

**THIRD AMENDED ORDINANCE TO ESTABLISH GUIDELINES RELATING TO
CONTAINMENT AND PLACEMENT OF GARBAGE AND YARD TRIMMINGS FROM
CERTAIN PRIVATE PROPERTIES WITHIN THE CITY OF ETON FOR MUNICIPAL
TRASH COLLECTION, AND TO PROHIBIT DISPOSAL OF OTHER MATERIALS ON
CITY RIGHT OF WAY, AND FOR OTHER PURPOSES
2022-7**

BE IT ORDAINED by the Mayor and Council of the City of Eton, Georgia, and by authority of the same it is hereby ordained as follows:

SECTION 1

As used in this Ordinance, the following terms shall have the respective meanings ascribed to them:

Garbage: Domestic wastes composed of meat, vegetable, and fruit scraps, cans, bottles, paper, cardboard, rags, ashes, and other waste materials similar to the above, as is normally disposed of from residences. All other wastes shall not be considered garbage until specified to be such by the City by amendment of this Ordinance.

Yard Trimming: Leaves, brush, grass clippings, shrub, tree prunings, discarded Christmas trees, nursery and green house vegetative residuals and vegetative matter resulting from landscaping development and maintenance.

Refuse: Refuse shall consist of non-household garbage and shall include but not be limited to tree limbs, yard trimmings, leaves and other yard debris; carpet related waste, metal, and metal goods; white goods; old furniture, appliances, certain approved limited items, and similar items.

Section 2

Garbage generated from private residences to be picked up by the City, must be in garbage cans, containers, or trash bags bound or covered to prevent spillage. The City shall collect allowable refuse and yard trimmings in accordance with a schedule established from time to time by the City.

Such garbage must be located at its property line directly on the City's right of way. Any and all garbage located off the City's right of way will not be removed by the City.

Section 3

Yard trimmings picked up by the City generated from private residences placed directly on the City's right of way for pick up must be stacked in **piles no larger than three feet in height, five feet in length and five feet in width.** Yard trimmings shall not be placed over or next to fixed objects such as fire hydrants, telephone or electrical boxes, mailboxes, water meters, or any other object that may be damaged by equipment or personnel picking up said items. The City will not be responsible for damage to private property when mechanically collecting yard trimmings.

Section 4

Limitations: The public works department shall not collect the following items of refuse and no person shall place such items of refuse at or upon the City's right of way for pick-up or otherwise:

- i) Tires, paint and paint-related products, oil, and batteries, or any waste requiring special disposal procedures in accordance with any applicable local, state, or federal laws.
- ii) Hazardous or toxic materials containing animal waste or unhealthful contaminants.
- iii) Garbage, refuse, or trash generated outside the city limits. It will be unlawful for anyone to bring garbage, refuse, or trash from outside the City and deposit for trash pick-up inside the city limits.
- iv) Property Owners, tenants, or occupants will be responsible for disposing of any and all, including but not limited to, debris resulting from remodeling, roofing, repairing, demolition, construction of any type, decking, and landscaping projects including dirt, broken concrete, brush, stumps, tree trunks, limbs, and rocks whether projects are completed by the property owner or occupant of property or by a person for hire. Such materials must be disposed of by the property owner,

tenant, or person for hire in accordance with any applicable local, state, or federal laws.

- v) Refuse generated by a person for hire, who receives compensation for such hire or work, such as a contractor performing building, repair, maintenance, landscaping, tree removal, or construction debris, demolition debris, and roofing materials, including but not limited to, rock, dirt, landscaping debris, cut trees or limbs, brick, block, scrap metal, scrap lumber, siding, roofing, decking, or concrete.
- vi) Dead animals will not be collected by the public works department and shall be disposed of by other means.
- vii) Excessive amounts of materials from a move in or out of premises exceeding the dimensions described in Section 3 above.
- viii) Mattresses or box springs.

Section 5

Excess Service Fees: Refuse and yard trimmings exceeding the dimensions described in Section 3 above may be collected by the City upon request and payment of a fee as prescribed by the City. The established fee shall be in accordance with the current fees determined by the Solid Waste Management Service, currently Capital Waste Services. The fee is to be prepaid at City Hall or by phone at which time a work order will be initiated, and the work scheduled.

Section 6

No person shall throw, place, or dispose of any garbage, metals, furniture whether plastic or wood, tires, or other materials on the City's designated safe burn area(s). No person shall throw, place, or dispose of any yard trimmings, wood, or lumber on the City's designated safe burn area(s). Any person who shall violate this Section shall upon conviction in the Municipal Court be subject to fine in such amount as determined by the Court within its authority under general penalty.

Section 7

Any residential subdivision approved for development after July 5, 2022, with more than ten (10) lots will not be extended the service of residential garbage and refuse collection by the City of Eton unless the developer or Homeowners' Association reaches a special service agreement with the City of Eton for such municipal services and otherwise shall provide a private residential garbage and refuse collection plan of service for the development.

Section 8

Persons who shall violate this Ordinance shall be subject to citation to the Municipal Court of the City of Eton and upon conviction in the Municipal Court be subject to fine in such amount as determined by the Court within its authority under general penalty. The Chief of Police or their respective designee are authorized and directed to determine compliance and to issue citations for any violation of this Ordinance.

SO ORDAINED this 5th day of July 2022

CITY OF ETON

Billy Cantrell

Mayor

ATTEST: *Kim Hall*
City Clerk

