

AN ORDINANCE AMENDING CHAPTER 11 ("SOLID WASTES, SCRAP MATERIALS, ABANDONED VEHICLES, WEEDS") OF THE CARRBORO TOWN CODE TO PROHIBIT THE PLACEMENT OF CERTAIN ITEMS WITHIN DUMPSTERS OR MOBILE HOUSEHOLD TRASH CONTAINERS AND AMENDMENTS TO YARD WASTE/ LEAF COLLECTION PROVISIONS

THE BOARD OF ALDERMAN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Subsections 11-19(g) is rewritten to read as follows:

(g) The Public Works Department provides yard waste collection services to residential properties, as described in the town's residential solid waste services guidelines available at the Public Works Department. Yard waste may be placed in the mobile containers specifically designated for yard waste only. Household trash and other refuse may not be placed in mobile containers specifically designate for yard waste only. Yard waste (as defined in subsection 11-1(12)) may not be placed in the household trash mobile containers described in Subsection 11-17(d) for collection by the town.

Section 2. Subsection 11-19(h) is rewritten to read as follows:

(h) The town provides for the collection of leaves in accordance with the following schedule: Between the first Monday of November and the Friday that falls closest to February 28th, loose leaves and bagged leaves placed adjacent to the street (on the street side of any drainage ditch or swale) so they may be easily handled by the collector shall be collected according to the town's solid waste services guidelines available at the Public Works Department.

Section 3. Subsections 11-19(j) and 11-19(k) are combined into Subsection 11-19(j) and amended to read as follows:

(j) In addition to the items specified in Subsections 11-19 (g) & (h), the following items may not be placed within the mobile containers described in Subsection 11-17(d);

- (1) Any liquid waste. Solidified grease is permissible.
- (2) Hot ashes or hot coals;
- (3) White goods; (Amend. 12/13/94)
- (4) Aluminum cans; (Amend. 12/13/94)
- (5) Animal carcasses; (Amend. 12/13/94)
- (6) Recyclable corrugated cardboard (as defined in Section 11-18(8)); (Amend. 11/21/95, 12/2/08)
- (7) Recyclable rigid plastic containers, including beverage containers that have a neck smaller than the body of the container and that accept a screw top, snap cap, or other closure. This prohibition shall not apply to rigid plastic containers that are used in the sale or distribution of motor oil, or that have a capacity of less than eight fluid ounces or more than five gallons;

- (8) As provided by G.S. 18B-1006.1, empty bottles and cans resulting from a business that serves alcohol pursuant to an ABC permit, that are required to be recycled by the permittee;
- (9) Building materials, including but not limited to such items as
lumber, shingles, bricks, sheetrock, insulation, wooden pallets, etc.;
- (10) Paint, gasoline, diesel fuel, heating oil, kerosene, transmission fluid, gear oil, brake fluid, antifreeze, flammable liquids, solvents, or other liquids containing hazardous chemicals;
- (11) Motor oil or motor oil filters;
- (12) Wet cell batteries;
- (13) Whole scrap tires, including all whole pneumatic rubber covering;
- (14) Oyster shells;
- (15) Asbestos.

Section 4. Subsection 11-19(k) is amended to read as follows:

(k) The Town will collect the following items listed above as part of its Special Collections as provided in Subsection 11-20: white goods; animal carcasses. Residents are encouraged to utilize the recycling services provided by Orange County to dispose of the other items listed in Subsection 11-19(j).

Section 5. All provisions of any town ordinance in conflict with this ordinance are hereby repealed.

Section 6. This ordinance shall become effective upon adoption.

Section 11-19 Storage and Collection Practices: Premises Not Served by Dumpsters (Amend. 10/14/80, 12/15/92)

- (a) The provisions of this section shall apply to premises not served by dumpsters.
- (b) Except as otherwise provided in this section, all solid wastes may be stored, pending collection by the town, only in the mobile containers described in subsection 11-17(d), and the top of such containers shall at all times be kept securely fastened. Such mobile containers shall be kept between scheduled pickups either within a completely enclosed substantial structure such as a house, garage, or shed, or:
 - (1) If a lot has frontage on only one street, then such mobile containers shall be located behind the building line of the side of the principal building on that lot that faces the street;
 - (2) If a lot is a corner lot, then such mobile containers shall be located behind the building line of the side of the principal building on that lot that faces the street;
 - (3) If a lot has frontage on two streets that are more or less parallel, then such mobile containers shall be located behind the building line of the front of the principal building on that lot but (if possible) not closer than forty-five feet to the center line of the street that runs along the rear of such lot. If mobile containers stored behind the front building line must be located within forty-five feet of the center line of the street that runs along the rear of such lot, then such mobile containers shall be located along the side of the principal building.
- (c) Mobile containers shall be placed adjacent to the street (on the street side of any drainage ditch or swale) for collection on the scheduled collection day or after dark on the preceding day. After collection, all solid waste receptacles and all uncollected solid wastes shall be removed to a storage location that complies with subsection (b) of this section by 6:00 a.m. on the day following the collection day.
- (d) If the public works director determines that, because of the physical infirmity of the occupant of any premises, the occupant cannot without severe hardship transport the solid wastes from the storage location required by subsection (b) of this section to the collection point required by subsection (c) of this section, he may do one of the following:
 - (1) Authorize the occupant to store solid wastes at or near the pickup location between scheduled pickups; or
 - (2) Provide rear yard pickup service.
- (e) Containers other than those described in Section 11-17(d) will be treated as solid wastes and collected by the town. However, except as otherwise provided in this article, the town reserves the right to refuse to collect solid wastes not placed in the approved containers.

(f) No person may cause, suffer, or permit any garbage can or solid waste receptacles other than described in Subsection 11-17(d) to be stored in any location that does not comply with the provisions of subsection (b) of this section dealing with the storage location of mobile containers.

(g) Yard wastes may not be placed in the mobile containers for collection by the town.

- (1) As provided in subsection 11-2(b), yard wastes may be retained on the premises where they are generated.
- (2) Except as provided in subdivision (3) of this subsection and subsection (h) of this section, yard wastes stored in a manner convenient for collection shall be collected by the town as part of the town's regularly scheduled extra trash service described in subsection (e) of this section.
- (3) Yard wastes (other than leaves) that cannot be collected within an estimated period of ten minutes or less (as determined by town crews), as well as heavy or bulky items (e.g., tree trunks) or tree trimmings or hedge cuttings more than thirty-six inches in length or four inches in diameter will be collected by the town only in accordance with Section 11-20.

(h) Leaves may not be placed in the mobile containers for collection by the town. The town provides for the collection of leaves in accordance with the following:

- (1) Between the first Monday of November and the Friday closest to February 28, loose leaves and bagged leaves placed adjacent to the street (on the street side of any drainage ditch or swale) so that they may be easily handled by the collector, shall be collected according to a schedule designated by the public works director. During this period, bagged leaves will not be collected as part of the extra trash collection.
- (2) Between the first Monday following February 28 and the Friday prior to the first Monday of November bagged leaves placed adjacent to the street (on the street side of any drainage ditch or swale) so that they may be easily handled by the collector, shall be collected according to the same schedule as designated by the public works director for the collection of extra trash.

(i) Extra trash will be collected by the town according to a schedule designated by the public works director in accordance with Subsection 11-23(a), if placed adjacent to the street (on the street side of any drainage ditch or swale) so that it may be easily handled by the collector. Extra trash (other than yard waste) may be stored pending collection only in a location where a mobile container could be stored under subsection (6) of this section.

(j) In addition to the items specified in subsections (g), (h) and (k), the following items may not be placed within the mobile containers described in Subsection 11-17(d):

- (1) Any liquid waste not enclosed with a tight container;
- (2) Ashes or hot coals;
- (3) White goods; (Amend. 12/13/94)
- (4) Aluminum cans; (Amend. 12/13/94)
- (5) Animal carcasses. (Amend. 12/13/94)
- (6) Recyclable corrugated cardboard (as defined in Section 11-18(8)). (Amend. 11/21/95, 12/2/08)

(k) The following wastes may not be placed within the mobile containers or other waste receptacles and will not otherwise be collected by the town:

- (1) Building materials, including but not limited to such items as lumber, shingles, bricks, sheetrock, insulation, etc. Such materials may be taken by the individual in possession of them directly to the Orange Regional Landfill.
- (2) Paint, gasoline, antifreeze, flammable liquids, solvents, or other liquids containing hazardous chemicals.
- (3) Motor oil. Motor oil (two gallon limit) will be accepted at the orange County Landfill for recycling.
- (4) Wet cell batteries. Wet cell batteries (e.g., car batteries) will be accepted at the Orange County Landfill for recycling.

§ 130A-309.10. Prohibited acts relating to packaging; coded labeling of plastic containers required; disposal of certain solid wastes in landfills or by incineration prohibited.

****Update notice:** This section has been amended by S.L. 2009-499

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(f) No person shall knowingly dispose of the following solid wastes in landfills:

(1) Repealed by Session Laws 1991, c. 375, s. 1.

(2) Used oil.

(3) Yard trash, except in landfills approved for the disposal of yard trash under rules adopted by the Commission. Yard trash that is source separated from solid waste may be accepted at a solid waste disposal area where the area provides and maintains separate yard trash composting facilities.

(4) White goods.

(5) Antifreeze (ethylene glycol).

(6) Aluminum cans.

[EDITORS' NOTE:

THE TEXT OF SUBSECTION f)(7) IS EFFECTIVE UNTIL OCTOBER 1, 2009, SEE BELOW

SECTION FOR TEXT EFFECTIVE OCTOBER 1, 2009.]

(7) Whole scrap tires, as provided in G.S. 130A-309.58(b). The prohibition of the disposal of whole scrap tires in landfills applies to all whole pneumatic rubber coverings, but does not apply to whole solid rubber coverings.

[EDITORS' NOTE:

THE TEXT OF SUBSECTION f)(7) IS EFFECTIVE OCTOBER 1, 2009, SEE ABOVE SECTION FOR TEXT EFFECTIVE UNTIL OCTOBER 1, 2009.]

(7) Whole scrap tires, as provided in G.S. 130A-309.58(b). The prohibition on disposal of whole scrap tires in landfills applies to all whole pneumatic rubber coverings, but does not apply to whole solid rubber coverings.

(8) Lead-acid batteries, as provided in G.S. 130A-309.70.

(9) Beverage containers that are required to be recycled under G.S. 18B-1006.1.

[EDITORS' NOTE: THE TEXT OF SUBSECTION f)(10) IS EFFECTIVE OCTOBER 1, 2009.]

(10) Motor vehicle oil filters.

[EDITORS' NOTE: THE TEXT OF SUBSECTION f)(11) IS EFFECTIVE OCTOBER 1, 2009.]

(11) Recyclable rigid plastic containers that are required to be labeled as provided in subsection (e) of this section, that have a neck smaller than the body of the container, and that accept a screw top, snap cap, or other closure. The prohibition on disposal of recyclable rigid plastic containers in landfills does not apply to rigid plastic containers that are intended for use in the sale or distribution of motor oil.

[EDITORS' NOTE: THE TEXT OF SUBSECTION f)(12) IS EFFECTIVE OCTOBER 1, 2009.]

(12) Wooden pallets, except that wooden pallets may be disposed of in a landfill that is permitted to only accept construction and demolition debris.

(13) Oyster shells.

[EDITORS' NOTE: THE TEXT OF SUBSECTION f)(14) IS EFFECTIVE JANUARY 1, 2011.]

(14) Discarded computer equipment, as defined in G.S. 130A-309.91.

[EDITORS' NOTE: THE TEXT OF SUBSECTION f)(15) IS EFFECTIVE JANUARY 1, 2011.]

(15) Discarded televisions, as defined in G.S. 130A-309.91.