

## CHAPTER 15

### SOLID WASTE DISPOSAL

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#### Section 15.1 Definitions

(a) Garbage is defined as rubbish, trash, animal and vegetable waste matter, kitchen and household waste, paper and food containers.

(b) Dry refuse is defined as tin cans, paper, dry trash, and such, but in no event shall it be construed to mean kitchen or other garbage, refuse or rubbish which will cause noxious odors and disagreeable smells.

#### Section 15.2 Collection of Garbage

(a) The Village of Folsom shall provide garbage collection service. Charges for the service shall be established by the board. Administrative rules and regulations may be promulgated by the board as required.

(b) Commercial garbage shall be collected from retail and commercial establishments as scheduled by the board. Garbage and litter shall be placed in containers not larger than 25 pound capacity or in neat stacks at pickup points established.

(c) Residential garbage shall be collected as scheduled by the board. Garbage and litter shall be placed in containers not larger than 25 pound capacity or in neat stacks at the pickup point which shall be that point on the property nearest to the route of the garbage truck. Village garbage collections will not go upon private property to collect dry refuse or garbage, except areas that are open to the public, such as business parking lots and private alleys. Loose refuse not in containers shall be placed in plastic bags.

(d) Newspapers must be tied in bundles.

(e) Cardboard boxes must be broken down and bundled.

(f) Refuse or garbage may not be put out for collection more than forty-eight hours before the scheduled pick up.

### **Section 15.3 Bulky Refuse**

The following items will not be collected by Village Garbage collectors and must be disposed of by the owner thereof:

- (1) Motor vehicles.
- (2) Waste from demolition, destruction, burning or disposal of buildings.
- (3) Large household appliances, e.g. stoves, refrigerators, washing machines, dryers, freezers.
- (4) Concrete
- (5) Large limbs, tree trunks, tree roots
- (6) Items weighing more than fifty pounds or 27 kilograms
- (7) More than three (3) trash bags per pick up.

### **Section 15.4 Burial of Refuse Prohibited**

No trash, garbage or other refuse may be buried unless a permit has been granted by the mayor.

### **Section 15.5 Accumulation of Refuse**

No person shall permit the accumulation of refuse on any premises for an unreasonable period of time.

### **Section 15.6 Interference with Containers**

(a) No person shall interfere with garbage cans, bags or other containers, or their contents except the owner or with the owner's permission.

(b) It shall be unlawful for any person to place, or permit another to place, any garbage or trash in any receptacle, at any refuse collection point unless the refuse is from the premises served by the container.

### **Section 15.7 Penalty**

Any person, firm or corporation violating any provision of this ordinance shall be fined not less than five nor more than one hundred dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

### **Section 15.8 Trash Burning**

It shall be unlawful for any person to burn trash, garbage or other refuse within the municipal fire hazard district.

Editorial Note: The authority for municipalities to compel and regulate the removal of garbage is found at L.R.S. 33:401(8),

which statute also provides municipal authority to secure the general health and to abate nuisances. In municipalities which do not provide public refuse pickup, reasonable regulation or private haulers is authorized, and licensing may be required by the municipality in accordance with L.R.S. 47:395.

ORDINANCE # 90-08-1

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF ORDINANCES FOR THE VILLAGE OF FOLSOM BY AMENDING THE PROVISIONS CONCERNING THE COLLECTION OF SOLID WASTE, THE MANDATORY FEES THEREFORE, PROVIDING PENALTIES FOR VIOLATION THEREOF, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Mayor and Board of Aldermen desire to amend Chapter 15 of the Code of Ordinances relative to the disposal of solid waste in the Village of Folsom;

BE IT ORDAINED, by the Mayor and Board of Aldermen of the Village of Folsom, Louisiana, that the Code of Ordinances of the Village of Folsom is hereby amended by amending Chapter 15 which shall be amended in the following respects and manner:

Section 15.2 shall be amended to read as follows:

SECTION 15.2 COLLECTION OF GARBAGE

(a) The Village of Folsom shall provide garbage collection service. The fee or charge for such service shall be mandatory for all persons, firms or corporations within the limits of the Village of Folsom who are residential users of services provided by the Village such as water or sewerage. The monthly fee is currently set at FIVE AND NO/100 (\$5.00) DOLLARS; but such fee may be adjusted from time to time by resolution of the Board of Aldermen.

- (b) This subsection shall be deleted.
- (c) The subsection shall become subsection (b).
- (d) This subsection shall become subsection (c).
- (e) This subsection shall become subsection (d).
- (f) This subsection shall become subsection (e).

Section 15.3 shall be amended as follows:

SECTION 15.3 BULKY REFUSE

Subsection (7) of Section 15.3 is hereby amended to read as follows:

- (7) More than five (5) trash bags per pick up.

This Ordinance shall become effective and shall become operable upon its publication.

The above Ordinance has been read and considered by Section, and upon a vote being taken, the following result was had:

YEAS:	<u>3</u>
NAYS:	<u>0</u>
ABSENTS:	<u>0</u>

WHEREUPON the Mayor declared said Ordinance to be duly adopted on the 10 day of September, 1990.

ATTEST: *Marta Johnson*  
VILLAGE CLERK

VILLAGE OF FOLSOM

*Ray B. Willie, Jr.*  
BY: RAY B. WILLIE, JR., MAYOR

*Jo Ellen McIntyre*  
ALDERMAN

*Marshall Brown*  
ALDERMAN

*Judy With*  
ALDERMAN

VILLAGE OF FOLSOM  
STATE OF LOUISIANA

**ORDINANCE AMENDING CODE OF ORDINANCES  
CHAPTER 15, SOLID WASTE DISPOSAL**

AN ORDINANCE TO PROVIDE FOR THE IMPOSITION OF A COLLECTION FEE FOR DELINQUENT SERVICE CHARGES OR USER FEES WHEN COLLECTED THROUGH THE OFFSET CLAIMS PROGRAM, AS AUTHORIZED BY LOUISIANA REVISED STATUTE 47:299.1 ET SEQ. AND TO PROVIDE FOR RELATED MATTERS.

BE IT ORDAINED by the Board of Aldermen of the Village of Folsom, State of Louisiana that the Village of Folsom, Code of Ordinances, Chapter 15 "Solid Waste Disposal" be amended to add the following provision:

Section 15.9 Offset Claims Program.

Any charges levied herein which remain unpaid for thirty (30) days past the due date shall be subject to collection through the Louisiana Municipal Advisory and Technical Services Bureau Corporation Offset Claims Program. Overdue charges will be offset from the individual income tax refund of the consumer. Should payment be collected through the Offset Claims Program, a fee of Twenty Five Dollars (\$25.00) will be charged the consumer in addition to all other charges, interest, and penalties collected. Pursuant to Louisiana Revised Statute 33:361, the Agreement with the Louisiana Municipal Advisory and Technical Services Bureau Corporation for participation in the Offset Claims Program in the form attached hereto is approved, and the Mayor is authorized to execute it.

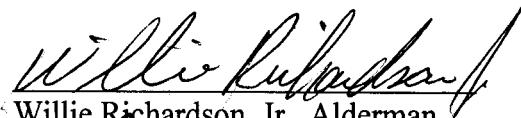
BE FURTHER ORDAINED that this ordinance shall take effect on and after its promulgation.


Said ordinance having been introduced on the 13<sup>th</sup> day of March, 2000, notice of public hearing having been published, said public hearing having been held on the 10<sup>th</sup> day of April, 2000, the title having been read and the ordinance considered, on motion duly made and seconded to adopt the ordinance, a record vote was taken and the following was had:

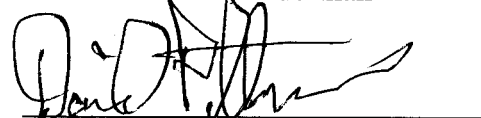
Yeas:	Alderman Willie Richardson, Jr. Alderman Gerald Sambola Alderman David Pittman
Nays:	None
Abstentions:	None
Absent:	None

Whereupon, the Mayor declared the above ordinance duly adopted on the 10<sup>th</sup> day of April, 2000.

Folsom, Louisiana this 10<sup>th</sup> day of April, 2000.

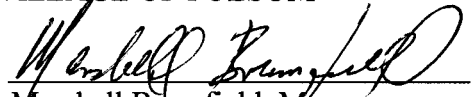
  
Willie Richardson, Jr., Alderman

  
Gerald Sambola, Alderman

  
David Pittman, Alderman

Approved:

VILLAGE OF FOLSOM

By:   
Marshall Brumfield, Mayor

CERTIFICATE

I, Joyce Core, certify that the above and foregoing is a true and correct extract of the minutes of the regular session of the Village of Folsom held at the Town Hall in the Village of Folsom, Louisiana on the 10<sup>th</sup> day of April, 2000. Present: Marshall Brumfield, Mayor, Willie Richardson, Jr., Alderman, Gerald Sambola, Alderman, David Pittman, Alderman. All present voted yea and there were no nays.

  
Joyce Core, Municipal Clerk