

TITLE V: STREET DEPARTMENT

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CHAPTER 50: GARBAGE AND REFUSE

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§ 50.01 TOWN TO COLLECT AND REMOVE GARBAGE.

The Town or its designated contractor shall collect and remove all garbage and waste in the Town from residential dwellings, commercial establishments and industries on a weekly basis. No other person shall be permitted to collect and remove garbage and waste commercially or for a fee, unless approved in advance by the Board of Commissioners.

It shall be unlawful for any person or business to permit garbage or refuse to pile up, accumulate, be stored or remain on any premises longer than is reasonably necessary to remove and deposit same in approved containers as required herein.

Periodic garbage and refuse collection fees shall be assessed to each separate residential and/or business premise within the Town according to fees established by the trash service provider contracted by the Town. ('81 Code, §13-1) Penalty, see §10.99

Statutory reference: Municipal authority to regulate trash and garbage, G.S. §160A-303.1

§ 50.02 CONTAINER REQUIREMENTS.

The occupant of every building, premises or where garbage does or may exist, shall be provided with an approved garbage container by the designated contractor selected by the Town in which all garbage will be deposited for the premises.

All containers shall be kept in a reasonably clean condition by the user.
(‘81 Code, §13-2) (Am. Ord. passed 6-15-04) Penalty, see §10.99

§ 50.03 DANGEROUS WASTE.

(A) Highly flammable or explosive materials shall not be placed in containers for regular collection but shall be disposed of as directed by the Town at the expense of the owner or possessor thereof.

(B) Special waste such as chemical, radioactive or other waste which would require extraordinary handling and disposal methods shall not be collected by the Town but by the methods designated by the Franklin County Health Department.

(‘81 Code, §13-3) Penalty, see §10.99

§ 50.04 RUBBISH PROHIBITED ON STREETS, SIDEWALKS.

It shall be unlawful for any person to place in or on any street, sidewalk, alley, or public highway any rubbish, dirt or filth of any kind, or any vegetables, fruit peels, tin cans or any other substance or refuse matter of any kind whatsoever, which would render the street unclean, except in the approved garbage container by the designated contractor as set forth above. ('81 Code, §13-7) Penalty, see §10.99

§ 50.05 CONSTRUCTION REFUSE.

Removal of materials such as lumber, bricks, plaster, loam and other substances accumulated as a result of repairs to existing buildings or construction of new buildings is the responsibility of the property owner. ('81 Code, §13-8) Penalty, see §10.99

§ 50.06 CURBSIDE YARD WASTE COLLECTION.

(A) This section pertains to the curbside collection of yard waste in the Town of Franklinton. Identified yard wastes include leaves, grass clippings, pine straw, or other natural items which are not in conflict with division (A) of this section. Additional clarification in relation to this chapter can also be obtained from Town Personnel.

(B) Yard waste curbside collection rules and regulations.

(1) All limbs must be cut into lengths no longer than eight (8) feet long and no larger than four (4) inches in diameter. Yard waste piles must be neatly stacked next to curbside to ensure collection.

(2) All leaf and pine straw piles must be kept free from sticks, limbs, rocks, etc. so as not to cause injury to Town employees or damage Town equipment.

(3) Absolutely no type of yard waste to be collected by the Town shall be placed in the ditch or gutter for collection. All yard debris shall be placed in the edge of the yard from the residence it originated from.

(4) Each Franklinton resident is allowed one truckload of “unchipped” yard waste materials per collection by the Town. An “unchipped” load of yard waste is considered to be twelve (12) feet long by four (4) feet tall by six (6) feet wide. All yard waste deposited at the curbside for collection by the Town will be collected each collection cycle. Franklinton residents will be charged a fee to be determined and amended from time to time by the Board of Commissioners for all “unchipped” loads in excess of their first “unchipped” load for each collection cycle. If a Franklinton resident hires a contractor for maintenance, landscaping or in case of an emergency, it is the responsibility of the contractor or resident to dispose of any accumulated waste and/or landscaping materials in a timely manner.

(5) The Town collects yard waste on a continuously rotating schedule so no definitive pick-up schedule is available. Penalty, see §10.99.

§ 50.07 CURBSIDE TRASH, RECYCLING AND WHITE GOODS COLLECTION.

(A) Household garbage shall be placed in trash bags and deposited in a Town provided cart and must be stored within the container at all times. Garbage located outside the container will not be collected. Additional containers will be made available for an additional charge to be determined by the trash contractor.

(B) Customers will be provided a container for recycling and will be collected on a bi-weekly basis. Materials for recycling collection shall be placed un-bagged in the designated container.

(C) Refuse and recycling to be collected by the Solid Waste Services Contractor shall be placed at the street of the property from which it was generated no earlier than 6:00pm on the evening before the scheduled refuse collection day. Empty containers must be removed from the curb, or roadway by 8:00am the morning after the scheduled refuse collection day.

(D) Containers shall be placed at least five (5) feet away from any obstruction including (mailboxes, transformers, parked cars and light poles) and shall not be placed near low hanging branches or power lines.

(E) Any person who places refuse or refuse/recycling containers upon a public street or in the public right-of-way before the time designated in this Code or leaves refuse or refuse/recycling containers in a public street or in the public right-of-way beyond the time allowed in this Code shall be in violation of the provisions of this Code and shall be subject to a fifty dollar (\$50.00) civil penalty. Each 24-hour period in which a violation occurs is a separate offense for which a separate civil penalty applies. Any violation of this subsection shall be deemed a non-criminal violation and shall not be a misdemeanor or infraction pursuant to G.S. 14-4. The Code Enforcement Officer or his designees may enforce the provisions of this section.

(F) White goods are defined as residential appliances limited to washing machines, clothes dryers, stoves, ranges, ovens, refrigerators, freezers, dishwashers and water heaters. The Town collects white goods by appointment only on the last working Friday of the month. Customers must contact Town Hall two (2) days before scheduled collection. Appliance doors must be removed prior to placement at curbside.

§ 50.08 REMOVAL OF DEAD ANIMALS.

Dead animals will be removed from any public right-of-way premises upon notice to the Street Department Supervisor of the existence of the dead animals.

§50.09 BURNING OR BURYING REGULATIONS.

It shall be unlawful to burn or set fire to or bury any garbage, solid waste, or refuse for the purpose of disposal. The Town offers residential yard waste pick-up service, no burning of leaves, branches, or yard waste is allowed.