

City of Keiser, Arkansas Official Municipal Ordinance

Ordinance Number: 2024-04

Title: Comprehensive Solid Waste Management Ordinance

Whereas, the City Council of Keiser, Arkansas, recognizes the imperative need to safeguard public health, ensure public safety, maintain environmental cleanliness, and promote sustainability; and

Whereas, the effective regulation of solid waste collection, disposal, and management within the city limits is essential to achieving these goals; and

Whereas, it is necessary to align with and build upon the principles and regulations set forth in Ordinance 2022-04 related to the scheduling and placement of waste;

Now, Therefore, Be It Enacted by the City Council of Keiser, Arkansas, as follows:

Article I: Purpose and Objectives This ordinance is hereby established to regulate the collection, disposal, and management of solid waste in Keiser, Arkansas, with the objectives to:

1. Enhance the health and safety of the public.
2. Ensure the cleanliness of the city's environments.
3. Minimize the environmental impact associated with waste.
4. Provide clear and enforceable guidelines for the management of residential and commercial solid waste.
5. Support and affirm the directives of Ordinance 2022-04 regarding waste placement.

Article II: Definitions For the purpose of this ordinance, the following terms are defined:

1. **Solid Waste:** All garbage, refuse, and discarded materials from residential, commercial, and industrial sources.
2. **Residential Solid Waste:** Waste originating from household activities within the city.
3. **Commercial Solid Waste:** Waste produced by business activities, including but not limited to, offices, restaurants, and retail operations.
4. **Collection Day:** The designated day(s) for the collection of solid waste by the city or its authorized agents.
5. **Container:** Any city-approved device or receptacle intended for storing solid waste until collection.
6. **Designated Pickup Area:** Locations authorized by the city for the deposit and collection of solid waste.

Article III: Solid Waste Management Procedures

1. **General Collection Guidelines:** All solid waste must be securely contained within durable, leak-proof bags or containers and placed at the curbside or designated pickup area as directed by Ordinance 2022-04. Loose items will not be collected and should be in bags.
2. **Yard and Bulk Waste:** Yard waste, such as leaves, and bulk waste must be bagged. Tree limbs should be cut to lengths not exceeding 5 feet. Limbs over 6 inches in diameter and 2 feet in length are excluded from regular pickup.
3. **Special Item Collection for Residences:** Specific bulky items, including appliances, may be collected for a \$10 collection fee. (Does not apply to commercial property)
4. **Prohibited Materials:** Certain materials, including hazardous waste, construction debris, and dead animals, tires are not eligible for collection.
5. **Compliance:** Residents and businesses must comply with all provisions of this ordinance to ensure efficient waste management.
6. **Rental Property:** Landlords are responsible for all compliance by tenants for all property they own. Fines will be assessed to landlords not to the tenants of the property.

Article IV: Commercial Waste Management

1. **Collection Policy:** Commercial entities must ensure that all waste is placed in bags. Cardboard boxes will be picked up. Loose items will not be collected and must be in bags.
2. **Excluded Items:** No metal cans, skids, car parts, tires, excessively heavy items will not be collected.
3. **Special Waste Removal:** Residential and Commercial entities may request a city-provided estimate for the removal of items not typically classified as normal trash.

Article V: Right to Refuse Dangerous or Excessively Expensive Items

The City of Keiser reserves the exclusive right to refuse the collection of any item deemed dangerous or likely to incur excessive disposal expenses. This determination is at the sole discretion of the city or its designated waste management agents, ensuring the safety of waste management personnel and the financial prudence of city operations.

Article VI: Enforcement and Penalties

1. **Authority:** The City of Keiser is authorized to enforce this ordinance and issue citations for non-compliance.
2. **Fines:** Violations of this ordinance may result in fines ranging from \$25.00 to \$100.00, depending on the severity and frequency of the infraction.
3. **Appeals:** Individuals fined under this ordinance may appeal the decision through the designated municipal appeals process.

Article VII: Severability Should any section, clause, provision, or portion of this ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Article VIII: Effective Date This ordinance shall take effect immediately upon its passage, approval, and publication as required by law.

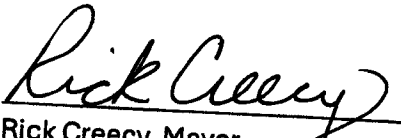
Article IX: Emergency Clause The enactment of this above stated Ordinance ensures the immediate protection of health, safety and welfare of the properties and citizens of the City of Keiser, Arkansas, such that an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage.

THIS ORDINANCE IS HEREBY ADOPTED AND APPROVED IN REGULAR SESSION THIS 15th DAY OF JULY 2024

ATTEST:


Peggy Sellars, Recorder/Treasurer

APPROVED:


Rick Creecy, Mayor