

An ordinance regulating the collection and disposition of garbage

Ordinance 132

THE VILLAGE OF LAURIUM ORDAINS:

Section 1. Definitions: In construction and Application of the ordinance the word “garbage” shall be taken to include, but is not limited to any and all rejected or waste household food, refuse, rubbish, dirt, wood, paper, plastic, cardboard and ashes resulting from the combustion of any material.

Section 2. No garbage nor any refuse, waste or thing which by its decomposition could or would become offensive to human beings or detrimental to health, or create or tend to create a nuisance, 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 Street Administrator or as provided herein.

Section 3. All garbage shall be collected and deposited by each occupant for collection at such a place, times and in such a manner as may be designated by the Street Administrator. Only garbage generated by an occupant of property within the Village of Laurium may be deposited for collection.

Section 4. For the proper and economical collection all garbage shall be placed in plastic bags (no quantity limit) or approved garbage containers (quantity limit of two). All bags and containers shall be properly sealed and in good condition so as to prevent leakage or spillage at the owner’s sole expense. Size of customer provided plastic garbage bags shall be 32 gallons or less with a weight limit of 50 lbs. Customer provided containers shall not exceed a capacity of 45 gallons or weight in excess of 50 lbs. Alternatively, larger Village approved containers that can be lifted by the garbage truck are permissible and available for purchase from the Village. These containers have a capacity of up to 96 gallons. Only Village approved containers over the 45 gallon size will be allowed.

Section 5. All receptacles utilized for garbage storage or pick-up shall be subject to the approval of the Street Administrator and so far as possible shall be placed close to the public road abutting the property for which they are provided only at designated collection times and so as to be easily accessible to the collector. The placing, keeping or storing of garbage on any street, alley, park or public place in the Village is absolutely forbidden except as provided in this ordinance.

Section 6. All garbage bags that are torn or open and any non-approved container will not be collected by the collector and the owner shall re-bag or re-containerize such garbage and remove or bag all garbage escaping from any open or torn bag or unsealed container so as to comply. Such bags or containers shall be removed from the street by the owner until the next scheduled pick up date.

Section 7. In the case of the owner or tenant occupying premises not abutting upon the street or if the streets are impassable during the winter months, the Street Administrator shall designate the time for the collection of garbage in order that such owners or tenants may place receptacles at the curb in front of such premises for the purpose of collection.

Section 8. It shall be the duty of the Street Administrator to cause collection as regularly and efficiently as practicable of all such garbage hereinbefore named as shall be kept for such collection in compliance with this ordinance.

Section 9. The village council shall establish, from time to time, the garbage fees to be imposed upon each owner, tenant or provider of garbage and the method of payment or collection of such fees.

Section 10. Garbage placed in a location or in containers not complying, or otherwise not complying with this ordinance will not, at the discretion of the Streets Administrator, be picked up. Any non-complying garbage will be tagged with a notice of the violation and if not picked up by the Village must be promptly removed from the curb and properly stored by the property owner until the next collection date at which time it must be placed in compliance with this ordinance.

Section 11. The Village shall establish and maintain a program for the promotion of recycling of leaves, fruits, chips and branches of trees, and other large quantities of organic matter. The village shall also promote the recycling of other types of garbage materials by regulating the placement of materials and/or containers throughout the Village, and the method of collection by contracted or Village services

Section 12. Delinquent garbage service charge: If any billing for garbage services shall remain unpaid the amount thereof shall constitute a lien on the

property to which such service is provided. If any delinquency extends beyond 60 days from the date of billing then the Village Clerk shall serve a notice, by certified mail to the garbage user with return receipt requested, that if the amount owed is not paid in full within 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 owner, tenant or producer of liability for ongoing or further collection fees. Any garbage service charges delinquent for 6 months or more shall be certified annually, by March 1, by the Village Clerk to the assessor who shall place the same on the next tax roll of the Village. Such charges so assessed shall be collected in the same manner as general Village taxes. In addition, the Village may, at its discretion, require an advance deposit of \$25.00 as a protection against possible future delinquencies. The deposit shall be refunded without interest when the deposit is no longer required.

Section 13. Any person violating any of the provision of this ordinance shall upon conviction thereof be guilty of a misdemeanor punishable by fine of not more than \$100.00 or by imprisonment of not more than 90 days in the County Jail or both such fine and imprisonment. Any person so convicted shall be ordered to pay court costs.

This Ordinance shall take effect twenty (20) days from the date of its adoption. Adopted by the Village Council of Laurium on 03/15/2016. Effective date 04/04/2016.

Patricia M. Golus, Clerk
Village of Laurium

Donald Bausano, President
Village of Laurium

I hereby certify that the foregoing is a true and complete copy of Ordinance No. 135 adopted by the Village Council of the Village of Laurium, County of Houghton, State of Michigan, at a regular meeting held on Tuesday March 15, 2016. This meeting was conducted and public notice was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan 1976.

Patricia M. Golus, Clerk Village of Laurium

Village of Laurium Resolution Establishing Garbage Pickup Fees

Adopted 03/15/2016

1. A vacant residence shall not be charged for verifiable unoccupied months. Residential rates shall be \$9.00/month for each occupied residence structure.
2. All multiple occupancy units shall be assessed at the rate of \$9.00/month/unit unless the owner of said multiple unit purchases a container from the Village. If there is excess garbage, additional containers must be purchased and rates will be \$11.00/month/container/pick-up.
3. Part year residents must notify the Village in writing as to their dates of occupancy, at which time they will be billed \$54.00 sno-bird rate for the entire year unless occupancy is more than 6 months, in which case they will be billed accordingly.
4. All large commercial accounts shall be billed per written contracts. All other commercial accounts shall be billed on measured service, based upon average cart volume at the rate of \$11.00/month/cart/pick-up.
5. Persons wishing to pay for the year in advance may do so, but if rates shall increase during the year, a year end billing will be made.
6. An additional late fee of \$3.00 will be added to delinquent accounts. Accounts are delinquent when unpaid after 60 days from date of bill.