

## CHAPTER 22 – SOLID WASTE

### Sec. 22-1. Solid waste; definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Assessment* means the fee imposed for recovery of garbage collection costs incurred for benefiting particular property which is levied pursuant to this chapter.

*Brush* means leaves, twigs, grass, and weed cuttings and tree limbs and shrubbery clippings not exceeding three (3) feet in length.

*Bulk rubbish* means materials that cannot be placed in refuse containers and are not readily containable due to size or shape and cannot be picked up by regularly used collection vehicles. ``Bulk rubbish'' includes major appliances, furniture, building materials, tree limbs, and non-contained piles of trash.

*City-owned container* means those containers supplied to residential or commercial refuse generators by the city whether or not the cost of the container was paid for by a person other than the city.

*Collection employee* means any individual employed by the city for the purpose of effectuating the provisions of this chapter.

*Commercial solid waste generator* means any person in charge of owning, leasing, renting or occupying any business, industrial or commercial building other than a mobile home park, single-family and multifamily dwelling unit, including a store, office or factory, who generates refuse, solid waste or recyclables which refuse is picked up by the city or licensed solid waste collector in large rectangular metal containers having a capacity of not less than three hundred (300) gallons each and which is of a waste stream not characterized as residential in nature.

*Construction waste* means materials from construction, remodeling, construction site preparation, including but not limited to rocks, trees, debris, dirt, brick, fill, plaster, and all types of scrap building materials.

*Containable rubbish* means all putrescible and nonputrescible solid wastes including, but not limited to wrapped garbage, wrapped small dead animals, wrapped or boxed ashes, wastepaper, excelsior rags, bottles, crockery, bedding, clothing, carpets, leather, tin cans, metal scraps, small mechanical parts, shavings, floor sweeping, brush and other similar waste or debris.

*Filth* means manure, excrement or any similar substance.

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*Garbage* means putrescible and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

*Hazardous waste* means any chemical, compound, mixture, substance, product or other material which is a hazardous waste pursuant to Arizona Revised Statutes, Title 49, Chapter 4, Article 2 and 40 C.F.R. Part 261 and poly-chlorinated biphenyls (PCB'S).

*Licensed solid waste collector* means any person, firm or entity holding a license issued by the City of Peoria that permits the licensed solid waste collector to operate within the city for the purpose of providing solid waste collection services to commercial solid waste generators.

*Lien* means a charge which attaches in favor the city to real property benefited by the collection of any brush, trash, bulk rubbish, containable rubbish, filth, construction waste, or refuse; and which also attaches to any other real or personal property of a person or any refuse generator, owning or in charge of benefited property to secure the payment of unpaid monthly collection costs.

*Medical waste* means any solid waste that is generated in the diagnosis, treatment, or immunization of a human being or animal or in any research relating to that diagnosis, treatment or immunization, or in the production or testing of biologicals, but not including hazardous waste as defined in Title 49, Chapter 4, Article 2, Arizona Revised Statutes.

*Notice* means a written instrument served by the city in one (1) of the following manners, with time commencing from date of mailing, serving, filing or recording:

- (1) By the use of ordinary mail to the last known address of the person to whom it is required to be given.
- (2) By personal service upon the person or his lawful representative.
- (3) By filing or recording with the clerk of the superior court or county recorder.

*Open area* means any park, street, gutter, sidewalk, sewer, boulevard, alley greenbelt, square, vacant lot, space, ground or other area where refuse material may accumulate.

*Prohibited substance* means any of the following:

- (1) Any liquid, solid, or gas with an ignition temperature or flash point of less than two hundred (200) degrees Fahrenheit, including gasoline, benzine, naphtha, alcohol or other flammable substances or explosive.

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- (2) Any material having a Ph lower than five and one-half (5 1/2) or higher than nine (9) or having any other corrosive property that could be injurious or hazardous to city collection employees or which could cause damage to equipment.
- (3) Any noxious or malodorous substance offensive to the senses and depriving a neighborhood or a considerable number of persons of the comfortable enjoyment of life or property.
- (4) Construction waste.
- (5) Tree limbs and shrubbery clippings over three (3) feet in length and greater than three and one-half (3 1/2) inches in diameter.

*Recyclables:* means any solid waste including, but not limited to, metals, plastics, glass or paper products that have been separated from other solid waste for the purpose of being collected and recycled under the city; licensed solid waste contractor their agents, grantees or assigns recycling programs:

*Residential noncommercial solid waste generator* means any person generating refuse other than a commercial refuse generator.

*Solid waste* means any garbage, trash and other materials or products including putrescible and nonputrescible wastes, organic and inorganic wastes, combustible and non-combustible wastes and liquid non-hazardous waste, but not including hazardous waste or human body parts.

*Solid waste collection services* means the collection and disposal, including the cost of landfills, and other disposal technology required to dispose of solid waste and the collection, sorting, sale and disposal of recyclable materials.

*Standard refuse containers* means a nonabsorbent enclosed receptacle of standard manufacture, which meets city specifications that are compatible to city's collection equipment.

*Trash* means rubbish, waste, debris, refuse and all other nonputrescible wastes.

*Vehicle parts* means automobile bodies, chassis, engines, transmissions or any large component of a vehicle, including but not limited to abandoned, wrecked or junk vehicles.

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*Vicious animal* means any animal of a vicious species or an animal of a domesticated species, including cats and dogs, which without provocation is prone to attack persons.

Cross reference(s) -- Definitions and rules of construction generally, § 1-2.

(Code 1977, § 10-1-1)

(Ord. No. 96-30, 6/4/96, Repealed)

(Ord. No. 96-30, 6/4/96, Enacted)