

ORDINANCE NO. 314 SERIES 2025

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 50: GARBAGE, OF THE CITY OF WEST BUECHEL CODE OF ORDINANCES

WHEREAS, the City has determined that updates to its refuse collection and disposal ordinance Chapter 50, are necessary to ensure clarity, consistency, and alignment with the ordinances of Louisville Metro Government;

WHEREAS, the City seeks to update the penalties associated with violations of its refuse collection and disposal regulations ensuring reasonable enforcement standards;

WHEREAS, additional language has been incorporated into the ordinance to address operational details, such as container specifications, and yard waste disposal requirements, in order to enhance public health, safety, and environmental stewardship.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST BUECHEL, JEFFERSON COUNTY, KENTUCKY THAT:

CHAPTER 50: GARBAGE

Section

- 50.01 Definition
- 50.02 Collection and disposal service
- 50.03 Charges
- 50.04 Setting out refuse for collection; frequency; containers
- 50.05 Private disposal
- 50.06 Commercial collectors
- 50.07 Refuse ownership
- 50.08 Prohibited Disposal Practices
- 50.09 Accumulation declared a nuisance
- 50.10 Contract for sanitation services
- 50.99 Penalty

Cross-reference:

Burning garbage, see § 93.20

§ 50.01 DEFINITION.

For the purpose of this chapter the following definition shall apply unless the context clearly indicates or requires a different meaning.

"RECYCLABLE MATERIALS." Materials, as designated herein, that would otherwise become solid waste that can be source separated, collected, processed, and returned to the economic stream in the form of raw materials or products.

"SOLID WASTE." Any discarded material, including garbage, refuse, rubbish, and other unwanted or discarded materials resulting from residential activities that are no longer useful or wanted by the generator, excluding hazardous waste as defined by state or federal law.

"YARD WASTE." Leaves, grass clippings, shrub and tree trimmings, and other organic materials generated from the maintenance of lawns, gardens, and landscaping.

"WASTE CONTAINER." A water-tight container sold commercially for the packaging of residential refuse for disposal and having a 95-gallon capacity.
(Ord. 27-77, passed 2-1-77)

§ 50.02 COLLECTION AND DISPOSAL SERVICE

(A) All refuse collection and refuse disposal shall be provided as a service for the residents of the city residing in one-family dwellings.

(B) No collection shall be provided as a service of the city for any businesses or apartments located within the city limits.
(Ord. 27-77, passed 2-1-77)

§ 50.03 CHARGES.

There shall be no charge for refuse collection and refuse disposal for the residents of one-family dwellings. Businesses and apartments shall be responsible for the collection of and disposal of their refuse as well as for the costs of such service.
(Ord. 27-77, passed 2-1-77)

§ 50.04 SETTING OUT REFUSE FOR COLLECTION; FREQUENCY; CONTAINERS.

(A) All refuse to be collected and disposed of from one-family dwellings shall be set upon the public way for collection and shall be collected by the sanitation service that has entered into a contract for its services with the city.

(B) Refuse shall be collected from one-family dwellings twice each week.

(C) Yard waste and recyclable materials shall be collected from single-family dwellings twice per month on predetermined days, separate from regular solid waste collection.

(D) All refuse for collection by the city shall be placed in the container provided by the city's contracted sanitation provider and must not be overfilled so that it may be lifted and carried by one (1) garbage collector. No more than two 95-gallon containers with lids shall be collected from each one-family dwelling. The contractor shall provide each resident with one (1) 95-gallon trash can at no cost to the resident. Additional containers may be rented from the contractor for an additional fee per the city's contract.

(E) Yard waste must be disposed in containers such as paper yard waste bags, or in compostable bags meeting ASTM D6400 standards. Tree limbs, branches, and brush must be cut into four-foot lengths no greater than two inches in diameter and securely tied into bundles weighing no more than 60 pounds each.

(Ord. 27-77, passed 2-1-77) Penalty, see § 50.99

§ 50.05 PRIVATE DISPOSAL.

This chapter shall not prohibit the actual producers of refuse or the owners of premises upon which the refuse has accumulated from collecting, conveying, and disposing of such refuse on their own, but if that choice is taken by the producer or the owner of property upon which the refuse has accumulated, it shall be at the sole expense of that person or persons.

(Ord. 27-77, passed 2-1-77)

§ 50.06 COMMERCIAL COLLECTORS.

(A) Commercial collectors operating within city limits must be licensed and comply with all applicable state and local regulations.

(B) All vehicles used for solid waste collection must be water-tight, covered, and operated to prevent odors, leakage, or spillage

(Ord. 27-77, passed 2-1-77) Penalty, see § 50.99

§ 50.07 REFUSE OWNERSHIP.

All refuse collected by the sanitation service that has entered into a contract with the city shall become the property of the sanitation service.

(Ord. 27-77, passed 2-1-77)

§ 50.08 DEPOSITING GARBAGE CONTRARY TO REGULATIONS PROHIBITED.

(A) No person shall place or throw any refuse in any public way or public place, or upon any private property whether owned by such person or not, within the city limits except in proper containers for collection in the manner provided in this chapter.

(B) No person shall cast, place, sweep, or deposit anywhere within the city limits any refuse in such a manner that it may be carried or deposited by the elements upon any street, sidewalk, alley, sewer, or other public place, or into any occupied or unoccupied premises within the city.

(Ord. 27-77, passed 2-1-77) Penalty, see § 50.99

§ 50.09 ACCUMULATION DECLARED A NUISANCE.

Any accumulation of refuse on any premises within the city limits is hereby declared to be a nuisance and shall be subject to the penalty and abatement provisions of §§ 92.04 through 92.99.

(Ord. 27-77, passed 2-1-77) Penalty, see § 50.99

§ 50.10 CONTRACT FOR SANITATION SERVICES.

The city shall follow state procurement laws and regulations when contracting for solid waste management services.

(Ord. 27-77, passed 2-1-77; Am. Ord. 42-078, passed 3-7-78)

§ 50.99 PENALTY.

Violations of § 50.08 of this chapter shall be subject to penalties as prescribed by KRS 512.070.

SECTION I: Any provision of this ordinance, which is in conflict with any ordinance passed heretofore, except those specifically enumerated, is hereby repealed, and held for naught.

SECTION II: Should any section, clause, line, paragraph, or any other part of the ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this ordinance.

SECTION III: This ordinance shall become effective upon its passage and shall be published as required by law.

First Reading: April 10, 2025

Second Reading: April 24, 2025

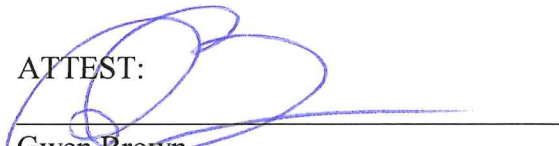
Adopted this 24th day of April, 2025.

Results of the roll call Vote are as follows:

	YES	NO	ABSTAIN
Samantha Blanton	<u>X</u>	<u> </u>	<u> </u>
Linda Cook	<u>X</u>	<u> </u>	<u> </u>
Jerry Embry	<u>X</u>	<u> </u>	<u> </u>
Lyn Gauthier	<u>X</u>	<u> </u>	<u> </u>
Alyssa Holt	<u>X</u>	<u> </u>	<u> </u>
Ashley Stewart	<u>X</u>	<u> </u>	<u> </u>
Danielle Wood	<u>X</u>	<u> </u>	<u> </u>


Mayor Brenda Moore

ATTEST:


Gwen Brown
City Clerk