

Introduced by: Hugh Short  
Date Introduced: May 25, 2004  
Public Hearing Date: June 8 & 22,  
July 13 & 27  
Action: Passed 4-2 (No –  
Trantham, Williams)  
Date Enacted: September 28, 2004

## *CITY OF BETHEL, ALASKA*

### **ORDINANCE #04-06**

#### **AN ORDINANCE REPEALING ORDINANCE #04-03 REGARDING AMENDMENTS TO SECTIONS 13.12.010, 13.12.160, 13.12.280, AND 13.16.010 OF THE BETHEL MUNICIPAL CODE CONCERNING SOLID WASTE COLLECTION AND DISPOSAL**

**BE IT ORDAINED** by the City Council of Bethel, Alaska, that:

**SECTION 1. Classification.** Sections 2, 3, and 4 of this ordinance are of a general and permanent nature and shall become a part of the Bethel Municipal Code.

**SECTION 2. Amendment.** Section 13.12.010 of the Bethel Municipal Code entitled "Definitions" is hereby amended to read as follows:

13.12.010 Definitions.

Whenever, in any section of this chapter, the following terms are used, they shall have the meaning respectively ascribed to them in this section:

- A. "City" means the city, acting through its city council and/or its city manager.
- B. "Collection" means the operation of gathering together and transporting to the point of disposal garbage, rubbish and waste material.
- C. "Contractor" means the person, persons, firm or corporation entering into a contract with the city for the collection and disposal of garbage, rubbish and waste material.
- D. "Department" means the city public works department.
- E. "Disposal" means the complete operation of treating and/or disposing of the accumulation of garbage, rubbish and waste material, and the product or residue arising from such treatment.

- F. "Garbage" means and includes all animal and vegetable refuse from kitchens, all household waste which has been prepared from food or shall have resulted from the preparation of food, all table refuse or offal, and every accumulation of animal, vegetable, or other matter that attends the preparation, consumption, marketing, packing, canning, storage, and decay of meat, fish, fowl and vegetables, and fruit intended for human consumption; also dead animals and the accumulation from restaurant grease traps, but not dishwater nor wastewater.
- G. "Non-residential customer" means any owner of property, provided solid waste services that is not a three unit or less residential family dwelling, including industrial and commercial properties.
- "Person" means and includes individuals, firms, associations and corporations.
- H. "Rubbish" means and includes tree and shrubbery trimmings, lawn renovating grass, weeds, leaves, chips, paper, pasteboard, magazines and books, rags, rubber, carpets, clothing, boots, shoes, hats, straw packing, boxes and cartons, crates, packing materials, furniture and all other kinds of combustible rubbish, trash or waste material which ordinarily accumulates in the operation of a household or business. "Rubbish" does not include manure or waste from any poultry yard or stable.
- I. "Waste material" means and includes broken crockery, broken glass, ashes, cinders, shells, bottles, tin cans, metals and other similar noncombustible waste material resulting from the operation of a household or business, but does not include discarded automobile or truck bodies or other bulky or heavy objects, nor waste material resulting from any manufacturing, building or construction operation.

**SECTION 3. Amendment.** Section 13.12.160 of the Bethel Municipal Code entitled "Bulk containers" is hereby amended to read as follows:

13.12.160 Bulk containers.

No other type of container or receptacle shall be permitted for the accumulation and collection of rubbish and waste materials from residence, dwelling, commercial and industrial units, except certain bulk rubbish and waste material containers approved by the public works department of the city and supplied to the residence or dwelling unit by the city or contractor, as the term contractor is defined by this chapter. Such bulk rubbish and waste material containers shall be kept in a clean and sanitary condition by the person occupying or having charge or control of the residence, dwelling, commercial or industrial unit for which such bulk rubbish or waste material container is provided. Such bulk rubbish and waste material containers shall be provided with lids which shall be kept tightly closed at all times except during the process of filling or emptying such bulk containers.

**SECTION 4. Amendment.** Section 13.12.280 of the Bethel Municipal Code entitled "Depositing trash on land of another" is hereby amended to read as follows:

13.12.280 Depositing trash on land of another.

- A. On land owned by another without the owner's permission; or
- B. In any garbage container owned by another, including a bulk container or dumpster, without the owner's permission.

No person shall place or deposit on land of another any tin can, trash, refuse, rubbish, garbage, offal, nauseous substance, tree trimmings, grass cuttings, animal or vegetable matter, muck, automobiles, automobile bodies, trucks, truck bodies or any material which may become a nuisance, decayed or putrid.

**SECTION 5. Amendment.** Section 13.16.010 of the Bethel Municipal Code entitled "Bulk containers" is amended as follows:

13.16.10 Solid waste collection.

For the collection, removal and disposal of residential/non-residential/commercial garbage, rubbish and waste materials within the city, the following charges shall be made:

**A. Residential/non-residential/commercial scheduled rates:**

1. **Residential service:**

Frequency of Service	Rate
Monthly flat rate	\$12.00 per month

2. **Non-residential service:**

Frequency of Service	Rate
Monthly flat rate	\$45.00 per month

3. **Commercial service:**

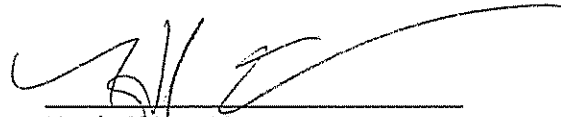
Frequency of Service	Rate
Four yard dumpster	\$40.00 per pick up
Eight yard dumpster	\$50.00 per pick up
Commercial monthly flat rate w/o dumpster	\$45.00 per month

**B Residential/commercial on-call rates:**

- 1. Residential services, ten dollars and ninety cents per call;
- 2. Commercial services, forty-five dollars per call.

**SECTION 6. Effective Date.** This ordinance shall become effective immediately upon passage by the City Council.

**PASSED AND APPROVED THIS 28<sup>th</sup> DAY OF SEPTEMBER 2004, BY A VOTE OF FOUR  
IN FAVOR AND TWO OPPOSED.**

  
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Hugh Short, Mayor

ATTEST:

  
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Selena Malone, City Clerk