

SAC County

Ordinance #12

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SOLID WASTE MANAGEMENT

ARTICLE 2
SANITATION REGULATIONS

6.20.100 ON-SITE STORAGE. Every owner, tenant or occupant of any single family or duplex residential dwelling, every owner of multiple family dwelling units containing three or more units, and every owner, operator or keeper of every business with a fixed location in the unincorporated area of the county which generates refuse, shall provide and, at all times, keep within an enclosure or conveniently located near an enclosure or building, water-tight containers, and shall cause to be deposited in such containers, and not elsewhere, all refuse accumulating on the premises. The containers shall have tightly fitted covers, and shall not leak or permit the escape of odors. It shall be unlawful for any person to fail to comply with the requirements of this section. (SCC 517 § 2 (part), 1982).

6.20.105 COLLECTION OR TRANSPORTATION PROHIBITED. Except as authorized by Section 6.20.110, it shall be unlawful for any person to engage in the business of or otherwise organize, direct or sponsor the collection or transportation of refuse within the unincorporated area of the county without possessing a valid, unexpired and unrevoked County refuse collection permit or contract. (SCC 0823 § 3, 1991; SCC 517 § 2 (part), 1982).

6.20.110 EXEMPT COLLECTION OR TRANSPORTATION. The following persons shall be authorized to organize, direct or sponsor the collection or transportation of refuse within the unincorporated area of the county, or collect or transport such refuse, without a Refuse Collection Permit or Refuse Collection Employee's Permit:

(a) A person or employee of a person who has entered into a contract with the United States or an agency thereof or the State of California or an agency thereof for the collection or transportation of refuse, when such person or employee collects or transports refuse on or from any federal facility or housing project property owned by the United States from any state facility operated by the state;

(b) The United States, State of California, a city, a special district or other local public agency, or any employee or member of the Armed Forces thereof, when collecting or transporting refuse produced by operation of the public entity under a system of refuse collection and transportation operated and maintained by the public agency;

(c) The owner, operator or occupant or employee thereof of a farm or ranch consisting of five acres or more, when transporting for off-site disposal refuse accumulated as a result of operation of the farm or ranch;

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(d) An owner or occupant of a residential unit, when collecting or transporting rubbish, not containing garbage, from his or her residential premises to a lawful point of disposal;

(e) A residential construction contractor, commercial gardener and those engaged in the business of cleaning residential and commercial properties and employees thereof, when collecting or transporting rubbish consisting of by-products of the services provided to a lawful disposal location;

(f) A person or employee thereof, when collecting or transporting dead animals, bones, meat scraps or food waste resulting from food processing plants for tallow or fertilizer, or other waste material to be used as raw material in manufacturing, or refuse for purposes of salvage; provided that such persons shall reuse or recycle or cause to be reused or recycled all materials collected, and shall not transport any collected materials to a disposal site; and

(g) An operator or employee thereof of one or more industrial plants which are under single ownership, when collecting or transporting wastes which cannot be handled by standard refuse collection equipment or which involve significant health, operating or handling hazards, including but not limited to, rice hulls, tomato pulp, chemical residues, explosives, and other toxic, noxious or hazardous substances; provided that all such wastes shall be deposited at an appropriate disposal area permitted pursuant to California State Solid or Hazardous Waste Management Standards.

Any transportation of garbage, refuse or rubbish authorized by this section shall be conducted in strict compliance with any and all requirements of this chapter relating to transportation and any regulations issued hereunder. (SCC 517 § 2 (part), 1982).

6.20.115 REFUSE REMOVAL. Except as otherwise provided by this chapter, all refuse other than rubbish, created, produced or accumulated in or about a residential unit or other place of human habitation and any business with a fixed location where refuse is accumulated, situated in the unincorporated area of the county, shall be removed from the premises by a permittee or county at least once every week. Pursuant to regulations issued as required by Section 6.20.035, the Department of Health may require a greater or lesser number of collections consistent with proper sanitary requirements. It is unlawful for the owner, occupant, tenant or lessee of any of the above-described premises to fail or neglect to provide for the removal of refuse as required by this section or regulations issued hereunder. Each day's violation of this section shall be treated and considered to be a separate and distinct offense. (SCC 517 § 2 (part), 1982).

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6.20.120 MANDATORY SERVICE. (a) Except as otherwise expressly provided by this chapter, the owner, tenant, or occupant of every improved parcel (parcel with one or more business and/or residential buildings approved for occupancy) located within the Sacramento County unincorporated territory shall subscribe to a refuse collection service provided by the County or provided by a County permittee or contractor operating pursuant to this chapter. Each business (DBA) and/or residential building with a separate address and each separate business unit and each separate residential unit (under separate rental agreement) with a common address located on such parcel shall subscribe to such service.

(b) Exceptions to this mandatory service requirement are listed in Section 6.20.110, but in any case any parcel owner of a five acre or larger parcel shall be automatically exempted from this provision. (An application for exemption shall not be required.)

(c) The Department and the Department of Public Health may, in connection with refuse collection mandated by this Section, adopt and issue from time-to-time pursuant to the provisions of Section 6.20.035, regulations which prescribe the type, capacity and number of containers, the permissible loaded weight of containers, the weight, size, and method of packaging nonputrescible wastes, and may designate the location of refuse collection containers and packages to be set out for collection; and the Department may issue regulations for remotely located accounts that provides for exempting, by the Department, any such remote account from the provisions of this mandatory service requirement or that provides for a special fee, set by the Department, for service provided to any such remote account. (SCC 694 § 1, 1987; SCC 517 § 2 (part), 1982).

6.20.125 ACCUMULATION ON STREETS. No person shall accumulate or cause to be accumulated any refuse or leaves on or in any public street, gutter or sidewalk within the unincorporated area of the county, except in conformance with refuse collection regulations promulgated by the department of health pursuant to Section 6.20.035. (SCC 517 § 2 (part), 1982).

6.20.130 RUBBISH ACCUMULATION. No owner, tenant or occupant of any premises in the unincorporated area of the county, whether vacant or improved, shall allow any accumulation of rubbish to remain thereon for longer than two weeks if such rubbish is within four hundred feet of any dwelling unit or commercial building, nor for more than four weeks if beyond said distance, nor for any period of time if such rubbish is determined by the county department of health to constitute a nuisance and is directed to be removed. (SCC 517 § 2 (part), 1982).

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6.20.135 CONSTRUCTION AND DEMOLITION REFUSE. Rubbish from building construction or demolition may be stored on site and in the open for a period of not more than four weeks, provided that such waste is not hazardous or noxious and does not constitute a nuisance. Rubbish which may be transported by the wind shall be placed in suitable containers daily and removed as necessary. Adequate storage capacity shall be provided to prevent littering of surrounding areas. (SCC 517 § 2 (part), 1982).

6.20.140 PUBLIC AGENCY EXEMPTION. The provisions of Sections 6.20.115, 6.20.120 and 6.20.130 shall not be applicable to the United States, the State of California, the county, a city, a special district or any other local public agency with respect to the accumulation, collection or transportation of refuse resulting from operations of such agency. (SCC 517 § 2 (part), 1982).

6.20.145 DEPARTMENTAL EXEMPTION. The county department of health shall upon application, grant a written exemption from the mandatory collection service requirements established by Section 6.20.120 for any property utilized for commercial purposes which does not generate refuse, and may grant such an exemption for any single family residential dwelling or duplex dwelling (but not multiple family dwelling units) if it determines that the occupant has made adequate and appropriate arrangements for the disposal of refuse and required subscription to collection service would constitute an unreasonable hardship or impractical burden. (SCC 517 § 2 (part), 1982).

6.20.150 USE OF CONTAINERS. No person, other than the customer who has contracted for service with a permittee or a person with such customer's consent, shall deposit refuse into a commercial refuse bin, drop box or compactor placed in the unincorporated area by a permittee for the purpose of receiving refuse. (SCC 517 § 2 (part), 1982).

6.20.160 OWNERSHIP OF REFUSE AND SALVAGEABLE MATERIALS. It shall be unlawful for any person within the unincorporated area, other than the county or the authorized permittee under this chapter, to collect or remove refuse or salvageable material placed by any person at a curb or in a container for collection by the county or the permittee. (SCC 644 § 1, 1986; SCC 517 § 2 (part), 1982).

6.20.165 ENFORCEMENT. Sections 6.20.100, 6.20.115, 6.20.120, 6.20.125, 6.20.130, 6.20.135, 6.20.140, 6.20.145 and 6.20.150 shall be enforced by the health department. (SCC 517 § 2 (part), 1982).