

ARTICLE IV. REFUSE COLLECTION¹

DIVISION 1. GENERALLY

Sec. 22-156. Definitions.

For the purpose of this article, the following words and terms shall have the meanings respectively ascribed:

Battery, or lead-acid battery. A battery designed to contain lead and sulfuric acid with a nominal voltage of at least six (6) volts and of the type intended for use in motor vehicles and watercraft.

Bioreactor landfill. A landfill to which liquid is added to actively manage decomposition of waste and enhance gas recovery.

Bulky item. Any single item which cannot be contained in a refuse bag, can be easily collected by two (2) persons, as determined by the director, and weighs less than fifty (50) pounds.

Clean commingled fibers. Commingled loads of mixed paper product, such as cardboard, chipboard, newsprint, magazines and office paper, shall be considered clean if containing less than five (5) percent of non-recyclable materials and no glass.

Clean commingled containers. Commingled loads of containers, such as #1 through #7 rigid container plastics, aluminum beverage cans, glass jars and bottles and tin cans, shall be considered clean if containing less than five (5) percent of non-recyclable materials.

Clean fill. Uncontaminated soil, rock, sand, gravel, concrete, asphaltic concrete, cinderblocks, brick, minimal amounts of wood and metal, and inert solids as approved by rule or policy of the state department of natural resources for fill, reclamation or other beneficial use.

Clean old corrugated cardboard. Boxes made from fibrous containerboard used in packaging applications that are free of a plastic liner, Styrofoam and other contaminants.

Commercial. All types of solid wastes generated by stores, offices, restaurants, warehouses and other nonresidential entities.

Director. The director of utilities or the director's designee.

Food waste compostables. Uneaten food and food preparation wastes, free of contaminants such as wrappers, from residences and commercial establishments such as grocery stores, restaurants, and produce stands, institutional cafeterias and kitchens, and industrial sources such as employee lunchrooms.

Garbage. Refuse containing food wastes from homes, kitchens, apartments, hotels, restaurants, fraternity houses, sorority houses, stores, markets, and similar establishments.

¹Cross reference(s)—Trash storage facilities requirement under minimum properties standards code, § 6-148; garbage storage or disposal facilities under minimum properties standards code, § 6-149; disposal of garbage under minimum properties standards code, § 6-170; garbage and rubbish disposal in food service establishments, § 11-156(f); junk dealers and junkyards, § 11-176 et seq.; littering, § 16-231; discarding refuse and trash in parks, § 17-66.

Holidays. All holidays observed by the city.

Household hazardous waste. Small quantities of hazardous waste generated by use within residences which are exempt from regulation under the provisions of Sections 260.350 to 260.434, RSMo., but are considered flammable, explosive, corrosive, toxic or radioactive and considered a threat to the health or environment.

Major appliance. Clothes washers and dryers, water heaters, trash compactors, dishwashers, conventional ovens, ranges, stoves, woodstoves, air conditioners, refrigerators and freezers.

Mixed materials. Loads of commingled recyclables that have greater than five (5) percent non-recyclable material or consist of a mix of fibers and containers.

Recyclable item. Recyclable items shall include aluminum and tin cans, #1 through #7 rigid container plastics, glass, cardboard, newsprint, magazines and catalogs, chipboard and any other item duly designated by regulation by the director.

Refuse. All solid wastes.

Residential unit. Premises used as residence for one or more persons which contains one kitchen unit, except for multiple kitchen residences owned or occupied by the same family.

Separated materials. Separated materials, such as full loads of a single accepted recyclable, having less than two (2) percent of non-recyclable materials and requiring no processing other than baling or stockpile for resale.

Solid waste. Garbage and other discarded materials including, but not limited to, solid and semisolid waste materials resulting from industrial, commercial, agricultural, governmental and domestic activities, but does not include hazardous waste.

Tire. A continuous solid or pneumatic rubber covering encircling the wheel of a motor vehicle or trailer as defined in chapter 301, RSMo.

Unacceptable recyclable materials. Loads that contain more than twenty (20) percent non-recyclable material, liquid saturated fibers or hazardous materials shall be deemed unacceptable and shall be directed to the landfill for disposal.

Yard Waste. Leaves, grass clippings, brush and limbs, yard and garden vegetation and Christmas trees. The term does not include, stumps, roots or shrubs with intact root balls.

(Code 1964, § 10.9050; Ord. No. 12820, § 1, 12-10-90; Ord. No. 13056, § 1, 8-19-91; Ord. 15641, § 1, 6-15-98; Ord. No. 19873, § 1, 4-21-08; Ord. No. 20341, § 1, 7-20-09; Ord. No. 22578, § 4, 9-21-15 ; Ord. No. 22786, § 1, 4-4-16)

Sec. 22-157. Provision of service by city.

- (a) *Generally; powers and duties of director.* The city shall provide refuse collection and disposal within the city in accordance with the provisions of this article and may provide contract services to other governmental units as further described in this article. The city shall encourage reclaiming and recycling of materials as an alternative to disposal in the city landfill. The director is authorized to make arrangements for the sale, in accordance with city ordinance, of recyclable or reclaimed items collected and of mulch and compost produced by city operations. The director shall have charge and supervision of the collection and disposal of refuse pursuant to this chapter and shall have the power to establish rules and regulations governing keeping, collection, removing and disposition of refuse not inconsistent with the provisions of this article. The director is authorized to negotiate terms and submit bids for providing solid waste transportation, processing or disposal services to other governmental units. Agreements for these services must be authorized by the city council. The director is authorized to establish rates equal to the actual costs to the city of collection and disposal of materials and objects which, by their nature or composition, require unusual or special treatment and handling.

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- (1) Nothing herein shall require the city to accept, collect or dispose of any material, the collection or disposal of which is prohibited or regulated by the state or federal government; nor to require the city to collect or dispose of any material or object which, in the sole discretion of the director, poses any undue threat of harm to the citizens or employees of the city or to any public property or improvement, except that a program to provide for the collection and safe disposal of household hazardous waste in accordance with applicable state and federal regulations shall be established by April 1, 1992. The director is hereby authorized to implement such a program by regulation.
 - (2) The director shall establish a cost list for special handling charges wherever possible and shall develop costs upon request for materials or objects of which the city has not previously collected or disposed.
- (b) *Requirement of service; waiver.* Every residential owner, occupant, tenant or lessee within the city limits shall receive refuse service and tender payment therefor in accordance with the fees herein provided for, unless a waiver of service is authorized by the director, after special investigation of the conditions upon which the waiver is requested.
- (c) *Billing, deposits and discontinuance of service.* Billing, deposits, discontinuance of service and all aspects thereof shall be handled in accordance with the utility billing and service provisions of section 27-16 et seq. (Code 1964, § 10.9060; Ord. No. 13056 § 1, 8-19-91; Ord. No. 17836, § 1, 9-15-03; Ord. No. 22578, § 4, 9-21-15 ; Ord. No. 22786, § 1, 4-4-16)

Sec. 22-158. Prohibitions.

- (a) *Unlawful items.* The city shall not collect for disposal at its sanitary landfill, nor shall it accept for disposal at its sanitary landfill, the following items:
- (1) Hazardous waste.
 - (2) Household hazardous waste.
 - (3) Infectious waste which has not been rendered innocuous.
 - (4) Lead-acid batteries.
 - (5) Tires which have not been cut, chipped or shredded in accordance with RSMo chapter 260.
 - (6) Major appliances.
 - (7) Waste oil from motor vehicles.
- (b) *Unlawful acts.*
- (1) It shall be unlawful for any person to conceal or attempt to conceal any unlawful items in refuse to be collected by the city or deposited in the city's sanitary landfill. The director shall be authorized to cause inspection of any materials brought to the landfill to assure conformance with this requirement.
 - (2) It shall be unlawful for any person to utilize the refuse roll cart or containers ~~s or bags~~ of another customer for the disposal of his own refuse or garbage.
 - (3) It shall be unlawful for any person to deliver, deposit, drop off or set out at any residential yard waste site any materials, substances or thing other than yard waste from that person's personal residence.
 - (4) **It shall be unlawful for any person to place or deposit the following items inside a refuse roll cart:**
 - i. **Hot ashes, coals, or loose cool ashes.**
 - ii. **Items too large for refuse roll carts, such as furniture and appliances.**
 - iii. **Rocks, dirt or construction debris.**

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- (5) It shall be unlawful for any person to dispose of any refuse by depositing the same in any public alley, street, roadway, vacant lot or property of any kind or character within the city or in any stream or body of water within the city, or by burning garbage. However, nothing in this section shall be construed to prohibit the disposition of refuse by means of burning the same in an incinerator enclosed within a building and complying with applicable state law.
 - (6) It shall be unlawful for any person to block, either by parking a motor vehicle or by placing any barriers or other restrictive devices, the access to any refuse storage container by the city collection vehicles.
 - (7) It shall be unlawful to place liquid fats, oils and greases into a trash compactor, ~~or~~ dumpster or roll cart. A violation of this subsection is a Class A misdemeanor as designated by this code and punishable under section 16-31 of this code.
 - (8) Information obtained from waste disposed or deposited in violation of this section may be a rebuttable presumption that the person so identified committed the violation of sections 22-158(b)(2) and (4).
 - (9) Except as otherwise provided in this subsection, it shall be unlawful for any person to take, open or remove the contents of, commingled recycling bag placed near the street for collection by the city. This subsection shall not apply to city refuse collectors performing their job duties.

(Ord. No. 13056 § 1, 8-19-91; Ord. No. 13055 § 1, 8-19-91; Ord. No. 15641, § 1, 6-15-98; Ord. No. 16572, § 1, 9-5-00; Ord. No. 20061, § 1, 9-15-08; Ord. No. 20341, § 1, 7-20-09; Ord. No. 22578, § 4, 9-21-15 ; Ord. No. 23683 , § 2, 11-5-18)

Editor's note(s)—Section 1 of Ord. No. 12820, adopted Dec. 10, 1990, added a new § 22-158 and renumbered existing §§ 22-158—22-165 as §§ 22-159—22-166.

Sec. 22-159. Residential refuse customers.

Residential Refuse Carts Required. All single family homes, duplexes, and apartment buildings containing a maximum of four (4) living units, unless otherwise approved by the director shall use the City's curbside collection service, and pay the approved rates. Residential curbside refuse customers shall use a City provided refuse cart for the weekly collection of refuse. Carts are the property of the City of Columbia and shall remain at the assigned property at all times. Three (3) refuse cart sizes are available for a monthly fee:

35 gallon

65 gallon

95 gallon

(a) *Rates.* The following rates shall apply for the removal of refuse:

- (1) *Curbside pickup.* Residential curbside service shall consist of the removal of refuse by weekly curbside pickup at single family, duplex and apartment buildings containing a maximum of four (4) living units unless otherwise approved by the director. Residential Curbside customers may choose from three (3) sizes of refuse carts. The fee for such service shall be based upon the size of the refuse cart as follows:

~~Residences, per month, per residential unit \$17.37~~

35 –gallon, \$12.87 per month

65 – gallon, \$17.37 per month

95 – gallon, \$22.50 per month

- (2) Additional Refuse Carts: Residential curbside customers shall select the size of the refuse cart based upon the volume of refuse they generate each week. Residential curbside customers that frequently

produce a volume of refuse that is greater than the capacity of their refuse cart should request a larger size refuse cart. Residential curbside customers with a 95 – gallon refuse cart may request additional 95 – gallon refuse cart(s) if additional capacity is required. The fee for each additional 95 – gallon cart is as follows:

Each additional 95 – gallon refuse cart is \$13.5 per month

Centralized container pickup. Residential service shall consist of the removal of refuse by weekly centralized container pickup for apartment or grouped residential structures containing more than four (4) living units, unless otherwise approved by the director. The fee for removal of refuse deposited in a centralized container shall be as follows:

Grouped residential units having centralized collection containers, per unit, per month \$15.72

- (3) *Vacant residence.* A residence that is vacant and the owner has requested discontinuance of a metered service shall be charged fifty (50) percent of the per month, per residential unit rate applicable for the unit.
- (b) ~~*Refuse bags.* Four (4) refuse bag vouchers per year will be provided to each residential unit paying the monthly rate for curbside pickup. Each voucher may be redeemed for twenty-six (26) refuse bags. Additional bags will be made available for purchase by the customer at a cost and location to be determined by the director. Beginning on February 1, 2021, refuse bags used for curbside pickup are required to display the city logo or other unique identifier established by the director.~~
- (c) *Customer responsibility.* ~~It shall be the duty of every customer to place the daily accumulation of refuse in refuse bags which are securely sealed. Every person placing garbage in any such bag shall eliminate, to the greatest extent possible, all water and liquid from such garbage before placing the refuse in the bag. Bags may only contain refuse generated from the residential location at which the bags are placed for collection. No commercial waste or off-site construction debris may be deposited at a residential location for collection.~~
 - (1) It shall be the duty of every customer to place the daily accumulation of refuse in refuse (trash) bags which are securely closed. Customers shall place all refuse bags inside their refuse cart or bulk storage container for collection.
 - (2) It shall be the duty of every person placing garbage in any such bag, to eliminate, as far as possible, all water and liquid from such garbage before placing same in such bag.
 - (3) Placement of refuse carts for collection.
 - i. All refuse carts shall be set out by the customer at the public curb, alley or other City designated location no earlier than 4:00 p.m. of the day preceding collection and no later than 6:30 a.m. on the collection day.
 - ii. Customers shall remove all refuse carts from the curb or alley collection location no later than 10:00 p.m. on the collection day.
 - iii. Customers shall leave at least three (3) feet between each refuse cart and at least eight (8) feet from any other object such as a vehicle or mail box.
 - iv. Refuse carts are to be placed in locations with a minimum 15 feet of vertical clearance.
 - v. Customers shall only place the city-issued refuse cart(s) at the curb for collection.
 - vi. Customers shall keep refuse cart lids closed when placing refuse cart at the curb for collection.
 - vii. Customers shall notify the City of any damage to the City-issued refuse cart(s). Damaged refuse carts will be replaced by the City, but may be charged to the Customer for damages beyond “normal wear and tear”.
 - viii. Customers shall notify the City if refuse cart is missing or has been stolen.
 - (4) Maintenance of Refuse Carts.
 - i. City issued refuse carts shall be stored on private property.
 - ii. City issued refuse carts are property of the City and must remain at the address assigned.

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- iii. When residents vacate a property, they are responsible for leaving City-issued cart(s) on the property in a secure location. City may remove cart(s) from the property when the utilities are disconnected.
 - iv. Customers shall keep carts reasonably clean so they will not attract flies, rodents or other pests or cause a health concern.
- (d) ~~Location of refuse or yard waste for pickup. All items shall be placed in an easily accessible location at the back of the curb, edge of the roadway or immediately adjacent to an alley, as the case may be. Material for disposal shall not be located within a building or structure. If more than one bag is necessary to hold the refuse accumulated at a customer's premises, or if more than one bag is used for the refuse from any one building, all bags shall be placed at the same location on the premises.~~
- (e) ~~Unlawful to deposit other than refuse and yard waste in bags inside refuse carts for pickup. It shall be unlawful for any person to deposit any material other than refuse and yard waste inside a city-issued refuse cart as defined in this article for collection into a bag or refuse cart for removal of refuse. Refuse and yard waste bags placed on top of the refuse cart or on the ground next to the refuse cart will not be collected.~~
- (f) Refuse Cart Exchanges: Residential curbside refuse customers may request to exchange their refuse cart for a smaller or larger size.
- (1) New customers may request to exchange their refuse cart for a smaller or large size one time within the first 120 days of initially receiving the refuse cart at no charge.
 - (2) A \$25.00 exchange fee per cart will be charged for all refuse cart exchanges after the initial 120 day period has expired.
- (g) Reserved.
- (h) *Unlawful to place refuse at curb, when:*
- (1) It shall be unlawful for any person, partnership or corporation to place or allow any refuse, or yard waste grass clippings, leaves or brush, to remain at the curb or edge of the roadway, ~~or in any other open and unscreened area accessible to animals~~, on any day other than the scheduled day of collection ~~of refuse~~ for that location. The "day of collection" is hereby defined to be the period from 4:00 p.m. of the day preceding collection until ~~6:00~~ 10:00 p.m. the day of collection.
 - (2) The person or persons in whose name the refuse account is maintained and the owners of record of the property on which the refuse, garbage, refuse cart or yard waste grass clippings, leaves or brush, is placed or allowed to remain shall be prima facie responsible for its placement and maintenance in violation hereof.
 - (3) Violation of this subsection shall constitute a class "C" misdemeanor pursuant to the provisions of chapter 16, article II of this Code.
- (i) ~~Dimensions and weight. All material for collection must be in a city provided refuse bag cart and shall not exceed fifty (50) pounds total weight per bag.~~
- (j) *Collection and pickup.* Residential refuse pickup shall be made once weekly according to a schedule on file with the director. The director may vary the schedule and will post notice of any such variance because of weather conditions or other conditions which make the normal collection schedule impractical. When a holiday is observed on the normal day of collection, the collection will be made the following day or as approved and publicly announced by the director.
- (k) *Bulky item collection.* Collection of bulky items will be provided for residential customers receiving curbside collection. Bulky items are normal household items that are too large to be placed in the city provided refuse bags. Materials resulting from the erection, destruction or remodeling of a building, felled trees, large

automobile parts, hazardous materials, etc., and items which generally cannot be handled by two (2) individuals do not qualify as bulky items. Collection of bulky items will be required to be scheduled a minimum of one (1) week in advance of collection. Collection will be provided based on first available schedule. The request for collection must identify the number and type of items requested to be collected. Items for bulky item collection shall be placed no earlier than twenty-four (24) hours in advance of the scheduled pickup date in a visible and easily accessible location not to extend more than fifteen (15) feet from the back of curb, edge of roadway or immediately adjacent to an alley, as the case may be. Each residential customer with curbside collection will be provided the collection of one (1) bulky item each year at no additional cost.

The charge for each additional scheduled bulky item collection will be as follows:

First item per scheduled bulky item collection: \$21.50

Each additional item per scheduled bulky item collection: \$5.00

- (l) *Suspension of tree limb and yard waste requirements.* In the event of a storm which causes widespread tree damage, the requirement to place brush and tree trimmings into refuse bags for collection may be suspended by the director.
- (m) *House collection for physically disabled or handicapped:*
 - (1) Any owner, occupant, tenant or lessee of a residential unit who, due to a physical disability or handicap, is unable to ~~transport their refuse cart~~ ~~carry refuse~~ to the curbside may receive house collection at the same service rate as curbside collection. A request for this service must be submitted in writing to the director. This request must include certification by a licensed health care provider of the applicant's physical disability or handicap.
 - (2) Refuse to be collected from the house must be in ~~a city-issued refuse cart bags~~ and shall be located in plain view in an accessible location at ground level ~~in front of the residence, or on an open platform not more than four (4) feet above the ground level and so placed that it may be reached from the ground by the collector.~~ ~~Bags-Refuse carts~~ shall not be located within a building or structure. Collection will be made from only one location on the premises.
- (n) *Major appliance pickup.* The director shall establish a date and time for pickup of major appliances at curbside upon the payment of a fee of twenty-nine dollars (\$29.00) for appliances equipped for use of refrigerants, per appliance and twenty-one dollars and fifty cents (\$21.50) for appliances not requiring refrigerants, per appliance and receipt of a permit for each appliance to be picked up by the person desiring the pickup. The permit shall be nonrefundable and nontransferable. Upon the applicant's request, the permit fee may be charged to the applicant's utility account.
- (o) Extra Refuse Cart Collection: A one-time extra refuse cart collection is available for residential curbside refuse customers who would like to have their refuse cart emptied and are unable to wait until their next scheduled collection day. Request for additional refuse cart collection shall be by appointment. Customers shall comply with all customer responsibilities listed under Section C above. Customers shall be charged an additional collection fee based upon their refuse cart size as follows:
 - 35 gallon: \$7.70 per collection
 - 65 gallon: \$12.20 per collection
 - 95 gallon: \$16.70 per collection
- (p) *Special pickup of unlawfully placed material.* It shall be unlawful for any material to be placed or allowed to remain at the curb or edge of the roadway in violation of this article. The fee for removal of unlawfully placed material shall be as follows:

Special pickup fee of unlawfully placed material\$72.13

Plus \$55.00 per ton plus \$1.15 per collection minute with a minimum of five (5) minutes.

The person(s) whose refuse or yard waste is being disposed of, the person(s) who unlawfully placed the refuse or yard waste, the occupant(s) of the property where a special pickup occurs and the owner(s) of the property, if different, shall be jointly and severally liable for payment of the special pickup fee of unlawfully placed material. Normally, special pickup fees of unlawfully placed material shall be billed initially to the city utility customer for the location where the special pickup was made.

(Code 1964, § 10.9070; Ord. No. 9931, § 1, 9-6-83; Ord. No. 12023, § 1, 9-19-88; Ord. No. 12820, § 1, 12-10-90; Ord. No. 13055 § 1, 8-19-91; Ord. No. 13057, § 1, 8-19-91; Ord. No. 13925 § 1, 1-3-94; Ord. No. 14213 § 1, 9-19-94; Ord. No. 15641, § 1, 6-15-98; Ord. No. 16776, § 1, 2-5-01; Ord. No. 16851, § 1, 4-2-01; Ord. No. 17020, § 1, 9-17-01; Ord. No. 17836, § 1, 9-15-03; Ord. No. 19207, § 1, 9-18-06; Ord. No. 19678, § 1, 9-17-07; Ord. No. 20263, § 1, 5-4-09; Ord. No. 20341, § 1, 7-20-09; Ord. No. 20741, § 1, 9-20-10; Ord. No. 21075, § 1, 9-19-11; Ord. No. 22215, § 1, 9-15-14 ; Ord. No. 22574, § 1, 9-21-15 ; Ord. No. 22639, § 1, 11-2-15/3-15-16 ; Ord. No. 23303 , § 1, 9-18-17, eff. 10-1-17; Ord. No. 23637 , § 1, 9-17-18; Ord. No. 24364 , § 1, 9-21-20; Ord. No. 25019 , § 2, 5-16-22)