

ORDINANCE 1301

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTIONS 8.08.020 OF THE PAYETTE MUNICIPAL CODE TO PERMIT SELF HAULERS TO REMOVE WASTE FROM THEIR PREMISES WHILE REQUIRING ALL TRASH GENERATORS TO BE RESPONSIBLE FOR THE BASIC GARBAGE RATES; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY

WHEREAS, Within the City of Payette, garbage service is a mandatory requirement. Payette City Code 8.08 states that all persons and property shall be subject to and responsible for the minimum level of garbage service, whether or not such persons and property use the service; and,

WHEREAS, The Code was adopted primarily to minimize illegal dumping and littering and to minimize the costs for collection services. This provides for distribution of the costs of solid waste management equitably among all residents.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO, AS FOLLOWS;

Section 1. Section 8.08.020 of the Payette Municipal Code, is hereby amended to read as follows:

8.08.020 Disposal System--Use Required When:

A. Every owner or occupant of premises within the City limits must use the refuse collection and disposal system provided for in this Chapter, and shall deposit or cause to be deposited in accordance with this Chapter all rubbish and garbage that is of such nature that it is perishable or may decompose, or may be scattered by wind or otherwise, and which is accumulated on such premises;-. **All actual producers of refuse, or the owners of premises upon which refuse is accumulated, shall use and be responsible for at least the minimum level of solid waste collection service and associated charges for residential or commercial service, whichever service may apply.** ~~provided, however, that nothing in this Section shall be construed to prohibit any owner or occupant from transporting and disposing of refuse accumulated on his own premises, subject to all regulations contained or adopted in this Chapter relative to the accumulation, collection, transportation and disposal thereof.~~

B. Self-haul. Nothing in this section shall prohibit the personal, limited and occasional hauling of solid waste, recyclable materials, or yard wastes by the producer of waste from the producer's property to an approved Payette County solid waste, recyclable materials, or yard waste collection site. Occasional haulers who haul the waste they generate are not exempt from the mandatory solid waste collection service and payment requirements and are responsible for any associated fees for such collection site services, as applicable.

