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Cleveland Heights, OH Code of Ordinances

**CHAPTER 935**

**Solid Waste Collection and Disposal**

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**CROSS REFERENCES**

Collection and disposal of garbage - see Ohio R.C. 715.43, 717.01

Truck loads leaking, sifting, causing litter - see TRAF. 339.08; GEN. OFF. 527.07

Upsetting public or private receptacles - see GEN. OFF. 527.04

Private scavenging prohibited - see GEN. OFF. 527.15

**935.01 RULES AND REGULATIONS BY CITY MANAGER.**

In the interests of the public health, safety and welfare, the City Manager is authorized complete control and supervision over the collection, conveyance and disposal of solid wastes within the City. He may make such rules and regulations as he deems necessary, proper or convenient to provide for the sanitary, economical and efficient method of solid waste collection, and the operation of the transfer station. He may deny or discontinue service whenever any person, firm or corporation receiving such service, whether free or otherwise, has violated or refused to obey any rule or regulation promulgated by the City Manager.

**935.02 FEES ESTABLISHED.**

The City Manager shall charge fees relating to special services provided by the City in the collection and disposal of solid wastes within the City as follows:

(a) Ordinary Refuse and Recyclables. Ten dollars (\$10.00) per collection if collected on a date other than scheduled day of collection.

(b) Domestic Appliances or Furniture. Five dollars (\$5.00) per item on scheduled day of collection by the City for each appliance, item of furniture, or other bulk item of similar size and weight. Charge on date other than scheduled day of collection shall be ten dollars (\$10.00) with an advance call, and twenty dollars (\$20.00) without an advance call.

(c) Specials. Charges for other special collections shall be twenty dollars (\$20.00) a cubic yard or sixty dollars (\$60.00) a ton on scheduled collection days; thirty dollars (\$30.00) a cubic yard or ninety dollars (\$90.00) a ton on dates other than scheduled collection days with an advance call; and forty dollars (\$40.00) a cubic yard or one hundred five dollars (\$105.00) a ton on dates other than the scheduled collection day without an advance call.

(d) Acceptance at Transfer Station. Sixty dollars (\$60.00) per ton or any portion thereof of solid wastes accepted by the City and delivered to the transfer station.

Those who call for a special pickup shall pay in advance. If an invoice is not paid within thirty (30) days, a late fee of ten dollars (\$10.00) shall be imposed. All charges herein are in addition to the regular collection fees set forth in subsection (e) hereof.

(Ord. 19-1992. Passed 3-2-92.)

(e) Commencing January 1, 2013, the City shall assess against all owners of property receiving City solid waste disposal service a charge for the service in accordance with the following schedule: for each single family dwelling receiving the homestead rate for sewage treatment service pursuant to Codified Ordinance Section 911.01(c), a charge of three dollars (\$3.00) per month; for each single family dwelling not receiving the homestead rate, a charge of eleven dollars and fifty cents (\$11.50) per month; for each dwelling unit in a multiple dwelling a charge of eleven dollars and fifty cents (\$11.50) per month; and for all others a charge of eighteen dollars (\$18.00) per month. The charge for the service shall be billed to

the owner of the property monthly and shall appear on the monthly statement for water and sewer charges.

(Ord. 163-2012. Passed 11-19-12.)

**935.03 CUSTOM REFUSE COLLECTION.**

The City Manager is authorized and directed to provide custom refuse collection to business units and residential units within the City, effective on or after January 2, 1978, provided that at least 2,000 customers enroll in such program. The Custom Refuse Program is designed to provide once-a-week backyard pick-up at the following costs:

Single-family home, duplex, or two-family home	\$4.00 per dwelling unit per month.
Multi-family building	\$8.00 for the first two (2) dwelling units per month.
	\$1.00 per month for each additional unit through ten (10) units.
	\$.50 per month for each additional unit over ten (10) units.
Commercial pick-up at side or rear of business location	\$4.00 per business unit per month, provided that such business does not generate more than one and one-half (1-1/2) cubic yards of refuse per week.

The City Manager shall create a separate cost center to maintain cost records for periodic review of such program.

If two thousand customers or more do not enroll in this program within a reasonable time, this program shall be cancelled.

(Ord. 93-1977. Passed 12-19-77.)

**935.04 STRASH BAGS.**

(a) Effective March 1, 1985, the City Manager shall determine the rates to be charged to the public for purchase of strash bags from the City. Such rate shall be based upon the actual current cost paid by the City for such strash bags plus not to exceed twenty percent (20%) of such cost to cover the City's overhead in the sale of such commodities.

(b) Retail businesses operating in Cleveland Heights may purchase these 100-bag boxes of strash bags in quantities of more than ten (10) at the City's actual cost of purchase.

(Ord. 9-1985. Passed 1-21-85.)

**935.99 PENALTY.**

Whoever violates any provision of this chapter, or any rule or regulation promulgated by the City Manager pursuant thereto, shall be guilty of a minor misdemeanor on a first offense, and of a misdemeanor of the fourth degree for a second or subsequent violation occurring within six (6) months of a prior conviction or plea of guilty or no contest for a similar offense. Penalty shall be as provided for in Section 501.99 of the Codified Ordinances.

(Ord. 40-1978. Passed 4-17-78.)