

**VILLAGE OF PECATONICA, ILLINOIS
MUNICIPAL CODE
ARTICLE ELEVEN
RESIDENTIAL REFUSE/RECYCLING**

REVISED: ORDINANCE 2006-11-2

ARTICLE ELEVEN RESIDENTIAL REFUSE/RECYCLING

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Chapter One License

Section 1 Exclusive Franchise License

- A. There shall be issued in the Village of Pecatonica no more than one refuse license, authorizing the collection of garbage/refuse and recyclable materials for any and all residential dwelling units located within the corporate limits of the Village.
- B. The said exclusive franchise license shall be issued to that contractor awarded the contract by resolution of the Board of Trustees for the collection of residential refuse and recyclable materials.
- C. The exclusive franchise licensee shall have the duties and obligations as outlined in the contract awarded for the collection of residential refuse and recyclable materials.

Section 2 Exemptions

- A. This ordinance does not prohibit citizens of residences from delivering recyclable material to a place of their choice.

Section 3 Penalty

- A. The penalty for any garbage/refuse service collecting residential refuse or recyclable materials without the exclusive franchise license (exempting dumpster contracts), upon conviction, shall be fined not less than \$500.00 plus court costs per incident.

Chapter Two Requirements of Participants

Section 1 Procedure

- A. It shall be the duty of every owner, agent, tenant or occupant of any residence in the Village of Pecatonica to place all garbage refuse or waste in approved receptacles as set forth and defined herein below:
 - 1. The refuse material shall be placed in bags or cans not exceeding a capacity of 33 gallons or weight of 50 pounds.

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2. Residents shall be furnished a recycling bin by the Contractor for disposal of newspapers with inserts, green, brown and clear glass products, aluminum and metal cans, all plastic and other recyclable materials designated by the Village by Ordinance.
3. Residential complexes with dumpsters will be exempt upon providing the proper paperwork.
 - a. In the event a person, business or organization has arranged with a refuse collector for dumpster pickup and a person owning or employed by said person, business or organization lives in the same building as said person, business or organization, said person shall not be required to pay for separate residential garbage pickup.
 - b. However, in the event a person, business or organization has arranged with a refuse collector for dumpster pickup and a person owning or employed by said person, business or organization does not live in the same building with the person, business or organization with dumpster pickup, but lives elsewhere within the Village, the resident is required to pay for garbage and refuse pickup as well as the recycling bin program.
 - c. It is unlawful for a person, business or organization which has arranged with a refuse collector for dumpster pickup to allow anyone who does not live in the same building as said person, business or organization to place their garbage or refuse in the dumpster of said person, business or organization.

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Section 2 Restrictive Items

- A. Residents shall not place for collection dirt, rocks, broken concrete, Christmas trees if prohibited by landfill, hot ashes, bulky items including but not limited to CFC containing appliances or other materials banned from landfills, material designated as a special waste or hazardous waste by any state or federal agency, remodeling, repair or demolition of any structure or from manufacturing, commercial, industrial or agricultural processes, unless subscribed to personally with the refuse company.
- B. A weekly pickup of bulky items will take place at the same time and place as refuse and recycling collection.

Section 3 Collection Time Frame

- A. Collection of refuse shall take place one time per week for all residents.
 - 1. A week is determined as Monday through Friday.
- B. If the collection schedule falls on a holiday, the collection days of that week will be set back one day, after the holiday.
 - 1. Holidays are New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.
- C. All refuse material to be collected will be placed at curb location by 5:00 A.M. local time on the day of collection.

Section 4 Recyclables

- A. Each residence shall be provided with one recycling bin for recyclable material as defined below.
 - 1. Additional bins can be purchased from the Contractor.
 - 2. Damaged bins which are no longer usable due to normal wear and tear will be exchanged.

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- B. Collection of recyclable materials shall take place as defined herein below:
1. All recycling materials shall be placed in the bin or bins provided by the Contractor or other recycling container at curb location by 5:00 A.M. on the day of collection.
 2. All recycling materials shall be in clean condition.
 3. Labels need not be removed.
 4. All sorting will be done at curbside by the Contractor.

Section 5 Billing and Penalty

- A. Each resident will receive a bill for refuse/recycling pickup included in their quarterly or monthly water/sewer billing of which same procedure for collection applies.
- B. Beginning November 1, 2006 each resident (defined as the owner, tenant, occupant, agent of owner, contract seller or contract buyer) shall jointly and severally be liable for the timely payment each month for residential refuse/recycling pickup, whether or not such residence or other building is occupied, commencing from the time water service is activated.
- C. Residents not paying their refuse bill by the required due date will be charged a late penalty of \$10.00.
- D. Residents not paying their refuse bill will be subject to a fine in the form of a citation being issued with the following penalty: \$25.00 if paid within 10 days and \$50 if paid within 30 days.

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E. Items Not Picked Up

1. In the event the owner, agent, tenant, or occupant of any residence in the Village places garbage for pickup and said garbage or refuse remains, the Village Clerk shall notify the owner, agent, tenant, or occupant of the residence where said garbage or refuse remains telling them that they have seven (7) days to have said garbage picked up from the date of this letter or a penalty of \$50 shall be added to their garbage bill.
2. If the owner, agent, tenant, or occupant of any such residence fails to take action to have said garbage removed within said seven (7) days, the Village Clerk shall notify the Chief of Police of the Village to investigate to correct the problem within fourteen (14) days of the original notification by the Clerk.
3. In the event said garbage or refuse is still present after the fourteenth day from the first notification by the Village Clerk, the Village Clerk is instructed to add the sum of \$50 as a penalty to the garbage bill of the owner, agent, tenant, or occupant involved, and then contact the refuse hauler to have the garbage picked up and in addition shall add the cost of said pickup to the bill.