

# City of Bryan Code of Ordinances

## **Chapter 102 (Sec. 102-24 Sanitary Container System--Commercial Service)**

(a) Upon request for sanitary container service, the division manager or his or her designee shall determine the feasibility of providing such service. The city will provide, by contract agreement, for the removal of garbage and/or trash under the rates established for commercial containerized collection. The city will furnish a container, or containers, to be used in the collection of wastes.

(b) All businesses requesting service must sign a contract agreeing to the service level required and also agreeing to meet all requirements of the solid waste ordinance. Service containers will not be set until the customer executes the contract and meets all chapter requirements. This contract may be altered by the city as rates are restructured by the city council or as service level needs change. Such alteration shall be in the form of an addendum and does not require the customer's signature or approval. A copy of the addendum will be available upon a written request by the customer.

(c) Commercial service shall be based on a container size of a 95-gallon minimum and an eight yard maximum. The concept is to place the minimum number of containers to be serviced the minimum times per week.

(d) When it is beneficial for small businesses that generate low volumes of waste to jointly use a container set for their convenience, the minimum charge will be the same as that for an individual two yard commercial container. The size and number of containers provided shall be determined by the solid waste division manager or his or her designee. The exception shall be a 95-gallon residential container serviced one time per week.

(e) Strip centers shall be billed to the property owner or management company according to service level.

(f) Lids and doors of all containers shall be kept closed at all times except when the container is being filled.

(g) Containers shall not be set unless:

- (1) An all weather access route capable of supporting the container and service truck is available;
- (2) Concrete pad is in place; and
- (3) Screening is constructed, if required.

Commercial customers requesting container service must sign a contract agreement and a consent and release form as approved by the city prior to the setting of the container.

(h) If a container is unserviceable, such as being blocked or containing prohibited items, the city truck shall only return to empty the container after the container is clear from other vehicles and/or prohibited items are removed from the container. The city shall do so at an additional charge set by the city council.

(i) All solid waste shall be bagged prior to placement in the container to help eliminate wind blown litter.

(j) At the discretion of the solid waste division manager, all commercial containers require screening on at least three sides to help reduce the spread of litter and debris.

(1) The container location will be determined by the solid waste manager or his or her designee and will be based on the approved site plan, routing accessibility, customer convenience and serviceability for both the customer and the city.

(2) The container location for a metal, front load dumpster shall have a concrete pad 12 feet wide and ten feet deep, constructed with a minimum six inch depth to support the weight of the collection vehicle. The pad shall be surrounded on three sides with a screen constructed from city approved material. The pad and screening are to be constructed at the business owner's expense.

(3) The container location for a metal, side load dumpster shall have a concrete pad nine feet wide and six feet deep, constructed with a minimum six inch depth to support the weight of the collection vehicle. The pad shall be surrounded on three sides by a decorative screen that is a minimum of five feet high, nine feet wide and six feet deep, when and where required. The pad and screening are to be constructed at the business owner's expense.

(4) The container location for commercial 300-gallon plastic containers requires a concrete pad three feet wide and three feet deep. The pad shall be surrounded by a decorative screen that is a minimum five feet high, nine feet wide and six feet deep, when and where required.

(5) Those customers not complying with the pad and/or screening requirements will be brought compliant by action of the solid waste division. The city will cause the appropriate pad and/or screening fence to be constructed and will bill the customer (including interest) over a period of five months on the regular utility billing.

(6) The owner or occupant of the premises for whom a container has been furnished shall be responsible for keeping the area around the container clean and clear of all garbage and trash.

(7) If an exception is made to the size of the commercial container and a 90-gallon residential container is used, no screening fence or pad is required. However, on the day of collection, these containers shall be placed curbside before 6:00 a.m. and placed out of sight within 12 hours of collection.

(Code 1988, § 23-19; Ord. No. 1438, § 1, 9-23-2003)