

## ORDINANCE NO. 244

### AN ORDINANCE AMENDING THE MUNICIPAL CODE OF ROLFE, IOWA, BY AMENDING CHAPTERS 105 SOLID WASTE CONTROL AND CHAPTER 106 COLLECTION OF SOLID WASTE TO INCLUDE THE FOLLOWING VOLUME BASED SOLID WASTE COLLECTION REQUIREMENTS AND RATE INCREASES FOR SOLID WASTE.

**BE IT ENACTED** by the City Council of the City of Rolfe, Iowa;

**SECTION 1. NEW PROVISIONS.** The Code of Ordinances of the City of Rolfe, Iowa is amended by adding new provisions in Chapter 105.02, which are hereby adopted to read as follows:

#### **105.02 14. Adding the following:**

F. Material that is legitimately recycled pursuant to Section 455D.4A of the *Code of Iowa*.

G. Post-use polymers or recoverable feedstocks that are any of the following:

- (1) Processed at a pyrolysis or gasification facility.
- (2) Held at a pyrolysis or gasification facility prior to processing to ensure production is not interrupted.

15. "Toxic and hazardous waste" means waste materials, including (but not limited to) poisons, pesticides, herbicides, acids, caustics, pathological waste, flammable or explosive materials, and similar harmful waste that requires special handling and that must be disposed of in such a manner as to conserve the environment and protect the public health and safety.

(567 IAC 100.2)

#### **SECTION 2. REMOVAL, AMENDING PROVISIONS.**

##### **105.05 OPEN BURNING RESTRICTED**

105.05 6. – Residential Waste—Delete and renumber as needed

105.05 8. - Pesticide Containers and Seed Corn Bags: to read as follows: and to renumber as needed.

Paper or plastic pesticide containers and seed corn bags resulting from farming activities occurring on the premises if burned in accordance with rules established by the State Department of Natural Resources.

#### **SECTION 3. AMENDING PROVISIONS.**

##### **105.10 WASTE STORAGE CONTAINERS A** to read as follows:

1. Container Specifications. Waste storage containers shall comply with the following specifications:

- A. City Approved Carts. Waste shall be disposed of in a City Approved Cart. Each single-family present or multi-family dwelling unit housing three or more persons shall be provided a City Approved 96-gallon Cart. Each commercial premise shall be provided a City Approved 96-gallon Cart.
- B. Dumpsters. Every person owning, managing, operating, leasing or renting any premises where an excessive amount of refuse accumulates and where its storage in the City Approved Carts as required above is impractical, shall maintain metal bulk storage containers approved by the City.

## **SECTION 4. AMENDING CHAPTER 106**

### **106.01. COLLECTION SERVICE: to read as follows.**

The city shall provide by contract for the collection of all solid waste except bulky rubbish as provided in Section 106.05 within the City.

### **106.07. NEW PROVISION: to read as follows and renumber accordingly, CONTRACT REQUIREMENTS.**

No person shall engage in the business of collecting, transporting, processing, or disposing of solid waste for the City without first entering into a contract with the City. This section does not prohibit an owner from transporting solid waste accumulating upon premises owned, occupied, or used by such owner, provided such refuse is disposed of properly in an approved sanitary disposal project. Furthermore, a contract is not required for the removal, hauling, or disposal of earth and rock material from grading or excavation activities, provided that all such materials are conveyed in tight vehicles, trucks, or receptacles so constructed and maintained that none of the material being transported is spilled upon any public right-of-way.

### **106.07 COLLECTION FEES. Re-numbered to 106.08 to read as follows:**

The collection and disposal of solid waste as provided by this chapter are declared to be beneficial to the property served or eligible to be served and there shall be levied and collected fees therefor in accordance with the following.

#### **1. SCHEDULE OF FEES**

##### **A. Residential and Commercial Premises**

96 Gallon Cart	\$ 25.00
Rural	\$ 25.00
Medium Commercial 96 Gallon	\$ 25.00 + Tax

##### **B. Dumpsters**

1 ½ - Yard Dumpster	\$ 98.00 + Tax
2 Yard Dumpster	\$125.00 + Tax
4 Yard Dumpster	\$250.00 + Tax

There is a \$12.00 minimum charge regardless of usage.

**C. Extra fee waste removal**

Appliance Tag	\$ 25.00
Solid Waste Tag	\$ 10.00
E-waste Tag	\$ 25.00

\*All extra fee charges must be paid in advance of the scheduled pick up.

**106.09. AMENDING renumbered to 106.10 SOLID WASTE COLLECTION: to read as follows:**

1. Residential Collection. Normal residential waste shall be that amount which can be placed the lid of the special 96-gallon cart must be able to be securely latched for the base fee.
2. Residential Collections. Residential solid waste shall be placed at the curb by 7:00am on collection day.

**SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Motion made by Pratt seconded by Cox to approve the first reading.

Ayes: Allen, Cox, Jackson, Minkler, and Pratt

Nays:

Absent:

Motion: Carried

Motion made by Jackson seconded by Cox to approve second reading.

Ayes: Pratt, Rob, Cox, Allen, and Minkler

Nays:

Absent:

Motion: Carried

Motion made by Cox seconded by Allen to approve the third and final reading.

Ayes: Jackson, Minkler, Pratt, Cox, and Allen

Nays:

Absent:

Motion: Carried

Passed, approved and adopted by the Council this\_18th\_\_ day of \_October\_\_\_\_, 2024.

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Jim Pentico, Mayor

ATTEST:

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DeAnn Sindergard, Acting City Clerk