

ORDINANCE NO. 35

AN ORDINANCE AMENDING CHAPTER 20,  
ARTICLE I, SECTION 20-21 OF THE  
CITY CODE WITH RESPECT TO WRECKER  
AND STORAGE CHARGES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That, Chapter 20, Article I, Section 20-21 of the City Code of the City of Charlotte be, and the same is hereby amended by striking out sub-sections (a) and (b) and substituting in lieu thereof, the following:

- (a) "A charge of ten dollars (\$10.00) shall be made for the use of the wrecker, provided such vehicle is towed to the municipal lot, or to the zone wrecker lot or garage; however, if the vehicle has been parked in a prohibited parking area in violation of a city or state ordinance; a charge of five dollars (\$5.00) shall be made for the use of the wrecker; however, if the owner of such vehicle appears before his vehicle is towed away and makes claim to his vehicle, after the wrecker has been ordered to remove such vehicle, the charge shall be two dollars (\$2.00).
- (b) Storage charges on stored or impounded vehicles shall be one dollar per day for each of the first seven days if retained over five hours, and fifty cents (50¢) per day for each day or portion of a day thereafter."

Section 2. That, this ordinance shall be in full force and effect from and after its adoption.

APPROVED AS TO FORM:

John D. Shaw  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, on the 19th day of June, 1961, the reference having been made in Minute Book 40, at Page , and recorded in full in Ordinance Book 13, at Page 77.

Lillian R. Hoffman  
City Clerk

ORDINANCE NO. 37.

ORDINANCE REWRITING THE GARBAGE COLLECTION  
ORDINANCE OF THE CITY OF CHARLOTTE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That, the City Code of the City of Charlotte, Chapter 10, Article II, be amended by striking out Sections 10-13 through 10-21, and substituting in lieu thereof, the following:

ARTICLE II - DISPOSITION OF GARBAGE, ASHES AND MISCELLANEOUS REFUSE

Section 10-13. Definitions:

- A. Garbage. The word "Garbage" shall be held to mean the refuse of animal or vegetable food stuffs resulting from the handling, preparation, cooking and consumption of food.
- B. Ashes: The term "Ashes" will be held to mean refuse resulting from the burning of wood, coal, coke and other combustible material which have no live embers.
- C. Miscellaneous Refuse: The term "Miscellaneous Refuse" shall be held to mean all rubbish and refuse (other than garbage, ashes or dead animals) incident to the ordinary conduct of the household.
- D. Industrial Waste: The term "Industrial Waste" shall be held to mean all waste generated from manufacturing plants, factories, wholesale stores, bottling works, printing establishments and garages.
- E. Person: The term "Person" shall be held to mean a person, firm, company, corporation or association.
- F. Single Residential Unit: The term "Single Residential Unit" shall be held to mean any dwelling place occupied by one family.
- G. Multiple Residential Unit: The term "Multiple Residential Unit" shall be held to mean any duplex, apartment or groups of apartments under a single roof and used for dwelling places of more than one family.
- H. Refuse Receptacles: Receptacles for refuse shall be of metal or plastic, of substantial construction, water type, with tight fitting lids, provided with handles sufficient for safe and convenient handling and shall be kept in serviceable condition and covered at all times. Such receptacles shall have a capacity of not less than 10 gallons nor more than 30 gallons.
- I. Retail and Commercial: Retail and Commercial establishments shall be held to mean any office, retail store, religious, charitable or government offices and private clubs.
- J. Central Business District: This area has the inner boundaries of Morehead Street on the South; the tracks of the Southern Railway on the West; Ninth Street on the North; and McDowell Street on the East.
- K. Bulk Container: The term "Bulk Container" shall be held to mean a metal container of not less than 1/2 Cu.Yd. nor no larger than 8 Cu.Yds. Said container to be of tight construction with doors opening on both sides and top and constructed so that it might be emptied by city truck.

- L. Small Dead Animals: The term "Small Dead Animals" shall be held to mean cats, dogs, and other animals of similar size.
- M. Building Materials: The term "Building Materials" shall be held to mean materials such as lumber, bricks, plaster, loam and other substances accumulated as a result of repairs to existing buildings or construction of new buildings.
- N. Hazardous Refuse: The term "Hazardous Refuse" shall be held to mean materials such as poison, acids, caustics, infected materials and explosives.

Section 10-14. Administration:

The collection, removal and disposal of all waste from premises by the city shall be under the jurisdiction of the Superintendent of the Motor Transport Department.

Section 10-15. Pre-Collection Practices:

- A. Number of Receptacles: Every person producing or having refuse collected by the city shall provide and keep on the premises or property occupied or used by him refuse receptacles to handle accumulations of refuse on said premises or property in the interval between collections by the city. Single residences shall be limited to no more than 3 cans. Multiple residences shall be limited to 3 cans per dwelling unit.
- B. Material to be Placed in Receptacles: Garbage, Rubbish and Ashes may be placed in the same container without any separation.
- C. Material Not Required to be Placed in Receptacles: Shrubbery trimmings and tree trimmings in quantities too great to be placed in receptacles may be placed at the front of the premises in the grass strip between the street and the sidewalk where said strips are available, otherwise they shall be placed off that portion of the street right of way normally used by vehicles. Tree limbs shall not be longer than 6 feet in length.
- D. Leaves: Quantities greater than can be accommodated by receptacles shall be placed in piles off that portion of the street right of way normally used by vehicles.
- E. Other Limitations: No person shall throw, dispose or sweep from any household, yard, sidewalk, or elsewhere, any garbage or miscellaneous refuse into a storm drain, man-hole or center strip, but shall deposit same in locations specified elsewhere in this ordinance.

Section 10-16. Collection Practices:

Subject to conditions and limitations in this ordinance the city shall make collections of refuse as follows:

- A. Residential: Residential garbage and refuse collections shall be made on regular schedules twice each week. Back yard collections will be made of three (3) receptacles per household. Miscellaneous refuse which cannot be placed in receptacles such as shrubbery and tree trimmings will be collected once each week provided it is placed at the front or side of the premises in the grass strip between the street and the sidewalk where said strips are available, otherwise, it shall be placed off that portion of the street right of way normally used by vehicles. Miscellaneous refuse collections of shrubbery trimmings or limbs shall be limited to no more than one (1) truck load per week, per residence.

- B. Retail and Commercial: Services to retail and commercial establishments, religious, charitable and government buildings, and private clubs shall be limited to eight (8) receptacles per collection; said collections, except in the Central Business District, shall be made twice weekly on the regular schedules for collections in the area where such establishments are located.
- C. Number of Collections - Central Business District: Collections in the Central Business District shall be made at the rate of one collection per day up to 6 times each week, depending upon the needs of each establishment.
- D. Restrictions on Collections - Central Business District: All receptacles in the Central Business District shall be made available to collectors not later than 10:00 P.M. Sunday through Friday. All receptacles placed on city property shall be removed no later than 9:00 A.M., following collection and no receptacle or rubbish is to be placed on any sidewalk or street between the hours of 7:00 A. M. and 6 P.M., Monday through Friday, nor between the hours of 10:00 P.M., Friday until 6:00 P.M. Sunday.
- E. Bulk Containers: With the approval of the Motor Transport Department any establishments producing greater quantities of refuse than the limitations specified in this Ordinance that furnish and maintain bulk containers suitable for handling by city equipment will be serviced by the city as often as necessary provided that said containers shall be of sufficient quantity as specified by the Motor Transport Department. Such containers shall at all times be kept in a place easily accessible to city equipment and no service shall be given to those establishments permitting objects, obstructions or vehicles to hinder in any way what-so-ever the servicing of said bulk containers.
- F. Industrial Waste: Industrial Waste and building materials may be collected by the City provided such establishments as defined in this ordinance furnish bulk containers which can be collected by City equipment, and provided there will be no more than two (2) collections per week, of an eight (8) cu.yd. bulk container, or several small bulk containers totaling no more than eight (8) cu. yds. per collection.
- G. Hazardous Refuse: No hazardous materials shall be collected.
- H. Dead Animals: Small dead animals will be collected without charge between 8:30 A.M. and 4:30 P.M., provided the body is in a location accessible to the collector. Owners of large dead animals shall be responsible for their removal and disposal, provided that such animals may be disposed of at a City Landfill without cost if brought to said landfill between 8:00 A.M. and 4:00 P.M., Mondays through Fridays or between 8:00 A.M. and 11:00 A.M. on Saturdays.
- I. Lot Clearing: No materials such as trees, shrubbery or underbrush resulting from land being cleared by order of the Health Department or for construction will be picked up by city trucks.

Section 2. This ordinance shall be in full force and effect from and after its adoption.

Approved as to form:

John D. Shaw  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 19th day of June, 1961, the reference having been made in Minute Book 40, at Page 409, and recorded in full in Ordinance Book 13, beginning at Page 79.

Lillian R. Hoffman  
City Clerk