

AN ORDINANCE PROVIDING FOR A REFUSE COLLECTION SERVICE FOR THE CITY OF MORGANFIELD, KENTUCKY: PRESCRIBING RULES AND REGULATIONS GOVERNING SANITATION AND THE COLLECTION AND DISPOSAL OF REFUSE: PRESCRIBING CHARGES FOR SAID REFUSE COLLECTION SERVICE AND THE METHOD OF FINANCING SAID SERVICE: AND PRESCRIBING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE.

THE CITY COUNCIL OF THE CITY OF MORGANFIELD, KENTUCKY, DO ORDAIN AS FOLLOWS:

SECTION 1. Definitions. The term "garbage" shall be interpreted to mean all putrescible wastes, except sewerage and body wastes including vegetable and animal offal and carcasses of dead animals but excluding recognizable industrial by-products, and shall include all such substances from all public and private establishments and from all residents.

ITEM 2. Refuse. The term "refuse" shall include all nonputrescible wastes.

SECTION 2. Accumulation of garbage and refuse.

ITEM 1. Requiring accumulation in approved containers.

No owner, tenant or leasee of any public or private premises shall permit to accumulate upon his premises any garbage or refuse except in covered containers approved by the Sanitary Supervisor. Such containers shall be constructed of metal in such a manner as to be strong, not easily corrodible, rodent proof, shall have a capacity of not more than 20 gallons for garbage and 32 gallons for refuse, and shall have tight covers, same to be in place at all times except when refuse is being deposited therein or removed therefrom. Boxes, papers, tree cuttings and odd articles shall be crushed and/or bundled in lengths not to exceed 4 and one-half (4½) feet and not to exceed 50 pounds in weight.

SECTION 3. Collection of garbage and refuse.

ITEM 1. Permits.

(a) No person, firm or corporation shall collect, transport or dispose of garbage or refuse within the city limits who does not possess a permit. Said permit shall be issued only by the City Council and only upon payment of an annual permit fee of ONE DOLLAR (\$1.00). And only after the Sanitary Supervisor has satisfied himself that the licensee is capable of complying with the requirements of this code. The permit may be revoked when deemed necessary to the public welfare by the City Council.

(b) No provision in this section shall be construed to prevent or penalize any individual or business place from transporting or disposing of refuse produced by his household or business place provided that said refuse is transported in a sanitary manner and is disposed of at location declared or certified by the City Council as suitable, provided that disposal by such means shall not exempt said individual or business place from the obligation to pay the Refuse Collection Service Charge provided for under Section 5 and Item 1 hereof.

ITEM 2. Placing and Maintenance of Containers.

No garbage or refuse shall be collected unless it is placed and maintained as designated by the Sanitary Supervisor. All empty containers shall be disinfected with a solution containing not less than 5% DDT at least twice monthly. Evidence of neglect of this requirement, or of unsafe containers, to be determined by the Sanitary Supervisor, will result in said containers being collected, after owner has been notified, and either disposed of or rendered safe and returned to owner. If rendered safe or repaired by City, owner will be charged a fee not to exceed the amount necessary to cover actual cost of labor and materials entailed. Refuse collection forces shall not enter any building for the purpose of collecting refuse.

ITEM 3. Individual disposal.

The disposal of garbage or refuse in any quantity by any individual, householder, or establishment in any place private or public, within the city limits or within 5000 feet outside of the city limits is prohibited.

SECTION 4. Disposal of garbage and refuse.

ITEM 1. Approved method of disposal.

The disposal of garbage and refuse shall be by the Sanitary Landfill. The trenches shall be packed and filled according to the approved method of the City and State Board of Health.

ITEM 2. Ownership of refuse.

All junk and other materials of the disposal sites are the property of the City of Morganfield, Kentucky, and no person is allowed to separate and collect, carry off or dispose of same except under the direction of the Sanitary Supervisor.

SECTION 5. Service charges and non-collection.

ITEM 1. Rates for garbage service.

The collection of garbage and refuse from houses, buildings and premises for residential purposes shall be divided into five (5) classes according to the family unit therein. The City Secretary or Clerk shall collect these garbage fees either through the Water department as a separate item on each water bill or by any other practicable means of collection. The fees shall be assessed against the person, in whose name the water meter is listed. Fair and reasonable charges for this residential service shall be and shown in terms of dollars and cents in a column under each classification for a calendar month as follows:

Class 1. Single family resident	\$ 1.00
Class 2. Duplex apartments (where containers are located at same site) each apt.	0.70
Class 3. Garage Apartment and Back Yard Units	0.85
Class 4. Group housing (three or more houses on same meter) per house	0.85
Class 5. Three family apartment or more per apartment	0.70

The collection of garbage and refuse from commercial establishments shall be divided into ten (10) classes. The collection of fees for service shall be the same as outlined above for the collection of fees for residential service. Fair and reasonable charges for this commercial service shall be and are shown in terms of dollars and cents in a column under each classification for a calendar month as follows:

Class 1.	Retail food establishments (large)	. . . . .	\$11.00 to 33.00
Class 2.	Retail food establishments (small and medium)	. . . . .	3.30 to 11.00
Class 3.	Cafes and restaurants (large)	. . . . .	8.25 to 27.50
Class 4.	Cafes and restaurants (small and medium)	. . . . .	3.30 to 8.25
Class 5.	Mercantile establishments	. . . . .	2.75 to 16.50
Class 6.	Drug Stores	. . . . .	3.85 to 11.00
Class 7.	Tourist Courts and Trailer Camps	. . . . .	3.00 to 27.50
Class 8.	Service Stations and Garages	. . . . .	3.00 to 11.00
Class 9.	Barber Shops, Beauty Shops, Doctor, Dentist and Lawyer Offices	. . . . .	1.50 to 5.50
Class 10.	Industrial Plants	. . . . .	5.00 to 35.00

The City Council shall have the power and authority to set a fair and reasonable charge to cover the service rendered at any place.

ITEM 2. Uncollected garbage and refuse declared a nuisance.

No garbage or refuse shall be collected from any premises where the owner or lessee is in arrears for a period of (1) month. Fermenting, putrefying, or odiferous garbage or refuse in containers uncollected or dumped in the open due to failure to pay garbage fees shall be declared a nuisance.

SECTION 6. Penalty.

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not less than \$1.00 or more than \$20.00 and each day that any such person shall violate any of the provisions of this ordinance shall constitute a separate offense and be punishable as such.

SECTION 7. Severability.

The provisions of this ordinance are severable. If any provision, section, paragraph, sentence, or part thereof shall be held to be unconstitutional or invalid, such decision shall not affect or impair the remainder of the ordinance, it being the legislative intent to ordain and enact each provision, section, paragraph, sentence, or part thereof, separately and independently of each other.

SECTION 8. All ordinances and parts of ordinances in conflict therewith are, to the extent of such conflict, hereby repealed.

SECTION 9. Effective Date.

The terms and provisions of this ordinance shall become effective with the payment of the July, 1962 water bills unless an election on the adoption

of this Ordinance shall be demanded by a petition signed by 25% of the total number of votes cast in this City at the regular election, said petition asking that this Ordinance be submitted to a vote of the people.

The foregoing Ordinance was passed at a regular meeting of the City Council of the City of Morganfield, Kentucky held on Thursday, June 14, 1962.

J. EARLE BELL, Mayor
City of Morganfield, Kentucky

ATTEST:

BYRON F. HEFFINGTON, City Clerk
City of Morganfield, Kentucky