

ORDINANCE NO. O-2016-3539

AN ORDINANCE AMENDING CHAPTER 32, SECTIONS 32-22 AND 32-23, CODE OF ORDINANCES (2010 EDITION), CITY OF ROUND ROCK, TEXAS, REGARDING RESIDENTIAL REFUSE AND COMMERCIAL REFUSE; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROUND ROCK, TEXAS:

I.

That Chapter 32, Section 32-22, Code of Ordinances (2010 Edition), City of Round Rock, Texas, is hereby amended to read as follows:

Sec. 32-22. - Residential refuse.

(a) *Container requirements.* The city or its contractor will provide every person owning, managing, operating, leasing or renting any residential premises, a refuse container. When, in the discretion of the city manager or his designee, the refuse container is no longer serviceable, it shall be replaced. In cases of abuse or neglect, the customer will be charged a replacement fee equal to the cost of the refuse container.

(1) Refuse containers shall be kept clean and free from accumulations of any substance remaining attached to the inside of containers which would attract or promote the breeding of mosquitoes or other insects.

(2) ~~Trash~~Excess refuse may be stored in sturdy securely fastened plastic bags directly adjacent to the provided refuse container.

(b) *Manner of disposal.* It shall be the duty of every person owning, occupying, managing, operating, leasing or renting any premises to place the daily accumulations of refuse in the refuse container described in subsection (a) herein. It shall be the duty of every person placing garbage or trash in refuse containers to eliminate as far as possible all water and liquid from such refuse. Refuse shall be placed in containers in such a way that no container or refuse which is to be loaded manually shall weigh more than 80 pounds.

(c) *Collection by city.* The city or its contractor will collect refuse from residential customers once weekly and it shall be the duty of any person owning, occupying, managing, operating, leasing or renting any residential premises to place the refuse containers at the curb on the street prior to 7:00 a.m. on the day established for collection, but no earlier than 7:00 a.m. the day prior to the established collection day. Refuse containers shall be removed no later than 7:00 p.m. on

1 the day after the collection day. Ordinary accumulations of rubbish such as tree limbs, paper
2 boxes, and scrap lumber, which cannot conveniently be placed in the refuse containers as
3 described herein, shall be tied or stacked in compact bundles; provided, however, that tree
4 limbs shall be cut into lengths not exceeding three feet and shall not exceed six inches in
5 diameter. Leaves and grass clippings shall be placed in containers or plastic bags.

6
7 (c) Storage of containers. Refuse containers shall be stored behind the front building wall of the
8 residential structure when not placed out for collection.

9
10 (d) Recycling containers. The requirements set forth in Section 32-22 (a), (b), and (c) pertaining
11 to refuse containers shall also apply to recycling containers.

12 II.

13
14 That Chapter 32, Section 32-23, Code of Ordinances (2010 Edition), City of
15 Round Rock, Texas, is hereby amended to read as follows:

16 **Sec. 32-23. - Commercial refuse.**

17
18 (a) *Containers.* For nonresidential customers, either the customer or its refuse collection
19 contractor shall provide containers suitable for dumping by mechanical means. Containers will
20 be placed on private premises at locations agreed between the owner or occupant and the
21 commercial refuse collection contractor; provided, however, no such container shall be placed:
22 1) within 15 feet of the boundary of any abutting property with a SF (Single-family) or TF (Two-
23 family) zoning designation; or 2) in any front, rear or side yard abutting to a street. The city will
24 not be responsible for damages to paved surfaces on private property caused by commercial
25 refuse collection trucks. Sufficient containers will be placed to accommodate the refuse from
26 each business. Adjacent small businesses may share containers.

27
28 (b) *Manner of disposal.* All refuse from business and commercial establishments shall be placed in
29 the containers. No refuse shall be left outside the containers. All garbage shall be drained
30 before placing in containers. All packing boxes larger than two cubic feet must be flattened
31 before placing in containers. No manure, building materials, rocks, dirt or dead animals shall
32 be placed in the containers.

33
34 (c) Collection. Refuse containers shall not be placed out for collection earlier than 5:00 p.m. on
35 the business day prior to the established collection day and shall be moved from the collection
36 site no later than 7:00 a.m. the day after the collection day. For the purposes of this section, a
37 business day shall be defined as any day the City of Round Rock offices are open for
38 business.

1 (d) Recycling containers. The requirements in Section 32-23(a), (b) and (c) pertaining to refuse
2 containers shall also apply to recycling containers.
3

4 **III.**

5 **A.** All ordinances, parts of ordinances, or resolutions in conflict herewith are
6 expressly repealed.

7 **B.** The invalidity of any section or provision of this ordinance shall not
8 invalidate other sections or provisions thereof.

9 **C.** The City Council hereby finds and declares that written notice of the date,
10 hour, place and subject of the meeting at which this Ordinance was adopted was posted
11 and that such meeting was open to the public as required by law at all times during
12 which this Ordinance and the subject matter hereof were discussed, considered and
13 formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas
14 Government Code, as amended.

15 **READ** and **APPROVED** on first reading this the ____ day of
16 _____, 2016.

17 **READ, APPROVED** and **ADOPTED** on second reading this the ____ day of
18 _____, 2016.

19 _____
20 ALAN MCGRAW, Mayor
21 City of Round Rock, Texas
22
23

24 ATTEST:

25 _____
26 SARA L. WHITE, City Clerk
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