

ORDINANCE NO. 37.

AN ORDINANCE OF THE VILLAGE OF CASTLEFORD, TWIN FALLS COUNTY, IDAHO, PROVIDING FOR A RUBBISH AND TRASH DISPOSAL SYSTEM AND A GARBAGE DISPOSAL SYSTEM AND PROVIDING FOR THE CARE FOR OUTDOOR TOILETS, AND PROVIDING FOR A SYSTEM OF DISPOSAL OF RUBBISH AND TRASH OF ALL BUSINESS ESTABLISHMENTS AND DEFINING AND SETTING FORTH TYPES OF CONTAINERS, LOCATION OF CONTAINERS, AND BURNING OF RUBBISH AND TRASH, AND PROVIDING FOR A SCHEDULE OF PICKUP OF RUBBISH AND TRASH AND AUTHORIZING THE PAYMENT BY SAID VILLAGE FOR THE PICKUP OF RUBBISH AND TRASH AND THE TIME THEREOF, AND PROVIDING GENERAL REGULATIONS AND PENALTIES.

WHEREAS, at the present time the Village of Castleford, Twin Falls County, Idaho, has no ordinance regulating or providing for disposal of rubbish and trash within the said Village, or any garbage disposal system or any ordinance regulating the care of outdoor toilets and disposal of rubbish and trash by business establishments and,

WHEREAS, conditions have arisen which necessitate the regulation and disposal of rubbish and trash, garbage and outdoor toilets for both residents and business establishments within said Village, and,

WHEREAS, the Village of Castleford, Idaho,

is empowered by Section 50-707 and 50-1109, Idaho Code, to make regulations and to pass ordinances to secure the general welfare, health and safety of said Village,

NOW THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF CASTLEFORD, COUNTY OF TWIN FALLS, IDAHO:

SECTION I. This ordinance is declared to be an ordinance to promote the general health, welfare and safety of the people of the Village of Castleford, Idaho, and for the protection of the public health and safety and the spread of nuisances and disease.

SECTION II. DEFINITIONS:

A. GARBAGE: Includes all animal and vegetable refuse from kitchens and other places where food is prepared, all offal from fish, meat and vegetable markets, and all organic substances unfit for food and subject to decay.

B. RUBBISH AND TRASH: Includes all waste and refuse capable of burning, such as newspapers, magazines and other paper products; packing cases and materials such as straw, shavings, excelsior, sawdust, and clothing; includes waste and refuse not capable of burning such as metals, tin cans, bottles, ashes, broken glass; however, does not include tree trimmings, tree trunks or discarded furniture or similar heavy objects.

C. OUTDOOR TOILETS: Includes all outdoor toilets, toilets outside of residences and business establishments of whatever type which are not connected to a sewer or cesspool or other underground outlet.

D. PERSON: Includes a person, his heirs, executors, administrators, and assigns; and also includes a firm, partnership or corporation. Singular includes plural. Male includes female.

E. SHALL: Means mandatory.

F. BUSINESS ESTABLISHMENTS: Means the owners thereof transacting any type of business for profit or non-profit, and any employee, agent, servant and other person in said owner's employment.

G. MATERIALS TO BE DISPOSED OF BY PERSON:

Dirt or dirt debris from construction or lawn renovation; rocks, stones, automobile parts and bodies, dead animals; building materials such as mortar, plaster, scrap lumber and shavings. These items must be collected and disposed of by the building contractor, owner or occupant of the premises.

SECTION III. PLACING OF ALL GARBAGE, RUBBISH AND TRASH, IN PRESCRIBED CONTAINERS AND AT PRESCRIBED LOCATIONS:

A. No person or business establishment shall deposit garbage or trash or rubbish below the surface of the ground, or deposit upon or bury under any public alley, street, or other public area, or upon the premises of another person, whether or not said garbage, trash or rubbish is in a prescribed container; and the proprietor of the business and the owner or occupant of the premises shall be responsible for the disposal of all such garbage, trash and rubbish.

B. All garbage, as herein defined, shall be separated from all rubbish and trash as herein defined, and placed in separate containers. All garbage shall be placed in a water-tight and leak-proof type container with a tight fitting cover either metal or wooden, and kept upon the premises or in the business establishment in said containers until disposed of as herein provided. All trash and rubbish shall be placed in containers of such size that when filled the gross weight shall not exceed one hundred (100) pounds, except as herein provided. The owners or occupants of the premises or business establishments shall provide adequate containers for garbage, trash and rubbish for the deposit of same between scheduled disposal dates, except as herein provided.

C. All trash and rubbish containers shall be located on the private premises adjacent to the property line on the alley, or when no alley is available, then at the most accessible point for collection.

SECTION IV. REGULATION OF BURNING PAPER

PRODUCTS AND TRASH AND RUBBISH BY BUSINESS ESTABLISHMENTS:

No person shall burn any rubbish, trash, or garbage within the Village of Castleford, Idaho, except paper and paper products except as follows:

All business establishments shall furnish and maintain suitable metal or mortar incinerators to be located on the premises of said business establishment and said incinerators shall be adequately screened to prevent fire hazard.

All business establishments shall regularly burn all rubbish and trash in said incinerators only, and rubbish and trash of all business establishments shall not be picked up by the Village of Castleford, Idaho, as provided for residents in this ordinance.

SECTION V. GARBAGE DISPOSAL: All persons and business establishments shall remove from their premises and dispose outside the limits of the Village of Castleford, Idaho, all garbage. Disposal areas outside the Village of Castleford shall be established from time to time by the Board of Trustees of said Village, and all garbage shall be disposed of in said area as designated. All garbage shall be removed from the premises and disposed of at least two times each week.

SECTION VI. CARE OF OUTDOOR TOILETS: All persons and business establishments upon whose premises are located outdoor toilets, shall regularly use chemicals suitable and in sufficient quantities to prevent the spread of disease there from and to suppress the odor therefrom, the Village Marshall is hereby directed to regularly inspect all outdoor toilets and enforce the provisions of this ordinance.

SECTION VII. COLLECTION SCHEDULE FOR TRASH AND RUBBISH AND DISPOSAL OF SAME:

A. The Board of Trustees of the Village of Castleford, Idaho, shall be authorized to provide for the collection of trash and rubbish as a village function and to contract with one or more independent