



KEY: Additions in red text, eliminated text struck through.

The Town of Wadesboro Code of is hereby amended as follows:

Sec. 26-5. - Disposal of ~~discarded appliances~~ **bulk items**; duty of property owners.

- (a) It shall be the duty of the property owner **and lawful possessor** who wishes to dispose of ~~discarded appliances such as iceboxes, stoves and any other items too large to be hauled by a regular garbage truck~~ **bulk items** ~~items~~ **authorized under section 26-5 (b)** to call the public works department and request a special pickup. This pickup will be made without charge to the property owner, tenant or storekeeper **unless otherwise specified herein.**
- (b) **Provided such pickup would also be in conformance with subsection 26-5(c), the Town shall pickup, contingent on resources being available, no more than four of the following individual items per 7-day period:**
- a. Household Furniture;
 - b. Household appliances and white goods;
 - c. Mattresses and box springs;
 - d. Televisions;
 - e. Electronics approved by the Public Services Director or his/her designee;
 - f. Tires that are off the rim;
 - g. Paint cans that are filled with sand and allowed to dry out to create a solid interior; and
 - h. Any other item approved in the sole discretion of the Public Services Director or his/her designee.
- (c) **The Town will only pickup items listed under subsection 25-5(b) if:**
- a. The item can be lifted and maneuvered safely and reasonably by two persons and is not too large to fit on a Town collection vehicle reasonably and safely (as determined by the Public Services Director in his/her sole discretion or his/her designee);
 - b. The item is placed in a location that can be safely and reasonably picked up by the Town given manpower and equipment limitations (as determined by the Public Services Director in his/her sole discretion or his/her designee); and
 - c. The item is not, or does not contain one of, the following items:
 - i. Hazardous refuse or industrial waste;
 - ii. Building material scraps;
 - iii. Items that are a consequence of or affected by fire;
 - iv. Furnaces and air conditioning units;
 - v. Roof materials;
 - vi. Pesticides and herbicides;
 - vii. Human or animal tissue or fluids;
 - viii. Ashes – hot or cold;
 - ix. Batteries;
 - x. Sewage;

- xi. Medical waste;
 - xii. Hypodermic syringes, needles or any other items for injections;
 - xiii. Exterior and interior parts and waste from vehicles, campers, boats, camper shells, trailers, machinery, etc.;
 - xiv. Propane tanks or petroleum product tanks;
 - xv. Oxygen tanks and other medical equipment; and
 - xvi. Any other item refused by the Public Services Director in his/her sole discretion.
- (d) It shall be unlawful for any person/entity to deposit any items at any point on the streets, sidewalks, or right-of-ways of the Town for collection except immediately adjacent to the premises owned by or otherwise in the legal possession of such person/entity;
- (e) Nothing in this section should be construed as to allow a contractor, property owner, accountholder, or other individual to lawfully put out building material scraps for pickup by the Town;
- (f) It shall be unlawful for any person to place out items in violation of any part of section 26-5.
- (g) If items are placed out in violation of any part of section 26-5, the Town may, but is not required to, remove the unlawful items for sanitary, safety, and/or other valid reasons. If the Town takes such action, the Town shall charge the property owner and/or lawful possessor associated with the violation with any additional fees/charges set by the Town Council.

(Code 1992, § 51.05)

Sec. 26-37. - Service rates; extra use fee; discontinuance of utility service for nonpayment.

- (a) For the service of collecting and hauling of garbage and refuse, the owner or occupant of each premises from which garbage and refuse is collected by the town shall be charged such rates as may be established from time to time by the town council. The council shall also set the extra use fee to be charged for citizens using the town's garbage trailers and other sanitation services.
- (b) These charges and fees shall be considered a debt owing to the town from the owner or occupant of such premises and shall be billed to the owner or occupant along with the bill for other utility services. If the entire bill is not paid in full on the due date for utility bills, then the utility service will be disconnected until payment is made along with a reconnect fee.

(Ord. of 7-7-2014(1))

Sec. 26-38. - Enforcement; penalties

- (a) Violation of this article, sections 26-2 through 26-37 shall not constitute a misdemeanor or infraction punishable under G.S 14-4 except for section 26-2; section 26-4; section 26-5; section 26-6; subsections 26-30(c) and (d); subsection 26-32(e); and subsections 26-34(a), (b), (d), (g), and (h).
- (b) When either the town sanitation supervisor or his/her designee or ~~public services director~~ has determined that a ~~public enterprise account holder~~ property owner or lawful property possessor has violated any portions of the article [as] designated under subsection 26-38(a), that town employee shall cause a notice of violation to be served on the ~~accountholder~~ entity by either delivery to any ~~accountholder~~ entity personally or by leaving notice at the usual place of abode/business of ~~accountholder~~ the entity with a person who is over 16 years of age, or by depositing the notice in a United States post office addressed to ~~accountholder~~ the entity at the last known address on the account or property tax records with postage prepaid thereon. The notice of violation shall notify the ~~owner~~ entity that if a civil penalty of \$50.00 is paid to the town within one week, then the town shall take no further action. If the civil penalty is not paid within 30 days, ~~one week~~, the town is authorized to collect all outstanding civil penalties and any related fees through any reasonable means including but not limited to a debt collection service or by filing a civil action pursuant to G.S. 160A-175. Additionally, the ~~owner~~ entity shall be subject to the imposition of any and all collection costs including but not limited to court costs in addition to the civil penalties. The notice of violation shall include the name of the accountholder, the time and description of the violation, and such other information as may be deemed proper by the town manager.

Adopted this 7th day of August, 2017.



Bill Thacker, Mayor
Town of Wadesboro

Attest: 

Cindi Pope
Wadesboro Town Clerk

