

VILLAGE OF MANCHESTER ORDINANCE NO. 270

THE VILLAGE OF MANCHESTER ORDAINS:

The Manchester Village code is hereby amended by replacing Chapter 54 Garbage and Rubbish, which shall now read as follows:

CHAPTER 54: REFUSE AND RUBBISH

Section

54.01	Definitions
54.02	Refuse containers
54.03	Location of containers
54.04	Collection
54.05	Equipment used in collection
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54.08	Disposal

§ 54.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

AUTHORIZED COLLECTOR. Person or entity authorized by contract under Section 54.07.

BAGS. Plastic sacks designed to store refuse with sufficient wall strength to maintain physical integrity when lifted by top. Total weight of a bag and its contents shall not exceed 35 lbs.

BULKY WASTE. Furniture, box springs, mattresses and other waste materials with weights or volumes greater than those allowed for Containers.

CONSTRUCTION DEBRIS. Waste building materials resulting from construction, remodeling, repair or demolition operations.

CONTAINER. A receptacle with a capacity of greater than 20 gallons but less than 35 gallons constructed of plastic, metal or fiberglass, having handles of adequate strength for lifting and having a tight fitting lid capable of preventing entrance into the container by animals. The weight of a container and its contents shall not exceed 50 pounds.

GARBAGE. All putrescible or easily decomposable animal or vegetable waste matter, normal household garbage and trash, except otherwise excluded.

NONRESIDENTIAL UNIT. Any premises devoted to any mercantile business such as, but not limited to, a store, shop, restaurant, theater, bowling alley, drive-in, office building, medical facility, or gas station selling goods or services, either retail or wholesale.

PREMISES. The area of land surrounding or next to or used in conjunction with residential and nonresidential establishments, including all public and private walkways, parking lots, and storage areas.

REFUSE. Miscellaneous waste material including garbage and rubbish.

RESIDENTIAL UNIT. A dwelling within the corporate limits of the Village occupied by a person or group of persons comprising not more than four families. A Residential Unit shall be deemed occupied when either water or domestic light and power services are being supplied thereto. A condominium dwelling, whether of single or multi-level construction, consisting of four or less contiguous or separate single-family dwelling units, shall be treated as a Residential Unit, except that each single-family dwelling within any such Residential Unit shall be billed separately as a Residential Unit.

RUBBISH. All waste wood, wood products, chips, shavings, sawdust, printed matter, paper, pasteboard, rags, straw, used and discarded mattresses, used and discarded clothing, used and discarded shoes and boots, combustible waste pulp and other products such as are used for packaging or wrapping, crockery and glass, ashes, cinders, floor sweepings, mineral or metallic substances but not including gravel, sand or earth.

WHITE GOODS. The collection of white goods is to include kitchen stoves, clothes dryers, clothes washers, furnaces, humidifiers, hot water heaters, trash compactors, dishwashers, metal sinks, metal counter tops and other related items. Refrigerators, central air conditioners, window air conditioners and dehumidifiers shall be accepted if properly tagged that Freon has been removed.

§ 54.02 REFUSE CONTAINERS.

All refuse not otherwise disposed of to the satisfaction of the Village Council of Manchester shall be placed in containers sufficient to receive all refuse, which may accumulate between the times of collection.

(1984 Code, § 2.2) Penalty, see § 10.99

§ 54.03 LOCATION OF CONTAINERS.

Each residence within the Village of Manchester shall retain all refuse, white goods and bulky waste to be collected between scheduled pick-ups in an inconspicuous place on their premises and in suitable containers.

(1984 Code, § 2.3) Penalty, see § 10.99

§ 54.04 COLLECTION.

(A) The collection of refuse, white goods and bulky waste shall be under the supervision of the Village Manager who shall be governed by the policies as adopted by the Village Council.

(B) The Village Manager shall make the necessary rules and regulations regarding the time and method of collection of refuse, white goods and bulky waste.

(1984 Code, § 2.4)

(C) No refuse, white goods or bulky waste shall be placed for collection earlier than 1:00 p.m. on the day prior to the collection day. After the collection of the container contents has been made, containers and any other items not collected shall be removed by the resident from the curbside no later than 11:59 p.m. on the day of collection.
Penalty, see Sec. 10.99

§ 54.05 EQUIPMENT USED IN COLLECTION.

(A) The authorized collector shall provide a covered truck or trucks so constructed that the contents will not leak or spill therefrom in which all the refuse, white goods and bulky waste collected by him or her shall be conveyed to the place of disposition which shall be located beyond the limits of the Village of Manchester.

(B) The vehicle shall be kept clean and as free from offensive odors as possible, and shall not be allowed to stand in any street, alley, or public place longer than is reasonably necessary to collect refuse, white goods and bulky waste.
(1984 Code, § 2.5) Penalty, see § 10.99

§ 54.06 EXPENSE OF REFUSE COLLECTION.

The cost of the collection and disposal of refuse, white goods and bulky waste of the village shall be subject to the policies as adopted by the Village Council.
(1984 Code, § 2.6)

§ 54.07 COLLECTOR'S PERMIT REQUIRED.

It shall be unlawful for any person to collect, gather, haul, or transport refuse within the limits of the Village of Manchester, without first having obtained a contract with the Village Council.
(1984 Code, § 2.7) Penalty, see § 10.99

§ 54.08 DISPOSAL.

All refuse collected in the village shall be disposed of at a sanitary landfill licensed by the State of Michigan.
(1984 Code, § 2.8) Penalty, see § 10.99

Severability

If any clause, sentence, paragraph or part of this Ordinance shall for any reason be finally adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment is rendered.

Repeal

All ordinances or parts of ordinances of the Village of Manchester inconsistent herewith are hereby repealed so far as they may be inconsistent with the provisions of this Ordinance.

Effective Date

This Ordinance shall take effect following its adoption and publication pursuant to the procedures outlined in Section 9 of Public Act 226 of 2003 (MCL 125.139).

Village Council member Dresch moved the adoption of the foregoing Ordinance, which was supported by Village Council member Chartrand and thereupon adopted by the Village of Manchester Village Council by a roll call vote of the Village Council at the regular meeting, held this 15th day of December 2008.

Patricia Vaillencourt, Village President

Julie Schaible, Village Clerk

I, Julie Schaible, Village Clerk for the Village of Manchester, hereby certify that the foregoing is a true and correct copy of an Ordinance of the Village of Manchester, adopted at a meeting of said Village Council held on December 15, 2008, and the whole thereof now in my custody.

Julie Schaible, Village Clerk

A copy of the complete ordinance text may be inspected or purchased at the Village of Manchester Village Hall, 912 City Road, Manchester, Michigan 48158. The office hours are Monday - Friday 8:00 - 4:30.

Adopted: 12/15/08

Published: 12/25/08

Effective: 12/26/08, subject to PA 226 of 2003, as amended (MCL 125.139).

Julie Schaible, Village Clerk

Publish: 12/25/08

