

Ordinance No. 856

AN ORDINANCE to amend and reordain Sections 14-1, 14-3, 14-6, 14-7, 14-8, 14-9, 14-10, 14-11, 14-12, 14-13, 14-14 and 14-15, Article I, Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, which Section 14-1 relates to Definitions, which Section 14-3 relates to Specifications for Garbage, Ashes, Trash and Mixed Refuse Receptacles, which Section 14-6 relates to Defective Receptacles and Collection of Loose Refuse, which Section 14-7 relates to When Collector not Required to Collect and Effect Thereof, which Section 14-8 relates to Collection Generally, which Section 14-9 relates to Mixing of Trash, Garbage and Ashes and Wrapping and Placing Garbage, which Section 14-10 relates to Use of City Sanitary Landfill, which Section 14-11 relates to Throwing or Leaving Refuse on Private Premises, which Section 14-12 relates to Throwing or Leaving Refuse on Public Property, which Section 14-13 relates to Accumulation of Refuse, which Section 14-14 relates to Duties of Owners and Occupants, which Section 14-15 relates to Rules and Regulations, which Article I relates to Garbage and Refuse in General and which Chapter 14 relates to Garbage, Refuse and Weeds.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Sec. 14-1, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-1 DEFINITIONS

Unless otherwise expressly stated or the context clearly indicates a different intention the following terms shall, for the purpose of this article, have the meanings indicated in this section:

Ashes. Ashes from coal and other fuels.

Garbage. Refuse of animal and vegetable foodstuffs, except oyster and clam shells from business places.

Mixed Refuse. A mixture of garbage and trash, excluding ashes.

Occupied premises. Any premises being put to some actual use, as distinguished from idle or vacant premises, or premises where human beings work or live, as a usual place of abode.

Trash. All rubbish and refuse, other than garbage and ashes, incident to the ordinary conduct of a household, including discarded floral decorations and small branches from shrubs and vines, provided that any branches or shrub and vine trimmings are not more than four feet in length and placed in containers or bundled as hereinafter provided.

Unoccupied premises. Any premises not being put to some actual use or vacant or idle or upon which no person works or lives, as a usual place of abode.

Section 2. That Sec. 14-3, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-3 SPECIFICATIONS FOR ASHES, MIXED REFUSE, AND TRASH RECEPTACLES

The following receptacles will be deemed approved receptacles and will be returned to the premises:

- (a) For ashes: A sturdy metal container that does not leak, with a cover, and of not less than twenty or more than twenty-four gallons capacity.
- (b) For mixed refuse: A sturdy metal, water-tight container, with a tight fitting cover, of not less than twenty nor more than twenty-four gallons capacity.
- (c) For trash: A sturdy metal container that does not leak, with a cover, and of not less than twenty nor more than twenty-four gallons capacity.

Section 3. That Sec. 14-6, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-6 DEFECTIVE RECEPTACLES; COLLECTION OF LOOSE REFUSE, ETC.

Trash, ashes, and mixed refuse shall not be placed in any receptacle that is so constructed or is so defective that the contents leak or spill out. No overflowing receptacles, piles of material, or refuse will be collected.

A tight fitting cover shall at all times be kept on any container or receptacle containing mixed refuse except when such a container is being filled or emptied.

Section 4. That Sec. 14-7, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-7 WHEN COLLECTORS NOT REQUIRED TO COLLECT; EFFECT OF FAILURE TO COLLECT

Collectors are not required to collect from premises when the provisions of this article are violated, but failure to collect shall not relieve the responsible persons from prosecution and penalty as hereinafter set forth.

Section 5. That Sec. 14-8, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-8 COLLECTION GENERALLY; CONFINEMENT OF ANIMALS

All receptacles for mixed refuse, trash and ashes shall be placed and kept on the premises at an easily accessible place, at or near the rear or side of the premises using such receptacles. Gates, doors or other approaches shall be open so the collectors may enter. In no event, shall any such receptacle be placed more than one hundred feet from the entrance used to make the collections. Receptacles shall not be placed or left for collection upon any

sidewalk, street, alley or other public place except by duly authorized city collectors.

Collections will not be made from premises situated on streets which are not passable for collection trucks. No collections will be made from basements, garages, enclosed porches or from the interior of premises, or partially or fully enclosed areaways or entrances.

Occupants of premises shall facilitate collections by confining animals that might interfere with collectors. Collections shall not be made from premises where animals interfere or are likely to interfere with collectors.

Section 6. That Sec. 14-9, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-9 MIXING OF TRASH, GARBAGE, AND ASHES; WRAPPING AND PLACING GARBAGE

It shall be unlawful to mix ashes with trash, garbage, or mixed refuse in any type of receptacle or container.

It shall be unlawful to place garbage in any receptacle or container that is not approved.

It shall be unlawful to place garbage in any approved receptacle or container without mixing it with trash so as to constitute mixed refuse.

It shall be unlawful to place any garbage in any approved receptacle or container unless and until the water or any other liquid is first drained from both the garbage and the receptacle and the garbage is well wrapped in a sufficient thickness of paper, so that the garbage is not exposed and moisture will not penetrate through the wrapping.

Section 7. That Sec. 14-10, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-10 USE OF CITY SANITARY LANDFILL FOR MATERIAL FROM OUTSIDE CITY

It shall be unlawful for any person to dump or cause to be dumped on any city sanitary landfill or dump, any garbage, ashes, mixed refuse or trash brought into the city from any point outside of the city limits, except with written permission from the City Manager.

Section 8. That Sec. 14-11, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-11 THROWING, LEAVING, ETC., GARBAGE, DEAD ANIMALS, ETC., ON PRIVATE PREMISES

No person shall throw, cast, deposit, drop, scatter or leave, or cause to be thrown, cast, laid, deposited, scattered or left, in or upon any private lot or premises, in the city any coal, dirt, mixed

refuse, mud, trash, ashes, garbage, gravel, sand, sawdust, shavings, hay, straw, leaves, offal, vegetable matter of any kind, any dead animals or putrescible matter of any sort.

Section 9. That Sec. 14-12, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-12 THROWING, LEAVING, ETC., GARBAGE, MIXED REFUSE, DEAD ANIMALS, ETC., ON STREETS, ETC.; PERMIT FOR DEPOSIT OF BUILDING MATERIAL

No person shall throw, cast, deposit, drop, scatter or leave, or cause to be thrown, cast, laid, deposited, scattered or left in or upon any street, alley, sidewalks, parking or other public place in the city any coal, dirt, trash, mixed refuse, mud, ashes, garbage, gravel, sand, sawdust, shavings, hay, straw, leaves, offal, vegetable matter of any kind, any dead animals or putrescible matter of any kind or building material of any kind.

In cases where it is very difficult or impossible to get building material to premises without depositing the same in some public place, a permit shall be obtained from the City Manager and notice of such permit shall be given the police department.

Section 10. That Sec. 14-13, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-13 ACCUMULATIONS OF GARBAGE, TRASH, ASHES, MIXED REFUSE OR MISCELLANEOUS REFUSE

It shall be unlawful to allow, permit, or have an accumulation of garbage, trash, ashes, mixed refuse or miscellaneous refuse on any premises within the city which tends to create a health problem or nuisance.

It shall also be unlawful to allow, permit or have any accumulation of garbage, trash, ashes, mixed refuse or miscellaneous refuse on any unoccupied lot or premises within the city which tends to create a health problem or nuisance. When such an accumulation is found to exist on any unoccupied lot or premises, the owner or his agent shall be given written notice by the health officer or his agent with the request that such accumulation shall be removed within fifteen days of the receipt of the notice. Should the owner or his agent fail to comply with the request within such time the owner will be considered in violation of this section.

Section 11. That Sec. 14-14, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-14 DUTIES OF OWNERS AND OCCUPANTS

It shall be the duty of the occupant of any premises to comply with the provisions of this chapter, except where the property is unoccupied or where the occupant and owner have by deed contract, lease, negotiation, agreement, arrangement, expressed or implied, or custom have determined otherwise. In case the property

is unoccupied, the responsibility of the owner shall be as set forth in the preceding section.

In case there is some arrangement between the owner and the occupant, upon proof thereof by the occupant, the terms of such deed, contract, lease, regulation, agreement, arrangement, expressed or implied, or custom shall control the responsibility.

It shall be the duty of every occupant of premises or of every owner where the duty changes as above indicated to provide and keep in a suitable place a sufficient number of approved receptacles capable of holding the trash, mixed refuse and ashes from the premises.

Section 12. That Sec. 14-15, Article I of Chapter 14 of The Code of the City of Alexandria, Virginia, 1953, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 14-15 RULES AND REGULATIONS

The City Manager shall have the power to establish rules and regulations, consistent with the provisions of this chapter governing the removal, keeping, collection and depositing of garbage, ashes, trash, mixed refuse and miscellaneous refuse.

Section 13. That this ordinance shall be published in a newspaper of general circulation in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The Clerk of the Council shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective July 1, 1955.

Marshall J. Beverley
Mayor

Final Passage: June 28, 1955