

ORDINANCE 2019-1035

(Formerly 2018-1025)

AN ORDINANCE TO AMEND TITLE 17 OF THE MOUNT PLEASANT MUNICIPAL CODE RELATING TO REFUSE AND TRASH DISPOSAL BY ADDING A CHAPTER 2 GOVERNING THE WASTE COLLECTION OF JUNK AND BULKY ITEMS AND YARD WASTE

BE IT ORDAINED BY THE CITY OF MOUNT PLEASANT, TENNESSEE, AS FOLLOWS:

Section 2. That Title 17 of the City of Mount Pleasant's Municipal Code is hereby amended by adding a new Title 17, Chapter 2 as follows:

**CHAPTER 2**

**BULKY ITEMS AND YARD WASTE**

- 17-201. Premises to be kept free of bulky items and yard waste.**
- 17-202. Definitions.**
- 17-203. Responsibility for administration.**
- 17-204. Collection of yard waste.**
- 17-205. Collection of junk and bulky waste.**
- 17-206. Special pick-ups.**
- 17-207. Penalty.**

**17-201. Premises to be kept free of bulky items and yard waste.** All persons, firms, and corporations within the corporate limits of the City of Mount Pleasant are hereby required to keep their premises in a clean and sanitary condition, free from accumulations of yard waste and junk and bulky items except when placed for disposal as provided in this chapter so as not to cause a nuisance or become injurious to the public health and welfare.

**17-202. Definitions.** (1) "Yard Waste." The term "Yard Waste" shall mean leaves, lawn clippings, brush, tree limbs, etc. which are not bagged and stored within the refuse containers as provided for in Title 17, Chapter 1.

(2) "Junk and Bulky Items." The term "Junk and Bulky Items" shall mean old furniture, appliances, junk, and bulk items that are not bagged and stored within the refuse containers as provided for in Title 17, Chapter 1.

**17-203. Responsibility for administration.** (1) The Community Services Director, or his authorized representative, shall have the authority to make and modify regulations as necessary concerning the days of collection, location of waste for pick-up, and such other matters pertaining to the collection, transporting and disposal of yard waste and/or junk and bulky items; provided that such regulations are not in violation of this chapter.

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(2) The Community Services Director, or his authorized representative, shall be responsible for the enforcement of this chapter.

**17-204. Collection of yard waste.** (1) It shall not be the responsibility of the Community Service Department of the city to shovel or pick up from the ground any accumulation of yard waste, unless the same shall be piled at curb side for the collection truck, properly bagged, and properly scheduled pursuant to Section 17-204 (2). All yard waste must be free of trash, bulky items, or other refuse. Leaves shall be placed in approved biodegradable leaf bags. The Community Service Department of the city is not responsible for removing yard waste placed at curb side by a commercial tree trimming service.

(2) The Community Service Department will collect yard waste from residential service locations. All yard waste, leaves and lawn clippings from residential service locations must be bagged for pick-up. No grass clippings shall be allowed on the street. In the event that grass clippings are left on the street, resident(s) is subject to a fine pursuant to Section 17-207. Yard waste to be collected must be scheduled with the Community Service Department by 2:00 p.m. on the preceding day. To schedule pick-up of yard waste, residential property locations must call 931-325-5701 and leave a detailed message to include address of pick-up location and describe the type and amount of yard waste to be collected. Special arrangements must be made with the Community Service Department for large loads of yard waste (see Special Pickups in Section 17-206).

(3) The Community Service Department will collect yard waste, pursuant to section (2), once (1) per quarter from each residential service location. Additional scheduled pick-ups will be considered special pick-ups and will incur a fee as outlined in Section 17-206.

(4) Commercial service locations are not eligible for collection of yard waste. Rental properties are considered commercial service locations for purposes of this Chapter.

**17-205. Collection of junk and bulky items.** (1) It shall not be the responsibility of the Community Service Department of the city to pick up junk or bulky items placed at the curb side, unless the same shall be in compliance with this section.

(2) The Community Service Department will collect junk and bulky items from residential service locations on the 1<sup>st</sup> and 3<sup>rd</sup> Thursday of each month, if properly scheduled. Junk and bulky items to be collected pursuant to this section must be scheduled with the Community Service Department by 2:00 p.m. on the preceding day. To schedule pick-up of junk or bulky items, residential property locations must call 931-325-5701 and leave a detailed message to include address of pick-up location and describe they type of junk and/or bulky items to be collected. Special arrangements must be made with the Community Service Department for large loads of junk or bulky items (see Special Pickups in Section 17-206).

(3) The Community Service Department will collect junk and bulky items, pursuant to section (2), three (3) times per year from each residential service location. Additional scheduled pick-ups will be considered special pick-ups and will incur a fee as outlined in Section 17-206.

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(4) Commercial service locations are not eligible for collection of junk and bulky items. Rental properties are considered commercial service locations for purposes of this Chapter.

**17-206. Special Pick-ups.** (1) Special prearranged pickups (Special Pick-ups) shall be required for the following: (i) bulky or brush pick-ups of more than one (1) collection load; (ii) pick-up of junk or bulky items outside the scheduled times; (iii) more than one collection at any residence or business address per quarter; (iv) bulky or brush pick-ups that are more than one truck load.

(2) Special pickup loads of brush will be charged One Hundred Twenty-Five Dollars (\$125) per load. Special pickup loads of bulky items will be charged One Hundred Twenty-Five Dollars (\$125) per load, plus all disposal fees including landfill fees. If a Special pick-up is over one truck load, the cost will be One Hundred and Twenty-Five Dollars (\$125) per load. The cost of special pick-ups will be added to the customer's next bill.

(3) Special arrangements must be made with the Community Service Department for Special Pick-ups as defined in Section 17-206. To schedule a Special Pick-up, residential property locations must call 931-325-5701 and leave a detailed message to include address of pick-up location and the type of items and expected load of each Special Pick-up.

**17-207. Penalty.** Violators of the provisions of this chapter shall be cited to city court and shall be subject to a fifty dollar (\$50.00) fine per day of violation.

Section 3. If any one or more of the provisions of this Ordinance, or any exhibit or attachment thereof, shall be held invalid, illegal, or unenforceable in any respect, by final decree of any court of lawful jurisdiction, such invalidity, illegality, or unenforceability shall not affect any other provision hereof, or of any exhibit or attachment thereto, but this Ordinance, and the exhibits and attachments thereof, shall be construed the same as if such invalid, illegal, or unenforceable provision had never been contained herein, or therein, as the case may be.

Section 4. This Ordinance shall take effect upon final passage.

Approved and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
WILLIAM F. WHITE, JR., MAYOR

ATTEST:

\_\_\_\_\_  
LORETTA GARNER, RECORDER

LEGAL FORM APPROVED:

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\_\_\_\_\_  
KORI BLEDSOE JONES, ATTORNEY

PASSED ON FIRST READING: \_\_\_\_\_

PASSED ON SECOND READING: \_\_\_\_\_

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