

ORDINANCE NO. 1992-12

AN ORDINANCE PROVIDING FOR GARBAGE SERVICE FOR THE CITY OF INGLESIDE ON THE BAY, SAN PATRICIO COUNTY, TEXAS. DEFINING GARBAGE, TRASH, RUBBISH AND OTHER WASTE MATTER. ARE AS SETTING REGULATIONS THEREOF STIPULATING COLLECTION SERVICE TO BE PROVIDED BY PRIVATE CONTRACTOR. DELINEATING CHARGES FOR SERVICE, AMOUNT OF FEES ASSESSED FOR GARBAGE SERVICE AND MANNER OF ASSESSING SAID FEES.

WHEREAS, there is a need to provide Garbage Collection for the City of Ingleside On The Bay, and

WHEREAS, the City has no means of furnishing this service, and

THEREFORE, garbage collection services shall be contracted to a private collection service, then

THEREFORE; Be It Ordained:

SECTION A. DEFINITIONS

- (1) Premises includes without necessarily being limited to business houses, apartment houses, hotels, offices, resturants, theaters, tourist camps, rooming houses, schools, commercial, industrial business or other purposes, and all other places within the City where garbage, trash or rubbish collects.
- (2) Residence means any house, house trailer, apartment, or other dwelling, occupied by persons for living purposes. Each apartment of an apartment house shall be deemed a separate residence.
- (3) Kitchen Garbage means dry kitchen refuse, all meat, vegetable and fruit refuse, small dead animals and dead fowl.
- (4) Dry Kitchen Refuse means the solids after the liguid has been drained off.
- (5) Trash means papers of all kinds, rags, old clothing, cardboard boxes, old rubber, pieces of wood, barrels, crates, feathers, weeds, grass and tree limbs.
- (6) Rubbish means tin cans, bottles, glass, scraps of iron, tin, wire, or other metal and glass.
- (7) Vegetation Cuttings means grass, shrubs, flowers, yard cleanings, grass clipping, leaves, tree trimmings and any other vegetation cuttings.

- (8) Person includes both singular and plural and shall mean any person, firm, or corporation, their agents, employees, and tenants occupying any premises in the City.
- (9) City when used in this ordinance shall mean the City Of Ingleside On The Bay, San Patricio County, Texas.

SECTION B. DEPOSITING GARBAGE, TRASH, ETCS. ON STREETS, VACANT LOTS, TEC.

It shall be unlawful for any person to sweep, haul, throw or deposit any garbage, trash, dirt, brick, plaster, tile, concrete, rocks, stagnant water or dead animals into, upon, or along any drain, gutter, alley, sidewalk, roadway, street, vacant lot, or upon any public or private PROPERTY WITHIN THE City.

SECTION C. LIDS OR COVERS ON CONTAINERS TO BE KEPT CLOSED EXCEPT WHEN IN ACTUAL USE.

- (1) Breeding of flies and mosquitos

Every person owning, managing, operating, leasing, maintaining or renting any premises where garbage accumulates shall maintain their entire premises in such a manner as to prevent the breeding of flies and mosquitos.

- (2) Garbage not exposed to open air.

No person shall permit any garbage of any character to be exposed to the open air except when same is being emptied into a container.

- (3) Cans to be kept in sanitary condition

Garbage cans and the area around where they are located shall be kept in a sanitary condition.

- (4) Meddling or Pilfering Prohibited

The meddling with garbage cans, or in any manner pilfering and/or scattering the contents of any garbage container in the City is prohibited.

SECTION D. PLACING GARBAGE CANS FOR COLLECTION

Garbage containers shall be placed in a place convenient to the street right-of-way. No containers shall be placed within a fence. In no event shall the collector be required to enter beyond fences, enter buildings, garages, breezeways, carports or any other structures to make collections.

SECTION E. COLLECTION OF VEGETATION, CUTTINGS AND TRASH NOT IN CONTAINERS

Any tree trimmings, vegetation cuttings, grass clippings or any other waste matter that will not fit into the garbage container, will not be picked up by the collectors. All other refuse of whatever nature, shall be removed from the premises at the owners expense.

SECTION F. DISPOSAL OF DEAD ANIMALS; OTHER WASTE MATTERS

(1) Small and Heavy Animals

Dogs, cats, or any other dead animals shall not be placed in garbage containers. The collection service will not pick them up.

(2) Animals Wastes and Carcasses

Manure cow lots, horse stables, poultry yards, pigeon lofts, and waste oils from garages, service stations and/or other places where same may accumulate shall be disposed by and at the expense of the owner.

SECTION G. DISPOSAL OF HEAVY MATERIAL, ETC.

Heavy accumulations, including, without necessarily being limited to rock, concrete, brick, tile, plaster, dirt, waste, scrap building materials, or other trash resulting from construction or major remodeling, resulting from a cleanup of vacant or improved property just prior to its occupancy; or resulting from trees, brush, and debris, cleared from property in preparation; will not be removed by the City. The owner will have such debris removed at his expense.

SECTION H. WASTES FROM TREE TRIMMING OPERATIONS

It shall be the duty of any person, employing, engaging or otherwise paying a contractor or any other person, to trim and prune his trees and shrubs, to have trimmings and debris removed at the owners expense. The Garbage Collection Service will not pick up trimming and debris by such persons.

SECTION I. BURNING, BURYING OR OTHERWISE DISPOSING OF GARBAGE PROHIBITED

The disposal by fire, burial or otherwise, of garbage in any place within the City is absolutely prohibited.

SECTION J. COLLECTION TO BE CARRIED ON IN SYSTEMATIC AND EFFICIENT MANNER

The collection, removal, and disposal of all garbage and trash shall be made twice a week from houses, buildings and premises used for residential purposes and certain types of businesses as weather conditions and certain other uncontrollable factors permit. Business premises requiring more than two days a week collection, may do so upon agreement from the collection service company. Dates and times for such collections maybe changed from time to time at the discretion of the City Council of Ingleside On Th Bay. Changes in collection schedules shall be announced at an appropriate time.

SECTION K. GARBAGE AND TRASH TO BE BEFORE PLACING IN CONTAINERS; ANIMAL WASTE TO BE WRAPPED IN PAPER

All garbage and trash that is mixed with water shall be thoroughly drained before being placed in garbage container for collection. All animal waste that is subject to decomposition shall be well wrapped in combustibile material before being placed in container.

SECTION L. UNLAWFUL TO ALLOW GARBAGE, RUBBISH, OR TRASH TO ACCUMULTE ON PREMISES

It shall be unlawful for any person to allow garbage, rubbish, or trash to accumulate on property within the City. Any violation of this ordinance shall be deemed a misdemeanor.

SECTION M. PAYMENT OF ASSESSED CHARGES FOR SERVICE

- (1) A garbage collection charge shall be assessed for each premise recieving said service and shall be paid by the person managing operating or occupying the premises. The charge for garbage collection service shall be payable monthly.
- (2) Billing of Charges  
The City Secretary of the City and the employees thereof shall keep and maintain all books, records and accounts of each cus-tomer receiving garbage collection service, compute or have computed all charges, prepare and render, or have prepared and rendered, all statements of accounts to customers and collect the established charges. Charges for garbage collection services shall be billed on the 1<sup>st</sup> day of each month, unless this date falls on a week-end or holiday, then the billing will be made on the date prior to a billing date that falls on Saturday, and on the day after a billingdate that falls on Sunday. The billing shall be made on the day prior to a holiday falling on the billing date.

SECTION N. AMOUNT OF FEES FOR GARBAGE

The Mayor shall cause suitable surveys and investigations to be made concerning the cost of the garbage collection service. The City Council, at its discretion will ascertain the amount of such charges to be assessed. The amount to be charged as fees for the collection of garbage from the premises shall be sufficient to cover the cost involved in providing such services. The amount of the fee to be charged shall be reviewed annually, or as often as may be necessary, and any changes in fees shall be announced by the City Council or their designated representative.

SECTION O. PENALTIES FOR LATE PAYMENT OF ACCOUNTS

All garbage accounts shall become delinquent in ten (10) days after the billing date. A surcharge of ten percent (10%) will be added to each delinquent account on the first day it becomes delinquent. Any account in arrears for thirty (30) days shall have collection service discontinued until account is paid in full.

APPROVED, PASSED AND ORDAINED on this 2nd day of June  
1992.



Signed:

Richard Robben  
Mayor

Attest:

Adelia Martinez  
City Secretary