

	<b>TITLE V: PUBLIC WORKS</b>
Chapter	
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## CHAPTER 50: GARBAGE AND REFUSE

Section

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### **COLLECTION AND DISPOSAL**

#### **' 50.01 DEFINITIONS.**

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

***BUILDING MATERIAL SCRAPS.*** Scrap building material from the construction, reconstruction, remodeling, or repair of a building, walkway, driveway, sign, or other structure, including but not limited to excavated earth, tree stumps, rocks, gravel, bricks, plaster, concrete, lumber, or any other similar material used in construction, or the containers or wrapping thereof.

***GARBAGE.*** All putrescible wastes, including animal and vegetable matter, animal offal and carcasses, and recognizable industrial byproducts, but excluding sewage and human wastes.

***REFUSE.*** All non-putrescible wastes.

***SOLID WASTE.*** Garbage, refuse, rubbish, trash, and other discarded solid materials, including ***SOLID WASTE*** materials resulting from homes, businesses, industrial, commercial, and agricultural operations, and from community activities, but not including solids or dissolved materials in domestic sewage or other significant pollutants in water resources, such as silt, dissolved or suspended solids in industrial wastewater effluents, dissolved materials in irrigation return flows, or other common water pollutants.

***TREE TRIMMINGS AND YARD WASTE.*** Tree limbs, leaves, shrubbery, weeds, plants, or grass. (1989 Code, ' 41.01)

#### **' 50.02 DEPOSIT; APPROVED CONTAINERS REQUIRED.**

It shall be unlawful for any person to throw, place, or deposit any garbage or refuse of any kind on any public or private property except in approved containers or as otherwise provided in this chapter. All businesses with an installed drive-thru window shall have and maintain, in addition to any other required receptacles, at least one (1) trash container equipped with an extended chute lid that can readily be accessed from a vehicle's window.

(1989 Code, ' 41.02) Penalty, see ' 10.99

**' 50.03 BURNING OR BURYING GARBAGE.**

It shall be unlawful to burn or set fire to any garbage for the purpose of disposal. It shall be unlawful to bury any refuse for the purpose of disposal unless a permit therefor has been granted by the Town Manager and the requisite federal and state agencies. (1989 Code, ' 41.03) Penalty, see ' 10.99

**' 50.04 ACCUMULATION OF GARBAGE AND REFUSE.**

All garbage and refuse shall be collected and placed in containers provided for this purpose by the garbage collection company, and it shall be unlawful for any person to permit garbage or refuse to accumulate or remain on any premises longer than is reasonably necessary to remove and deposit same in approved containers as required herein. (1989 Code, ' 41.04) Penalty, see ' 10.99

**' 50.05 PROPER USE OF CONTAINERS.**

All garbage and refuse shall have the liquid drained therefrom and shall be wrapped in paper, plastic bags, or other like materials before it is placed in the container for collection. Ashes and cinders shall not be deposited in any containers. Damaged containers shall be reported to Town Hall for replacement. (1989 Code, ' 41.05) Penalty, see ' 10.99

**' 50.06 COLLECTION SCHEDULE.**

Garbage and refuse will be collected by the company or companies contracted by the town for this service according to a collection schedule maintained at Town Hall. This schedule may be periodically revised and amended by the contracting company(s). (1989 Code, ' 41.06) Penalty, see ' 10.99

**' 50.07 UNLAWFUL TO INTERFERE WITH CONTAINERS.**

It shall be unlawful for any person to damage, displace, or to otherwise interfere with garbage containers or their contents except the owner or on permission or at request of the owner. (1989 Code, ' 41.07) Penalty, see ' 10.99

**' 50.08 MANDATORY PARTICIPATION; FEES.**

In accordance with the provisions of G.S. ' 160A-317, all residential units and commercial activities within the incorporated limits of the town are required to participate in the town=s solid waste collection program as provided by private contractor(s) hired by the town, unless those commercial activities and residents have privately contracted for the collection of solid waste from the property. The town may require written proof from owners of residential units and commercial activities of those private contracts for solid waste collection services. Those not contracting privately for the collection of solid waste must pay the fees levied by the town for these services. (1989 Code, ' 41.08) (Ord., passed 4-6-1998) Penalty, see ' 10.99

**Town Code 50.02 amended on 04/12/11 through case TA11-03;**

Section

- 51.01 Merger with City of Raleigh
- 51.02 Allocation of water and sewer

**' 51.01 MERGER WITH CITY OF RALEIGH**

The Town of Rolesville receives water and sewer service from the City of Raleigh by a municipal agreement entitled “Merger Agreement”, dated July 31, 2001, as the same may from time to time be amended. The City of Raleigh Utility Ordinance, which is City of Raleigh Code §1, Part 8, Chapter 2, *et seq.* and the “City of Raleigh Public Utilities Handbook” along with the Town of Rolesville details, shall govern the extension of water and sewer lines within the Town of Rolesville. The City of Raleigh water and sewer ordinance, being City of Raleigh Code §1, Part 8, Chapter 2, *et seq.*, is incorporated herein by reference as if fully set out.

**' 51.02 ALLOCATION OF WATER AND SEWER**

Allocation of water and sewer to development plans in the town will be done pursuant to a policy entitled Water and Sewer Allocation Policy adopted by the town on February 22, 2005, as the same may be from time to time be amended.

