ORDINANCE NO. 752.

IN ORDINANCE of the City of Kent, Washington, providing for the
collection, removal and disposal of garbage, waste, refuse, and
similar substances; for the letting of a contract or contracts to
carry out the collection, removal and disposal thereof; and prescrib-
ing methods of procedure; making the use of the system compulsory
upon all of the people of the City, and prescribing penalties
for its violation.

THE CITY COUNCIL OF THE CITY OF KENT DO ORDAIN AS FOLLOWS:

SECTION 1. There shall be and is hereby established for the
City of Kent a system for the collection, removal and disposal of
garbage, waste, refuse and other similar substances; making its use
compulsory upon all the people of the City, and the owners or occu-
pants of property located in the said City.

SECTION 2. The term "garbage" shall include all sweepings,
cleanings, trash, rubbish, litter; industrial or domestic wastes;
organic waste or residue from animals; kitchen waste whether organic
or inorganic; tree, shrub and grass trimmings; ashes, cinders, dirt,
wood, stone, brick, plaster and any and all materials resulting from
demolition, alteration or construction; cans, bottles, boxes, wire,
nails, scrap metal and any and all other waste substance that may
become a nuisance, obstruction, incumbrance or hindrance to the pre-
servation of health and sanitation, or the general appearance and
welfare of the City.

SECTION 3. "Prepared Garbage" shall be and is defined as waste
material from kitchens, dining rooms, etc., from which the liquids
have been removed by drainage or otherwise, and the solid matter
wrapped in paper or other proper covering.

"Raw Garbage" is swill, or other like substance not
prepared as above.

SECTION 4. The City shall as soon as practicable, after the
taking effect of this Ordinance and biennially thereafter on the
first day of April, receive bids for the collection, removal and
disposal of all garbage, waste, refuse and other like substances in
the said City, which bids shall be based upon a unit of one garbage
can of the capacity shown in this Ordinance, as to all prepared
garbage, per month, to be collected weekly as to dwellings, and three
times per week as to business places other than those having dry
garbage only; and as to the latter, as often as the accumulation
thereof shall make it necessary in the opinion of the health and
sanitation committees of the City Council; and the City shall enter into contract with the successful bidder for the term of two years for the collection, removal and disposal of such garbage, refuse, waste and other similar substances as provided in this Ordinance.

SECTION 5. It shall be the duty of every person in charge or control of any dwelling, flat, rooming house, apartment house, hospital, school, hotel, club, restaurant, boarding house or eating place; or in possession, charge or control of any shop, place of business or manufacturing establishment where waste or refuse accumulates, at all times to keep or cause to be kept, portable metal cans for the deposit therein of garbage, waste, refuse and other like substances; and to deposit or cause to be deposited therein all such garbage, waste, refuse and like substances; and it shall be the duty of the owner of any flat, apartment house or leased dwelling to supply his tenants with such cans or other adequate means of collecting the garbage and refuse from the premises occupied by them. Such cans shall be water tight, of not more than thirty (30) gallons capacity, shall have two (2) handles at the sides thereof and tight fitting metal lids which shall not be removed except when necessary to place therein or remove therefrom such garbage, waste and refuse. All such cans shall be kept in a sanitary condition, free from any accumulation of grease or any decomposing materials on the outside thereof, and shall be washed by the persons on whose premises they are kept, immediately after being emptied.

SECTION 6. Large suitable containers for dry garbage of business places may be used with the consent of the collector and the proper City official or officials.

SECTION 7. All cans and other receptacles for the collection and retention of garbage, waste, refuse and like substances, shall be protected or secured against overturning by dogs or by the act of any persons or by accident.

SECTION 8. Contractors under the provisions of this Ordinance shall be required to enter into a bond with securities satisfactory to the City Council, conditioned for the faithful performance of their duties, and the payment of any all damages occasioned by their willful act or negligence of their duties.
SECTION 9. It shall be the duty of every person in possession, charge or control of any dead animal, or of any premises on which the same may be located, to cause the same to be removed and disposed of, within twenty-four (24) hours after notification, by the garbage collector, for which service he shall receive a fee of fifty cents ($0.50) for each cat or dog, and approximately one cent ($0.01) per pound for larger animals.

SECTION 10. In residential districts the collection of garbage, etc., shall be made at least once a week on a designated day, and oftener if in the opinion of the City officials it shall become necessary.

SECTION 11. Loads that cannot be placed in cans or in the other receptacles herein provided, may be removed under special contract between the contractor and the person desiring the service. Should the contractor's prices seem exorbitant, an appeal may be made to the City for consideration thereof; PROVIDED, HOWEVER, an appeal shall in no way excuse the collector of the duty of removing said garbage. This applies in particular to residential district and boxes, cartons, etc., in the business district.

The regular rates. to be set forth hereinafter, or by Ordinance subsequent hereto, shall be based upon cans conveniently located and easily accessible from the street, alley or other place; and in case a can is kept inside of a building behind closed doors, making it necessary for the collector to rap, or otherwise obtain access from the owner or occupant, there shall be an additional charge based upon the actual time consumed by reason thereof.

SECTION 12. All rates and charges shall be paid to the City at the office of the Clerk, and the collector shall be paid in City Warrants against the Garbage Fund which is hereby created in the treasury thereof; such warrants to be issued on the first day of the second month next succeeding the month in which the service is rendered.

SECTION 13. The collector shall keep an accurate account of all services by him rendered, with the names, locations and items and dates of service, and shall turn the same in to the City Clerk on the first day of the month next succeeding the month of the service.
SECTION 14. Accounts of the persons receiving service, and of all persons required to conform to the provisions of this Ordinance, shall be due on the first day of the month next succeeding the one in which the service is rendered or required hereunder, and shall become delinquent if not paid on or before the fifteenth (15th) day of the month in which they fall due. If the account shall remain delinquent sixty (60) days or more a lien shall attach against the property from which the account accrued, to be enforced in proceedings similar to those employed in labor liens.

SECTION 15. The City will provide a dumping ground for the disposal of the said garbage, waste and refuse, but the contractor shall assume the burden of the distribution of the destruction of the same, and the duty of keeping the said dumping ground in proper condition for such use.

SECTION 16. It shall be unlawful for any person, other than the owner or person in charge of the premises, or an official of the City or the collector of garbage, to remove or lift the cover of any can or receptacle, and no other person shall tamper with or remove any articles or materials therefrom.

SECTION 17. The collector shall have the sole right to take and retain salvage from any garbage collected, removed and disposed of by him.

SECTION 18. It shall be unlawful for any person, firm or corporation in any residential classification to dispose of, store or permit the storage in standard garbage cans of any garbage unless such garbage has been prepared and complies with the definition of prepared garbage as provided in this Ordinance; PROVIDED, that fruit or vegetable waste resulting from canning or other disposition thereof containing a high moisture content and not susceptible to ready drainging may be segregated and deposited with noncombustible garbage.

SECTION 19. The collector shall follow the regular walks for pedestrians, and no trespassing upon, or crossing adjoining premises, or meddling with property that does not concern the collector in the performance of his duties, shall be permitted.

SECTION 20. Every Contract entered into by the City, under the provisions of this Ordinance, shall specify that the City may term-
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Institute the same for failure to perform his duties thereunder by the contractor at any time; and may in any event terminate the same upon sixty (60) days notice of its election so to do, without cause.

SECTION 21. It is specifically provided that the contractor may not be required to remove street except upon special contract therefore with the person requiring the service.

SECTION 22. The collector shall not permit any street, alley or private property which he may cross to become littered or strewn with refuse or falling particles from his conveyance or from the garbage, waste or refuse he may carry in any manner, but shall see to it that all such particles are removed therefrom immediately after falling thereon; and in collecting and disposing of garbage, waste and refuse, the collector shall not cause any unnecessary noise, and in no case shall he throw or roughly handle cans, tops or other receptacles; nor indulge in loud, boisterous talk, whistling, sounding of horns that will tend to disturb or disquiet the locality.

SECTION 23. Any person, upon conviction of any violation of any of the provisions of this Ordinance, shall be deemed guilty of a misdemeanor and punished by a fine of not more than one hundred (100) dollars, or by imprisonment in the City jail not to exceed thirty (30) days, or by both fine and imprisonment.

SECTION 24. This Ordinance shall take effect and be in force five (5) days after its passage, approval and publication as by law provided.

Passed: August 20, 1945.  
Approved: August 20, 1945.  
Published: August 23, 1945.  

Approved as to form:

[Signature]
Acting City Attorney.

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