

ORDINANCE NO. 391

AN ORDINANCE TO PROVIDE REVENUE FOR THE COLLECTION AND DISPOSAL OF GARBAGE AND RUBBISH WITHIN THE CITY OF QUITMAN, MISSISSIPPI.

REPLACING ORDINANCE NO. 343 AND AMENDMENT TO ORDINANCE NO. 343

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF QUITMAN, MISSISSIPPI;

Section 1 Individual Households and Small Businesses

The following fee for the support and maintenance of the collection and disposal of garbage and rubbish within the City of Quitman, Mississippi, be and the same hereby is authorized to be charged all user of garbage pickup services provided by the City of Quitman. The fee is to be levied upon each user and will be collected by placing said charge on the monthly water and sewer bills. Fees authorized to be charged and collected are as follows, to-wit:

(A) The sum of \$25.00 per month per household and up to a sum of \$75.00 per month per small business (depending on the volume of garbage and/or rubbish) be and same hereby is authorized to be levied upon each user and/or location where garbage is collected within the City of Quitman, Mississippi.

(B) The officials of the City of Quitman are authorized to, in collecting this fee for the collection and disposal of garbage and rubbish within the City of Quitman, place said fee on the monthly water and sewer bills.

Section 2 Multi-Unit Residential Complex

For the purposes of this ordinance, a multi-unit residential complex is defined as a building containing four or more dwelling units, and a dwelling unit is defined as an apartment, condominium, or townhouse.

The following fee for the support and maintenance of the collection and disposal of garbage and rubbish within the City of Quitman, Mississippi, be and the same hereby is authorized to be charged all users of dumpsters or nonusers of garbage pickup services provided by the City of Quitman. The fee is to be levied upon each user and will be collected by placing said charge on the monthly water and sewer bills. Fees authorized to be charged and collected are as follows, to-wit:

(A) Apartments, Condominiums, and Townhouses will be charged per following for City pickup:

Four to Five unit complexes	\$40.00 per month
Six to Nine unit complexes	\$60.00 per month
Ten to Thirteen unit complexes	\$90.00 per month
Over Thirteen unit complexes	\$250.00 per month

(B) Apartments, Condominiums, and Townhouses using commercial containers must utilize adequate numbers of containers as outlined below.

Twelve unit complexes	4 yard covered container
12 to 24 unit complexes	6 yard covered container
24 to 36 unit complexes	8 yard covered container

A complex may use two 4 yard covered containers in place of an 8 yard covered container in order to make disposal of M.S.W. more convenient. Containers must not be placed along any right of way or closer than 10' to another property owner. The container must be shielded from view of the street through the use of an enclosed pad.

Section 3

General Provisions

(A) Littering Prohibited

It shall be unlawful for any person to throw, drop, cast, or deposit upon any street, alley, walk, or any yard or premises, public or private, any filth of any kind, or cans, paper, trash, banners, rubbish, bottles or any other form of litter or waste matter. It shall also be unlawful for the owner(s) of any property, or the lessee(s) of any property of the city, to allow trash or litter to accumulate upon the property so owned or leased.

(B) Containers

(a) Garbage cans. It shall be the duty of every owner, occupant, or lessee of every residential building or structure in the city to provide a sufficient number of containers (“garbage cans containing a lid”) of plastic or other materials, as may be approved by the City of Quitman in which garbage, refuse or trash may be accumulated. Such cans shall be equipped with a tight-fitting cover with handles or bails to facilitate the handling thereof. At the day and time designated for garbage collection, such garbage cans shall be placed on the premises of such owner, occupant, or lessee at a point most accessible for collection. All garbage must be bagged, tied, and placed in such garbage cans with a 30 pound weight limit per bag. All refuse capable of holding water must be drained before being deposited in garbage cans. All hours before the regular time of collection and all garbage cans or containers must be removed from the front yard no later than 24 hours after collection. It is unlawful for garbage cans to be at the curb outside of these hours. Violations of this section may be punished in accordance with Section 3 (B)(f).

- (b) Curbside bins. Should a property owner have a bin, or other permanent or semi-permanent structure (a “curbside bin”) located at the designated collection area for placement of garbage cans, it must be designed in a manner that enables city solid waste department workers to remove and replace garbage cans easily and without risk of injury. It is unlawful to maintain a curbside bin in any manner that is unsafe, unsanitary, or unsightly, and it is, furthermore, unlawful to allow garbage or refuse to accumulate in or around a curbside bin. Violations of this section may be punished in accordance with Section 3 (B) (f). If a curbside bin is not properly designed or if it is not maintained in a safe and sanitary manner, the Superintendent of the solid waste department may, at his sole discretion and in lieu of or in addition to any penalties available under Section 3 (B)(f), require that the bin be removed and/or modified.
- (c) Recycling containers. Recycling containers (35 gallon) that are clearly marked as recycling only will be provided by the City of Quitman. Thirty-five gallon trash bags are to be used in these containers, and all recyclables (all paper, cardboard, aluminum cans, and plastic containers) are to be placed together in the lined container. Any use of these containers other than for recycling will result in loss of container, and possible misdemeanor charges or both.
- (d) Scavenging of recyclable materials.
- (1) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicated a different meaning:
- Authorized recycling contractor* means a person, firm, partnership, corporation, or other entity

authorized by virtue of a contract with the city to collect recyclable materials.

Designated recycling collection means the place designated in the contract between the city and an authorized recycling contractor from which recyclable materials will be collected. The designated recycling collection location shall include any parkway, alley, or curbside location from which municipal waste and other discarded materials are collected. The designated recycling collection location shall also include any recycling center or drop off point authorized or sponsored by the City.

Recyclable materials means discarded materials such as, but not limited to, newspapers, glass, computer paper, mixed office paper, aluminum and other metallic items, plastics, which are separated from other municipal waste for the purpose of recycling.

Recycling means the process of collecting used materials for the purpose of reusing, reprocessing, or remanufacturing them.

(2) *Prohibited acts.* No person, other than an authorized recycling contractor of the City of Quitman or authorized employees or agents of the City of Quitman, shall remove, collect, or pickup or cause to be removed, collected, or picked up any recyclable material that has been placed in a designated recycling container or collection location as part of a City of Quitman sponsored recycling program or at a city-designated recycling center.

(e) Certain Wastes Unsuitable for Collection.

The City of Quitman's sanitation department shall not collect or remove, in any quantity, the following:

1. Dead animal, animal dressing, or animal manure
2. Human waste
3. Waste oils from garages
4. Highly flammable or explosive materials
5. Any solid waste that, in the opinion of the sanitation department head, would damage or potentially could damage any city equipment and/or vehicle used in the collection and disposal of solid waste.
6. Solid waste generated by contractors, including but not limited to lumber, plaster, sand, gravel, plumbing fixtures, roofing materials, or tree trimmings, resulting from the building, remodeling, or demolishing of any structure, or the clearing of any lot or parcel of land for development
7. Automobile frames and parts
8. Any solid waste from industrial establishments that is not containerized and properly placed.

(f) Violation, Penalty

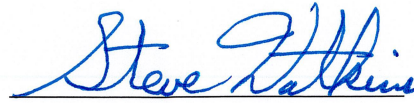
It shall be unlawful for any person to violate any provision of this article. Such violation shall be a misdemeanor and shall be punishable by a fine of not more than \$1,000.00 or imprisonment for a term not exceeding 90 days, or by both such fine and imprisonment. For purpose of this code, each day a violation continues shall constitute a separate offense.

Section 4


Ordinance in Force

This ordinance shall take effect thirty (30) days after its passage, and after publication according to law. Any provision of any ordinance of the City of Quitman in conflict herewith is hereby repealed.

Passed by the Board of Aldermen and approved by the Mayor, this the 7th day of February, 2023.

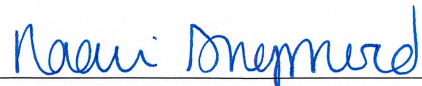

Mayor Steve Watkins

Attest:


Naomi Shepherd, City Clerk

STATE OF MISSISSIPPI
COUNTY OF CLARKE
CITY OF QUITMAN

I, Naomi Shepherd, City Clerk, do hereby certify that the above and foregoing ordinance was passed by the Board of Aldermen and approved by the Mayor of the City of Quitman, Mississippi, on the 7th day of February, 2023.


Naomi Shepherd, City Clerk

(Seal)