

§ 244-14. Supervision of collection; cans and containers. [Amended 6-24-1975 by Ord. No. 75-27; 6-14-1983 by Ord. No. 83-21; 8-9-1988 by Ord. No. 88-28; 5-13-1992 by Ord. No. 92-14; 5-9-1995 by Ord. No. 95-13; 6-10-2003 by Ord. No. 03-15; 5-11-2004 by Ord. No. 04-3; 7-10-2018 by Ord. No. 18-25]

- A. The Director of Public Works, under the supervision of the City Manager, shall have full charge and control of solid waste collection and disposal, and recyclable material collection and recycling, except in matters specifically placed under the control of the Department of Health or the Director of the Department of Planning and Community Development.
- B. All solid waste and recyclable material accumulated in the City shall be collected, conveyed and recycled or disposed of by the City unless the City Council otherwise authorizes. The City shall retain exclusive control of the solid waste and recyclable material generated within the corporate limits and collected by the City.
- C. The recycling center of the City of Colonial Heights shall be closed to all commercial haulers, which shall include commercial refuse haulers, contractors or any other person or persons hauling for hire.
- D. Recyclable material to be collected on those days designated by the Director of Public Works for the separate collection of such material shall be placed in containers owned and provided by the city, its agents or contractors for the purpose.
- E. Solid waste shall be placed in the manner required by this section in the City right-of-way between the extended side lot lines of, and in front of, the residence or commercial establishment from which it is to be collected, unless some other public place, including but not limited to a location near or in an alley in the rear of the property, has been designated for a specific residence or commercial establishment by the Director of Public Works in the interest of the public or convenience and safety. In no event shall any solid waste can or container, or recycling can or container, be placed in the City right-of-way, or other designated place, prior to 12:00 noon of the day preceding the scheduled collection day. For the purposes of this subsection, the term "solid waste" shall include tree limbs, shrubbery, brush cuttings, hedge trimmings, lawn rakings, leaves and similar materials, which are regulated by § 244-21 of this Code. All solid waste cans and containers, and recycling cans and containers, after being emptied, shall be removed from the City right-of-way by the owners or tenants by 7:00 p.m. of the day following collection. Except for the time period specified in this subsection that a can or container may remain in the City right-of-way, all solid waste and recycling cans and containers shall remain in a location behind the front plane of the residence or business. The Director of the Department of Planning and Community Development or his designee shall enforce these provisions relating to the placement in, and removal from, the City right-of-way of cans and containers.
- F. The recycling center will accept category 1 hazardous waste, residential solid waste of shrubbery, brush cuttings, hedge trimmings and tree limbs less than six inches in diameter and less than six feet in length. Larger solid waste materials, tree trunks, stumps, other hazardous waste, hot ashes or inert waste (asphalt, bricks, blocks,

cement, rocks or soil) will not be accepted.

- G. The Director of the Department of Planning and Community Development or his designee (the "Director") shall send any owner or tenant who violates the provisions of this section a warning letter by first-class mail for the owner's or tenant's first violation during a calendar year. The letter shall advise the owner or tenant that he shall remedy the violation within 10 calendar days. If the owner or tenant fails to remedy the violation within 10 calendar days, or if the owner or tenant commits a second violation within the same calendar year, the Director shall impose a civil penalty of \$50 upon the violator; and such penalty shall be paid within 30 calendar days. The Department of Finance shall notify the violator of the penalty and the thirty-day payment period in a letter sent by first-class mail. If the \$50 civil penalty is not paid within 30 days, the Department of Finance shall add the penalty to the owner's or tenant's bi-monthly water and sewer bill. The Director is authorized to promulgate policies and procedures to administer and enforce these penalty provisions. **[Amended 11-13-2018 by Ord. No. 18-31]**