

ARTICLE 3-5. SOLID WASTE AND RECYCLING PROGRAM

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Sec. 3-5-1. Solid waste and recycling program.

There is hereby created the City of Coppell Solid Waste and Recycling Program.

(Ord. No. 259; Ord. No. 2006-1121, § 1, 2-28-06)

Sec. 3-5-2. Garbage collection by franchisee.

That the term of the Agreement as modified shall be modified to take effect and continue in full force for a period of six (6) years, commencing, April 1, 2004 (the prior Agreement terms to remain in effect prior to such date) with the Agreement termination date being April 1, 2010.

(Ord. No. 259; Ord. No. 2004-1069, § 1, 1-27-04)

Sec. 3-5-3. Use of collection service mandatory.

All residents and commercial establishments within the city shall be required to use the waste disposal services offered directly by the city or under its authorized independent franchisee.

(Ord. No. 259)

Sec. 3-5-4. Residential collection fee.

The fee for residential collection shall be as established by appropriate city council resolution.

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(Ord. No. 96737)

Sec. 3-5-5. Commercial collection fee.

The fee for commercial collection shall be as established by appropriate city council resolution.

(Ord. No. 96737; Ord. No. 2006-1121, § 1, 2-28-06)

Sec. 3-5-6. Residential containers.

It shall be the responsibility of each residential dwelling unit to provide portable containers for the placement of all refuse. Such containers may consist of plastic or treated paper bags, galvanized iron, tin or other suitable metal or plastic cans with two handles and a tight fitting cover with a handle for removal. The capacity shall be a minimum of 20 gallons and not exceeding 30 gallons. Each residential unit shall provide sufficient number of containers to accommodate the storage of all refuse produced from the unit. The common 55 gallon drum or similar type shall not be considered as a proper container.

(Ord. No. 259)

Sec. 3-5-7. Placement of containers.

- A. If the residential unit from which garbage is to be collected is adjacent to an alley, the owner, occupant, tenant or lessee shall be required to keep the garbage container within his private property until the day of, or the evening before, the day for collection.
- B. If alley service is not available, the owner, occupant, tenant or lessee shall keep the container at a point behind the building line until the day of, or the evening before, collection.
- C. When placing the containers for collection, wet garbage shall be contained in a suitable manner to prevent odors from escaping, and the containers placed adjacent to the alley, or when alley service is not available, adjacent to the front curb line.

(Ord. No. 259)

Sec. 3-5-8. Brush and other large trash objects.

Brush must be cut in five-foot lengths and securely tied in bundles not to weigh more than 50 pounds. Such brush and large trash objects (which can be reasonably handled by two men) shall be placed at the usual pick-up site and shall be collected only on the second pick-up of each week.

(Ord. No. 259)

Sec. 3-5-9. Scavenging prohibited.

It shall be unlawful for any person other than City Manager of the City of Coppell, or his designee, or a commercial trash hauler acting under a franchise from the City of Coppell for public collection and disposal, to collect, take, remove, tamper with, interfere with scavenge from carry away or otherwise disturb garbage or trash which has been placed for collection at any authorized recycling site operated by the city or in any container on public or private property, as provided by this article.

(Ord. No. 90492; Ord. No. 2009-1235, § 1, 8-11-09)

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Sec. 3-5-10. Exception.

Section 3-5-9 does not apply to any commercial trash hauler which acting under a contract, license, or franchise from the United States Postal Service to collect, take, remove or carry away garbage or trash which has been placed for collection at United States Postal Offices located in the city.

(Ord. No. 90492)

Sec. 3-5-11. Roll-off containers.

Any roll-off containers used to collect, transport, or dispose of any solid waste generated within the city shall be owned and operated by the city or any independent contractor which has been granted a franchise by the city for the collection and disposal of solid waste. It shall be the responsibility of the city or its authorized contractor to provide roll-off containers. Roll-off containers other than those owned and operated by the city or its authorized contractor shall not be allowed for the collection, transportation, or disposal of any solid waste generated within the city.

(Ord. No. 2000-918, § 1, 7-25-00)

Sec. 3-5-12. Roll-off containers on residential lot—Permit required.

- A. It shall be unlawful for the owner of a residential property to place a commercial roll-off container on such residential lot without first obtaining a permit from the community program coordinator.
- B. The environmental health division may issue a permit, not to exceed 30 days, for placement of a roll-off container for solid waste generated on a residential site for construction, remodeling or reclamation of such property. Any permit granted hereunder may be extended for a reasonable time not to exceed 30 days.
- C. It shall be unlawful for any person, other than the owners, permittee, or persons with whom they have contracted to place any refuse, brush, waste or discarded items in a container permitted under this section.
- D. The city council shall, by resolution, establish a fee for any permit or extension thereof granted under this section.

(Ord. No. 2002-1015, § 1, 9-24-02; Ord. No. 2006-1121, § 1, 2-28-06)

Sec. 3-5-13. Yard trimmings recycling.

- A. The city, or its authorized contractor shall provide service to residential households to collect, haul and delivery to a compost facility the properly prepared yard trimmings that have been generated at that residential premise.
- B. Yard trimmings collected for recycling shall include grass trimmings, leaves, brush trimmings, tree trimmings, and bedding/ vegetable plants, and shall not include soil and common poisonous plants.
- C. Yard trimmings shall be prepared properly for recycling collection by placing in brown yard bags, designed to store yard trimmings with sufficient wall strength to maintain physical integrity when lifted, or loose in a container with a lid. All brush and tree trimmings with a diameter less than six inches, shall be cut into five foot lengths and tied with cotton/jute string. All containers and bundles shall weigh less than 50 pounds.
- D. Yard trimmings recycling collection shall occur once a week, with collections on Wednesdays and Saturdays in the city. All other collection conditions apply as in previous ordinance.

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- E. The authorized contractor shall collect, haul and deliver to a compost facility that is registered with the Texas Commission on Environmental Quality and is actively recycling yard trimmings into a compost/mulch product. The contractor shall be responsible for fees associated with delivery and provide the city with monthly reports of cubic yards delivered.
- F. The authorized contractor shall provide, at no charge, one hundred eighty (180) c. yards of finished compost each year to a location designed by the City of Coppell Parks and Recreation Department to be used at the city's discretion.
- G. The authorized contractor shall provide, at no charge, a roll-off container for city yard trimmings with a monthly haul to the compost facility. The city shall provide training to city staff to insure clean loads. In the event that repeated hauls are contaminated with non-yard trimming materials, the city and the authorized contractor shall agree to terminate this roll-off service.
- H. The authorized contractor and the city shall work cooperatively on the education and promotion of the residential yard trimmings recycling program.
- I. For one family residential service (once a week yard trimmings recycling) the fee shall be \$1.60 per month. This amount shall be added to the existing residential rate, and shall be subject to the franchise fee and rate adjustments.

(Ord. No. 2004-1069, § 2, 1-27-04; Ord. No. 2006-1121, § 1, 2-28-06)

Sec. 3-5-14. Definitions.

Unless the context clearly indicates otherwise, the following words and phrases shall have meaning respectively ascribed to them by this section.

Brush means cuttings or trimmings from trees, shrubs, lawns and similar materials.

Building line means the line established by the building constructed on the lot.

Collection means the act of removing solid waste (or materials that have been separated for the purpose of recycling) for transport elsewhere.

Compost means the controlled biological decomposition of organic materials through microbial activity.

Consumer Price Index (CPI) means the revised Consumer Price Index for all Urban Consumers (CPI-U), all items, published by the United States Department of Labor, Bureau of Labor Statistics 1982—1984=100. In the event the U.S. Department of Labor, Bureau of Labor Statistics ceases to publish the CPI, the parties hereto agree to substitute another equally authoritative measure of change in the purchasing power of the U.S. dollar as may be then available so as to carry out the intent of this provision.

Franchisee means the private waste company that collects, hauls and disposes of solid waste materials within the city limits.

Garbage means all solid waste consisting of putrescible animal or vegetable waste that results from the handling, preparation, cooking and consumption of food.

Hazardous waste means any solid waste identified or listed as hazardous waste by the administrator of the EPA under the federal Solid Waste Act, as amended by the Resource Conservation and Recovery Act.

Recycling means the legitimate use, reuse, or reclamation of solid waste.

Rubbish means not putrescible solid waste, excluding ashes, that consists of (a) combustible waste materials including paper, rags, cartons, wood, furniture, rubber, plastics, yard trimmings, and

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similar materials (b) noncombustible waste materials, including glass, crockery, tin cans, aluminum cans, metal furniture and similar materials that do not burn at ordinary incinerator temperatures.

Refuse means the same as rubbish.

Scavenging means the uncontrolled and unauthorized removal of materials at any point in the solid waste management system.

Solid waste means garbage, rubbish, refuse, trash and other discarded material. The term does not include soils, dirt, rock, and other man-made inert solid materials used to fill land, or household hazardous waste.

Trash means the same as rubbish.

Yard trimmings means grass, leaf, brush, and tree trimmings (not greater than six (6) inches in diameter), and bedding/vegetable plants. The term does not include stumps, soil and common poisonous plants.

(Ord. No. 2006-1121, § 1, 2-28-06)

FOOTNOTE(S):

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Editor's note— Ord. No. 2006-1121, § 1, adopted Feb. 28, 2006, retitled art. 3-5 to read as herein set out. Formerly, said article was entitled sanitation department. [\(Back\)](#)