

# Village of Laurium

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## ORDINANCE NO. 2024-01: GARBAGE COLLECTION AND DISPOSITION

### VILLAGE OF LAURIUM, MICHIGAN

#### AN ORDINANCE AMENDING ORDINANCE NO. 132 OF THE VILLAGE CODE IN ITS ENTIRETY:

**WHEREAS**, an Ordinance enforcing the requirement to comply with the garbage collection and disposition guidelines within the Village of Laurium.

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF LAURIUM, MICHIGAN, THAT:

#### SECTION 1. DEFINITIONS.

- Bulk Items: Large items not suitable for normal garbage collection include, but are not limited to, mattresses, box springs, cabinets, appliances, and furniture.
- Garbage: All putrescible (decayable) food waste (from animal, fruit, or vegetable matter used or intended for food or that attends the preparation, use, cooking, dealing in, or storing of meat, fish, fowl, fruit, or vegetables); also, miscellaneous waste resulting from normal living and housekeeping, including, but not limited to, bottles, jugs, cans, paper, tin cans, and other not specifically banned from state landfills; also, waste generated by household pets; also, rubbish meaning cardboard, paper, plastic, glass, cloth, leather, or mineral trash, including ashes and soot discarded as minor household items; also, excludes sewage, human waste, and hazardous waste.
- Special materials including, but not limited to, metal, bricks, concrete, auto parts, hazardous materials, construction materials, etc. means materials that are not considered garbage or rubbish and require special handling.
- Yard Waste: Waste generated from landscaping that can be used for composting.

#### SECTION 2. LITTERING.

No bulk items, garbage, special material, yard waste or other thing which by its decomposition could or would become 1) Offensive to the public, 2) Detrimental to public health, or 3) A nuisance to the public shall be by any person thrown, placed, or left upon any street, sidewalk, alley, or public way, enclosed or otherwise, without the permission of the Village Manager or as provided herein. Violators will be prosecuted and/or fined in accordance with state and local laws.

#### SECTION 3. STORAGE

All garbage, including waste generated by household pets, shall be stored for collection and removal in plastic garbage bags purchased by the homeowner or rental occupant. Garbage bags shall 1) not exceed a capacity of thirty (32) gallons, 2) be properly sealed and in good condition

to prevent leakage or spillage, and 3) be placed inside a garbage receptacle for collection. Placing special materials (see definition in Section 1) out for garbage collection is prohibited; these items shall be transported to a waste facility by homeowners and/or rental occupants. Cardboard boxes must be flattened, reduced into pieces no larger than 3'x3' in size, and bundled (using string, rope, twine, tape). Bundles shall be no thicker than approximately six (6) inches.

The placing, keeping, or storing of garbage on any street, alley, park, or public place in the Village is forbidden except as provided in this Ordinance.

#### **SECTION 4. RECEPTACLES.**

Garbage receptacles purchased by the homeowner, rental property owner, or business owner shall be utilized for garbage storage and collection and are subject to the approval of the Village Manager. Special arrangements may be made with the Village office for garbage amounts exceeding receptacle limits.

- Single-family dwellings: Receptacles purchased by the homeowner shall not exceed a capacity of thirty-two (32) gallons. The maximum number of receptacles per single-family dwelling shall not exceed a quantity of six (6) thirty-two (32) gallon or two (2) ninety-five (95) gallon receptacles. Ninety-five (95) gallon receptacles must be purchased from the Village.
- Multiple-family dwellings: Receptacles purchased by the property owner shall not exceed a capacity of thirty-two (32) gallons. Property owners shall provide at least one (1) thirty-two (32)-gallon or one (1) ninety-five (95) gallon receptacle per unit. The maximum number of receptacles per unit shall not exceed a quantity of six (6) thirty-two (32) gallon or two (2) ninety-five (95) gallon receptacles. Ninety-five (95) gallon receptacles must be purchased from the Village.
- Businesses: Business owners shall purchase ninety-five (95)-gallon receptacles from the Village.

Receptacles shall be returned in the same condition and to the location they were left for collection by the Department of Public Works (DPW). If your receptacle is destroyed due to DPW negligence, please contact the Village office for further investigation. The Village shall not be responsible for damage to receptacles due to the weather.

#### **SECTION 5. COLLECTION.**

Garbage shall be deposited by each homeowner or rental occupant for collection close to or within a reasonable distance from (as determined by the Village Manager) to the public road abutting the property, to be easily accessible to the collector and at collection times designated by the Village Manager. If a homeowner or rental occupant occupies a premises not abutting upon the street or if the streets are impassable during the winter months, the Village Manager shall designate the time for the collection of garbage so the homeowner or rental occupant may place receptacles at the curb in front of such premises for the purpose of collection.

Only garbage generated by each homeowner or rental occupant of a property within the Village of Laurium shall be deposited for collection. It shall be the duty of the Village Manager to collect as regularly and efficiently as practicable all such garbage named herein in compliance with this Ordinance.

Homeowners or rental occupants requiring disposal of bulk items shall call the Village Office to schedule a pickup time. Disposal of three (3) bulk items per homeowner or rental occupant is permitted annually.

**SECTION 6. NON-COMPLIANCE.**

1) Garbage not bagged and placed into receptables, 2) garbage bags that are torn, 3) garbage bags that are left unsealed, 4) garbage placed in non-compliant receptacles, or 5) garbage receptacles not placed in the proper pickup location will not be collected. Non-compliant garbage will be tagged with a notice, and homeowners or rental occupants shall be expected to: 1) correct the non-compliance issue and 2) remove the receptacle(s) from the street until the next scheduled pickup date.

**SECTION 7. RECYCLING.**

The Village shall establish and maintain a program, including but not limited to, promoting the recycling of leaves, fruits, chips and branches of trees, and other large quantities of organic matter (i.e., yard waste); regulating the placement of materials and/or receptacles throughout the Village; and the method of collection by contracted or Village services.

**SECTION 8. FEES.**

The Village Council shall establish the garbage fees to be imposed upon each homeowner or rental occupant and the method of payment or collection of such fees.

**SECTION 9. DELINQUENCY.**

Delinquent garbage service charges: If any billing for garbage services remains unpaid the amount thereof shall constitute a lien on the property to which such service is provided. If any delinquency extends beyond sixty (60) days from the date of billing, a \$6.00 service charge shall be added to the bill. The Village Clerk shall notify, at least annually, the homeowner/rental building owner having a delinquent balance of six (6) months via certified mail with a return receipt requested. If the amount owed is not paid in full within twenty (20) days from receipt of said notice, the garbage service may be terminated until payment is made in full. Termination of service for non-payment will not relieve any homeowner/rental building owner of liability for ongoing or further collection fees.

Any garbage service charges delinquent for twelve (12) months or more shall be certified annually, by 01 March, by the Village Clerk to the assessor who shall place the same on the next tax roll of the Village.

**SECTION 10. PENALTY FOR FAILURE TO COMPLY.**

Failure to comply with any provision in this Ordinance shall constitute a misdemeanor, which upon conviction thereof, shall subject the violator to a fine of up to \$500.00 together with the costs of such prosecution. If the fine or court costs are not paid by the homeowner/rental building owner within ninety (90) days, these costs shall be added to their property tax bill.

**SECTION 11. SEVERABILITY.**

If any portion or section of this ordinance or its application to any person or circumstances shall

be found to be invalid by a court, such invalidity shall not affect the validity of the remaining portions or applications.

**SECTION 12. EFFECTIVE DATE.**

This Ordinance shall take effect thirty (30) days after the date of its adoption, unless a petition signed by not less than ten (10) percent of the registered electors of the Village is filed with the Village Clerk or Village Office within such thirty (30) days. If a petition is filed within such period, this ordinance shall then take effect only upon its approval at the next Village election held on the question of whether the ordinance shall be approved. Notice of the delayed effect of this ordinance, and the right of petition under this section, shall be published separately at the same time and in the same manner as the ordinance or a notice of the ordinance is published in a local newspaper of general circulation.

**SECTION 13. ADOPTION.**

This ordinance shall be adopted by an affirmative vote of at least two-thirds of the members of the Village Council.

**SECTION 14. PUBLICATION.**

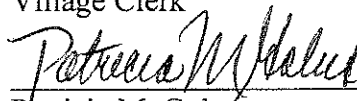
The Village Clerk shall certify the adoption of this ordinance and cause the same to be published as required by law.

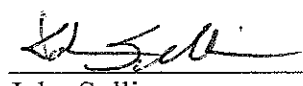
Yeas: Carlson, Erickson, Galbraith, Hrebec, Jenich-Laplander, Pietila & Sullivan.

Nays: None


Ordinance Declared Adopted

Patricia M. Golus  
Village Clerk

  
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Patricia M. Golus  
Clerk, Village of Laurium

  
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John Sullivan  
President, Village of Laurium

I hereby certify that the foregoing is a true and complete copy of Ordinance No. 2024-01, adopted by the Village Council of the Village of Laurium, County of Houghton, State of Michigan, at a regular meeting held on the 19th day of December, 2023. This meeting was conducted, and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, Act 267, Public Acts of Michigan 1976.

  
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Patricia M. Golus  
Clerk, Village of Laurium