size per residential single family

dwelling unit after the customer has contracted and setup an account with the Utility Billing Division at rates that are approved by the City Commission from time to time. Solid Waste service is required for every residence and business within city limits. The appropriate size is determined by the Solid Waste Division. Additional automated garbage and recycling carts, or commercial dumpsters are available for excessive amounts of garbage and recycling by request for an additional fee approved by the City Commission. The Solid Waste Division may require any business or multi-family dwelling to use a commercial container (dumpster) or containers of adequate capacity provided by the City at specified rates when in the city's discretion such containers shall become necessary or proper to provide adequate and proper sanitary facilities for such business or multiple dwellings. Only household garbage and small amounts of loose yard waste shall be placed in automated residential garbage cans. The following materials are not permitted for disposal in automated residential cans: hazardous waste including electronics, chemicals, and fluorescent light bulbs, medical waste, appliances, construction or demolition debris, large stumps. Excessive amounts of yard debris and/or construction and demolition debris require special services.

Automated carts serviced by the City of Dunedin, or its contractor, are property of the City of Dunedin and each cart is assigned to a specific address. In the event it is determined that a cart is being serviced at an address different than that to which it was originally assigned and delivered to, the customer wherein the container is wrongfully located may incur an administrative fee of \$25.00.

- (c) Yard Waste containers and manageable bundles. All loose yard waste that exceeds the capacity of the City-owned automated residential garbage cart shall be placed in containers supplied by the customer that shall not exceed 32-gallons in capacity and shall weigh less than 50

pounds; or in bags not to exceed 50 pounds; or tied and bundled into manageable piles not to exceed 4 foot in length and 50 pounds per bundle. Only loose brush shall be placed in containers or bags outside the automated can and should not contain trash or garbage. Up to, and no more than 21 bags of leaves or 4 total cubic yards of manageable yard waste shall be placed at the curb on a single pickup service day. All personal, non City owned, cans shall be maintained in safe handling condition and in good repair and shall be subject to condemnation by the City. Upon such condemnation, the owner of the premises shall be so notified.

- (d) Commercial Containers. Functional commercial dumpsters shall be supplied by the City in good repair with working drain plugs and lids. The following materials are not permitted for disposal in commercial dumpsters: hazardous waste including electronics, chemicals, and fluorescent light bulbs, medical waste, appliances, large stumps. Commercial containers should not be overloaded to allow lids to close and garbage shall be placed in bags and sealed to prevent litter, odors, and vermin.

~~Sec. 66-62. Spreading or scattering.~~

~~It shall be the duty of every person in possession, charge or control of any premises where garbage, trash or other refuse is created or accumulated, at all times to keep or cause to be kept a sufficient number of garbage cans or other approved containers for the deposit therein of garbage, trash or other refuse to prevent the spreading or scattering of such garbage, trash or other refuse upon the premises, or upon the premises of others.~~

~~(Code 1977, § 10-3)~~

~~**Cross reference** — Fire protection and prevention, ch. 38.~~

Sec. 66-62. - Location and access to garbage and recycling carts containers, and bulk & yard waste.

~~It shall be incumbent upon tenants, lessees, occupants or owners of the premises to provide a safe, convenient location for garbage cans along the~~

~~curbside of the premises for the purpose of collecting refuse. All collection of garbage, trash or other refuse shall be at curbside except as further provided in this division. All vicious animals shall either be confined or restrained where collectors may empty receptacles without attack from such animals. Where commercial or residential collections are made from private or public alleys and accessways, such approaches shall be maintained in such a manner as not to be a hazard to sanitation personnel or equipment. Failure to comply with the provisions of this section after notification by the solid waste division will cause service to be discontinued until such time as the hazard is corrected.~~

~~(Code 1977, § 10-2(b))~~

- (a) Residential automated garbage and recycling carts put out for collection shall be placed within two feet of the curb with the handle facing away from the curb. Automated carts shall be placed at least three feet away from any other object, including but not limited to trees, mailboxes, parked cars or utility lines. Containers shall not be placed under overhead obstructions including trees and utility lines. If the container is blocked or placed in an unsafe location, a notice tag will be placed on the can. That owner should move the can and contact the Solid Waste Division for a safe location.
- (b) Residential bulk and yard waste collections will occur curbside at the same approved collection spot automated collections occurs. Scattered bulk and yard waste will not be collected. The intention of a curbside designation is to allow collection in a rapid manner with walking or reaching minimized. The City Manager or Solid Waste Director shall have the authority to approve or specify the alternative location(s) for specialized services.
- (c) Multi family containers shall not be moved or relocated by customer and only by Solid Waste Division staff. Requests for relocation of dumpsters will be accommodated upon approval from the division if the relocated dumpster is able to be serviced in a safe and timely manner and complies with all other city codes including Fire and Land Development

Standards (105-41.10). New developments shall show the location of dumpsters in their development documents. Locations must be approved by the Solid Waste Division and are determined to minimize backing (30 feet) and to allow safe ingress, egress, turning radii. Commercial containers that are unserviceable due to blockages, or overloading, will be noticed but will not be serviced. If containers are in violation of this section, the solid waste division may decline service for safety reasons. Commercial recycling containers must be placed in a location approved by the Solid Waste Division.

- (d) Dumpster enclosures shall be provided for all new commercial and multi family dumpsters and oversized carts above 95 gallons in capacity.

Sec. 66-63. - Removing garbage or recycling from cans.

It shall be unlawful for any person other than those removing the entire contents of cans for disposal, to remove any garbage, recycling materials or other like materials from any garbage or recycling can cart or other containers within the corporate limits of the city after it has been placed therein. It shall be unlawful to place in any garbage ~~can~~ cart or containers any hazardous waste.

(Code 1977, § 10-6)

Sec. 66-64. - Collection of building construction debris, dirt, stumps, tree trunks and materials.

- (a) Building Construction Debris such as scrap lumber, plaster, roofing, concrete, brickbats and sanding dust resulting from the construction, repair or remodeling of any building or appurtenances on private property, dirt, stumps and tree trunks, limbs, and branches four inches or larger in diameter, or metal materials not acceptable at the landfill or resource recovery location, will not be removed by the solid waste division, but the owner must remove this waste privately. Special pickups may be arranged at a per load price set by the city manager.

(Code 1977, § 10-7)

- (b) Roll-off container or other form of dumpster in a Single-Family Residential District must be maintained in a clean and sanitary condition free of rust and graffiti. If it is necessary to locate the container on top of

any grass or other landscaped area, the area must be fully restored once the container has been removed. No blocking of any primary means of pedestrian or vehicular traffic on a city street; ingress and egress of any building nor any sidewalk or encroaching into any right-of-way. No more one (1) such container or dumpster on any parcel of property at any time. No overflowing containers. Not to be used for the disposal of any household putrescible waste , or hazardous waste.

(c) All roll-off containers or other forms of dumpsters are prohibited in all single-family residential Districts (SF) except: When a valid, City-issued building permit is active on the property; or during periods of construction that do not require a building permit , so long as the roll-off container or other form of dumpster is not on the property for more than fourteen-calendar days without service during a 90-day period.

(d) The violation of any of the above standards shall result in the City immediately having the container removed at the property Owner 's expense.

~~**Sec. 66-66. Collecting and hauling from private property prior to occupancy.**~~

(e) The city shall not be responsible for the collecting or hauling of rubbish, trash, limbs, brush or other debris from private property preliminary to, during, or subsequent to the construction of new buildings of whatever type prior to occupancy. The material shall be removed by the owner of the property or the contractor responsible for the accumulation of debris.

(Code 1977, § 10-8)

~~**Sec. 66-67. Dead animals.**~~

~~(a) Dead animals in the corporate limits of the city not in excess of 50 pounds in weight shall be collected by the sanitation department, but in no event shall any person having a dead animal on premises occupied or under the control of such person allow it to remain undisposed of for a period of longer than 12 hours. If the dead animal must be disposed of on a day other than the regular designated collection day, the sanitation department shall be notified. Dead animals under 50 pounds shall be~~

~~enclosed in a box, garbage can, garbage bag, or similar container in such a manner that the dead animal may not be seen prior to collection. All animals above 50 pounds shall be removed within 12 hours by the owner. It shall be unlawful for any person to throw or put into the streets, lanes, alleys, parkways, rights of way, or on any public property not designated a garbage dump, any dead animal.~~

~~(b) It shall be the duty of places of business making a business of treating, handling, keeping, or disposing of animals to remove all dead animals from their premises to the proper disposal site.~~

~~(c) No animal excreta shall be placed in garbage cans or containers regardless of how packaged.~~

~~(Code 1977, § 10-9; Ord. No. 00-56, § 3, 3-8-2001)~~

Sec. 66-65. - Responsibility of fence companies, tree surgeons or other individuals.

(a) It shall be the responsibility of all licensed, bonded, and city permitted fence companies, tree surgeons, nurseries, lawn care services, landscaping contractors, roofing contractors, carpet installers, or any individual or service provider company doing work on private property, to arrange for the removal of or remove from the premises all residue, yard waste and rubbish resulting from such work. Any amount of yard waste generated by the companies enumerated in this subsection are responsible for disposal. ~~under two cubic yards (two cubic yards equaling eight 32-gallon trash cans) will be serviced by the solid waste division on yard waste collection days. Any yard waste exceeding two cubic yards shall be removed by the person doing the work.~~

(b) Material shall ~~may~~ be hauled and disposed of by lawn services, tree trimmers, and landscaping contractors. Fence companies, roofing contractors, and carpet installers shall ~~may~~ haul and dispose their own debris or can arrange specialized services with the City ~~will be provided dumpsters at rates set by the City Commission city manager.~~

(c) It is the responsibility of the property owner to ensure all such material is removed from the premises.

~~(d) All brush material shall be bundled in four-foot lengths not exceeding 50 pounds per bundle and will be hauled by the solid waste division on yard waste days at no additional charge.~~

~~(e) The solid waste division will provide dumpsters for the disposal and recycling of all volumes of loose yard wastes at standard rates set by the city manager from time to time by memorandum to the solid waste division.~~

(Ord. No. 98-08, § 2, 6-4-1998)

Sec. 66-66. - Garbage, trash and other refuse service.

- (a) ~~The collection, hauling and disposal of garbage, trash and other refuse shall be made by the solid waste division not less than two times a week in residential areas. Single family/curbside residential households shall place sealed garbage bags in City issued automated garbage cart when put out for collection. Residents shall store garbage or may mix refuse commonly known as trash with garbage in garbage cans not exceeding 32 gallons in capacity only. Residents may store only trash in containers other than garbage cans, not exceeding 32 gallons in capacity. These cans may be placed at curbside for collection after 6:00 p.m. on the day prior to the scheduled collection day.~~
- (b) ~~The Refuse defined as trash and yard waste in section 66-1 shall be placed at the curb in not more than four cans, plastic bags or containers not to exceed 32 gallons in capacity on the regular garbage pickup days (twice each week). Yard waste too bulky to be containerized shall be cut into four foot pieces not more than four inches in diameter, tied in bundles not to exceed 50 pounds, or placed in neat piles not exceeding two cubic yards in volume (two cubic yards is equal to eight 32 gallon cans). Piles in excess of two cubic yards will be considered the responsibility of the occupant. The piles of yard waste in excess of two cubic yards may be picked up by special arrangement with the solid waste division at an additional charge set by the city manager from time to time by memorandum to the solid waste division. All bundled material will be hauled on designated yard waste days at no additional charge to the resident.~~

Refuse defined as yard waste shall be collected by the city if the materials are contained in no more than 21 non-city issued cans or plastic bags not exceeding 32 gallon per container. Brush branches too bulky to fit inside cans or plastic bags shall be tied and secured into bundles not exceeding four-foot in length. Brush branches must be tied and secured into bundles for manual collections not exceeding 50 pounds each and not exceeding four cubic yards in total volume per collection day. All yard waste within the above limits will be collected on the designated collection day without additional charge to the resident. Tree logs and brush branches exceeding 4 inches in diameter will not be collected as yard waste but will require a special waste collection. All

other yard waste exceeding the stated limits will be in violation and must be removed from the public right-of-way within 24 hours after the residents assigned collection day, or make arrangements with the solid waste division for a special waste collection.

- (c) Special arrangements will be made for ~~rear yard~~ collections of garbage for proven hardship cases, with the solid waste division having the right to approve the location of ~~cans~~ carts. A request must be made in writing to the city stating the reason for such hardship. In instances of hardship cases:
- (1) Garbage ~~cans~~ and recycling carts shall be located for easy accessibility to solid waste employees;
 - ~~(2) Cans Carts will not be picked up when stored in closed buildings, carports or behind closed gates, and~~
 - ~~(3) Residents shall not mix garbage and trash in receptacles.~~
- (d) Any person desiring recycled yard waste mulch material may request the solid waste division to deliver such material to their residence in any amount of mulch up to a maximum of ~~three~~ four cubic yards per load at a rate set by the City Commission ~~for a charge of \$35.00 per load.~~ Delivery shall be to the front portion of the property, to a location as may be acceptable to the property owner and the driver delivering the product. The city shall not be responsible for rutting of lawns or cracked or broken sidewalks, driveways or walkways that may occur as a result of the delivery of the mulch product. Mulch material shall not be off loaded in such a manner as to block sidewalks, roadways, and other public access or rights-of-way. It is the responsibility of the property owner to be on site at the time of delivery and designate a proper site for delivery of the mulch product. The solid waste division may refuse delivery of mulch product if ingress and egress to the site of delivery is unsuitable for solid waste vehicles.

(Code 1977, § 10-15; Ord. No. 98-08, § 3, 6-4-1998)

Secs. 66-~~67~~—66-100. - Reserved.

ARTICLE III. RATES, CHARGES, BILLING PROCEDURES

Sec. 66-101. - Services charges; stop or start service.

- (a) The charges for residential service, commercial container service, commercial and mobile home can service for the removal of garbage, ~~refuse, trash~~ recycling or yard waste (hereinafter "solid waste"), and providing for the minimum scheduled pickup for containers containing solid waste, shall be as provided by ordinance adopted by the city commission from time to time. ~~Such charges may be changed without notice to the customers and shall become effective upon the date specified in such ordinance. The city commission shall review such charges annually.~~

Automated customers served by more than one garbage cart per dwelling shall incur a monthly fee for the largest refuse cart size used. Any additional cart shall be at a discounted rate of 50% of the total original refuse cart monthly rate.

- (b) All service will be charged on a continuous basis unless stop service for water is requested by the customer. If a stop service for water is requested by the customer, a dormant fee of 25 percent of the standard monthly fee as established by ordinance of the city commission will continue to be billed during such discontinuance of service.

Any delinquent charges for any services provided pursuant to solid waste services provided for in this chapter 66 shall constitute a lien in the favor of the city against the property to which such services were provided. Such lien shall be superior to any encumbrances on the property, except for tax liens, and may be foreclosed by the city attorney as is provided by law. The proper city officials are authorized and directed to record a lien in the public records of Pinellas County for such charges and to foreclose the lien in accordance with law. The city manager shall establish an administrative procedure for ensuring an opportunity for property owners to contest the payment of delinquent solid waste service prior to the discontinuation of those services.

- (c) On commercial properties where storage capacity is limited and individual dumpsters for each tenant cannot be provided, ~~the city shall contract only with the owner of commercial property for refuse collection services to be furnished to the property, and the fees therefore are chargeable to the property owner. There shall be no direct tenant billing by the city.~~ If the service charges for refuse collection services remain unpaid for a period of 30 days, the city may discontinue the provision of refuse collection services and water and sewer service to the property; and such services shall not be resumed until the charges are paid in full.

(d) The charges for residential garbage collection service to accounts located outside the city limits shall be the in-city charge as established by ordinance of the city commission plus an 11 percent surcharge fee in addition thereto. Customers desiring service for residential ~~garbage~~ solid waste collections ~~outside the city shall prepay a two-month fee to the city in advance of the commencement of services being provided~~ pay a \$100 deposit (Sec. 78-214(c)(1)(2)).

(e) The charges for garbage collection service shall be billed in conjunction with charges for water and sewer services.

(f) Garbage collection charges shall be in arrears under the same terms as are in effect for water bills, and garbage collection services shall be discontinued at the same time as water service is turned off and shall not be resumed until the account is paid in full.

(Code 1977, § 10-16; Ord. No. 98-08, § 4, 6-4-1998; Ord. No. 00-56, § 5, 3-8-2001; Ord. No. 05-17, § 1, 6-2-2005; Ord. No. 10-16, § 1, 9-23-2010; Ord. No. 11-31, § 1, 9-22-2011)

ARTICLE IV. RECYCLING PROGRAM.

Sec. 66-102 Residential and commercial recycling.

(a) Single-Family/curbside residential. The following requirements shall apply to all Recyclable Material generated by Single-Family/curbside residential consumers:

(1) Collection date. Recyclable Material shall be collected weekly on a day that coincides with the designated Solid Waste collection day.

(2) Materials to be collected. The following materials shall be segregated from all other Solid Waste material and may be commingled in Recycling Cart(s) provided by the City: Newspapers, newspaper inserts, and all clean paper, such as magazines, phone books, catalogs, junk mail, regular paper, printer paper and receipts, colored glass containers, aluminum, steel, and

bimetal containers, aseptic packages, plastic containers types #1 through #7, cereal boxes, shoe boxes, and cartons and drink boxes shall be placed in the Recycling Cart provided. Complete folded broken down cardboard boxes that are placed beside a Recycling Cart shall be collected by the City's Solid Waste contractor ("Contractor"). Unacceptable materials not collected: Scrap metal, diapers, bio-hazardous materials such as needles, sanitary products, hazardous waste such as paint, car batteries, and household batteries, Styrofoam, ceramics, porcelain, light bulbs and window glass.

(3) Requirements. Food and beverage containers must be clean of putrescible residue.

(4) Method of collection. Recyclable materials shall be placed inside the City issued recycling cart. Containers shall be placed within two feet of the curb with the handle facing away from the curb on the assigned collection day. Automated Carts shall be placed at least three feet away from any other object, including but not limited to trees, mailboxes, parked cars or utility lines.

(5) SCAVENGING. Recyclable Materials set out in the public right-of-way are property of the City until such time as they are collected by the Contractor. It shall be a violation of this Section for any person not authorized in writing by the City, to collect or remove any item that has been specifically placed in the right-of-way for collection through the City's Solid Waste Recycling Program.

(b) Multi-family residential and commercial customers receiving garbage dumpster collections shall be responsible for implementing an on-site recycling program separate from the City's Solid Waste contractor's agreement.

(1) The Recycling program at each multi-family residential facility shall ensure that each living unit has access to a Recycling Cart(s) suitable for the collection of Recyclable Material. The type and frequency of collection service and the type, number, and size of Recycling Carts for multi-family residential and commercial customers shall be determined by the property owner, or its agent, based on the requirements of the particular location. Frequency of collection is encouraged to be at least once a week.

(2) SCAVENGING. Recyclable Materials set out in the public right-of-way are property of the City until such time as they are collected by the Contractor. It shall be a violation of this Section for any person not authorized in writing by the City, to collect or remove any item that has been specifically placed in the right-of-way for collection through the City's Solid Waste Recycling program.

(c) Hazardous materials. Recycling Carts containing hazardous or noxious wastes shall be excluded from the residential Recycling program.

(d) Commercial containers and carts. All commercial containers and/or carts used for accumulating Recyclable Material shall be permanently labeled "FOR RECYCLING ONLY, NO TRASH".

Section 2: That there is hereby established the following schedule of rates for solid waste services provided pursuant to Chapter 66 of the Code of Ordinances of the City of Dunedin:

As per Exhibit "A" attached hereto and incorporated herein by reference.

Section 3: That the commercial solid waste rates reflected in Exhibit "A" shall be increased by 5% on October 1, 2015; by 1.5% on October 1, 2016 through 2017; and by 2% on October 1, 2018 through 2024, inclusive. Said automatic increases shall be prorated in accordance with the applicable customer's billing cycle, as appropriate to that customer's account.

oil, lead-acid batteries, construction and demolition debris, ash residue, yard trash and biological wastes.

Trash means nonputrescible solid waste consisting of both combustible and noncombustible wastes, such as paper, rubbish, cardboard, boxes, crates, yard clippings, leaves, glass, bedding and similar materials.

White goods means inoperative and discarded refrigerators, ranges, water heaters, freezer[s] and other similar domestic and commercial large appliances of any color.

Yard waste means yard clippings, grass cuttings, leaves, shrubs, palm fronds, small tree limbs not exceeding four inches in diameter nor over four feet in length, and such other small rubbish as ordinarily grows as vegetation about residential premises.

(Code 1977, § 10-1; Ord. No. 98-08, § 1, 6-4-1998; Ord. No. 00-56, § 1, 3-8-2001)

Cross reference— *Definitions generally, § 1-2.*

Sec. 66-2. - Public trash receptacles.

It shall be unlawful for any person to remove or cause to be removed from any public area, street or sidewalk in the city any receptacle furnished by the city for the deposit of ~~trash~~ refuse. It shall be unlawful for any person to sit upon or deface any such receptacle or cause it to be used in any way which will make it inaccessible for the receipt of ~~trash~~ refuse. It shall be unlawful for any person to place, store, or cause to be placed or stored, any goods, merchandise, lumber, trash, or any other material near any such receptacle in such a manner as to interfere with or preclude the use of any such receptacle, for the purpose which it is intended to serve.

(Code 1977, § 10-11)

Sec. 66-3. - Littering and foul odor nuisance.

- (a) It shall be unlawful for any person to sweep, throw, or otherwise deposit or cause to be swept, thrown, or otherwise deposited, any ~~garbage, trash or other~~ refuse into or on any public street, alley, sidewalk, park or the property of another person or property which is in the possession of another person within the city, or to permit any ~~garbage, trash or other~~ refuse to accumulate in such manner that it may be carried and deposited into or on any of the above places by action of the rain, or of the wind.

- (b) It shall be unlawful for any person to throw, cast or otherwise deposit, any garbage, trash and other refuse, containers of any kind in or upon any curb, gutter, street, avenue, highway, tunnel, sidewalk, park, parkway, or lot, or body of water, vacant or occupied.
- (c) ~~Garbage cans shall be removed from the curb as soon as practical after collection. Garbage cans not removed on the scheduled collection day shall be considered litter.~~

Automated carts, yard waste, bulk, or other debris shall not be put out curbside prior to 6:00 p.m. the evening before collection and carts shall be removed by 7:00 a.m. the day following collections. All items in violation will be tagged by the solid waste division with a warning. After two recorded warnings, repeat violators will be subject to a fine in the amount of \$50 per violation, which will be placed on the customer's utility bill.

(Code 1977, § 10-5; Ord. No. 00-56, § 2, 3-8-2001)

~~Sec. 66-4. Dumping refuse other than in landfill or resource recovery location.~~

- (d) It shall be unlawful for any person to dump, or cause to be dumped, any garbage, ~~trash~~ recycling debris or other refuse upon any property other than a landfill or resource recovery location.

(Code 1977, § 10-4)

Sec. 66-4. - Penalty for violation of chapter.

- (a) Any person harboring a health hazard or condition that is detrimental to the safety or health of any person in the city shall, upon notification by the ~~sanitation superintendent~~ Solid Waste Division, remove the cause not later than ~~48~~ 24 hours. Failure to remedy the cause will constitute a violation of this chapter. Each day such violation is allowed to continue shall constitute a separate offense.
- (b) Any person dumping ~~trash or~~ garbage, recycling, yard waste and bulk into a receptacle not belonging to or paid for by that individual will be violating the provisions of this chapter. All such persons are responsible to arrange for and pay for such services.
- (c) Any person violating any of the provisions of this chapter shall, upon conviction, be punished as provided by section 1-15 of this Code.

- (b) It shall be unlawful for any person to throw, cast or otherwise deposit, any garbage, trash and other refuse, containers of any kind in or upon any curb, gutter, street, avenue, highway, tunnel, sidewalk, park, parkway, or lot, or body of water, vacant or occupied.
- (c) ~~Garbage cans shall be removed from the curb as soon as practical after collection. Garbage cans not removed on the scheduled collection day shall be considered litter.~~

Automated carts, yard waste, bulk, or other debris shall not be put out curbside prior to 6:00 p.m. the evening before collection and carts shall be removed by 7:00 a.m. the day following collections. All items in violation will be tagged by the solid waste division with a warning. After two recorded warnings, repeat violators will be subject to a fine in the amount of \$50 per violation, which will be placed on the customer's utility bill.

(Code 1977, § 10-5; Ord. No. 00-56, § 2, 3-8-2001)

~~**Sec. 66-4. Dumping refuse other than in landfill or resource recovery location.**~~

- (d) It shall be unlawful for any person to dump, or cause to be dumped, any garbage, ~~trash~~ recycling debris or other refuse upon any property other than a landfill or resource recovery location.

(Code 1977, § 10-4)

Sec. 66-4. - Penalty for violation of chapter.

- (a) Any person harboring a health hazard or condition that is detrimental to the safety or health of any person in the city shall, upon notification by the ~~sanitation superintendent~~ Solid Waste Division, remove the cause not later than ~~48~~ 24 hours. Failure to remedy the cause will constitute a violation of this chapter. Each day such violation is allowed to continue shall constitute a separate offense.
- (b) Any person dumping ~~trash or~~ garbage, recycling, yard waste and bulk into a receptacle not belonging to or paid for by that individual will be violating the provisions of this chapter. All such persons are responsible to arrange for and pay for such services.
- (c) Any person violating any of the provisions of this chapter shall, upon conviction, be punished as provided by section 1-15 of this Code.

Section 4: That the residential solid waste rates reflected in Exhibit "A" shall be increased by 1.6% on October 1, 2016, and by 1.75% on October 1, 2017, and by 2% on October 1, 2018 through 2024, inclusive. Said automatic increases shall be prorated in accordance with the applicable customer's billing cycle, as appropriate to that customer's account.

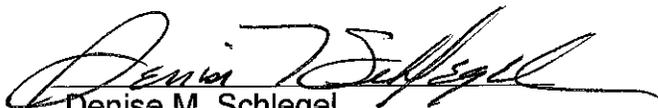
Section 5: That this Ordinance shall be effective upon passage and adoption. The fees set forth in this Ordinance shall become effective on October 1, 2014.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF DUNEDIN, FLORIDA, THIS 21st day of August, 2014.



Dave Eggers
Mayor

ATTEST:


Denise M. Schlegel
City Clerk

READ FIRST TIME AND PASSED: August 5, 2014

READ SECOND TIME AND ADOPTED: August 21, 2014

