

AN ORDINANCE AMENDING TITLE IX, CHAPTER 94 OF THE CITY OF CAMDEN CODE OF ORDINANCES PERTAINING TO GARBAGE AND REFUSE; AND OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Camden, South Carolina (the “*City*”) was created as a municipal corporation under the laws of the State of South Carolina (the “*State*”) and is authorized, pursuant to Section 5-7-30 of the Code of Laws of South Carolina 1976, as amended, to enact ordinances that are “necessary and proper for the security, general welfare, and convenience of the municipality...”; and

WHEREAS, Title IX, Chapter 94 of the City of Camden Code of Ordinances (the “*Garbage Ordinance*”) outlines the garbage services provided by the City along with any related limitations and prohibitions of waste disposal within the City; and

WHEREAS, the City Council would like to amend some of the regulations in the Garbage Ordinance related to bulk waste and trash collection.

NOW, THEREFORE, BEING DULY ASSEMBLED, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF CAMDEN AS FOLLOWS:

Section 1. By and through the enactment of this Ordinance, Title IX, Chapter 94, Sections 94.01 – 94.19 of the City of Camden, South Carolina, Code of Ordinances, shall be amended and restated in their entirety to read as set forth in **Exhibit A** attached hereto.

Section 2. The amendments, modifications, and supplements provided in Section 1 above shall be effective upon the due enactment of this Ordinance. Further, any prior actions or determinations of the City Council regarding garbage service are hereby ratified, confirmed and approved. Any further action regarding garbage service may be done by proper action of the City Manager or City Council acting under Chapter 94 of the City’s Code of Ordinances, as amended under the terms hereof.

Section 3. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held or determined to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 4. Nothing in this Ordinance hereby enacted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause of causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 5. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed to the extent of the conflict or inconsistency. This Ordinance shall take effect immediately upon its enactment by the Council.

DONE AND ORDAINED IN COUNCIL ASSEMBLED, this ____ day of _____ 2024.

CITY OF CAMDEN, SOUTH CAROLINA

By: Alfred Mae Drakeford
Alfred Mae Drakeford, Mayor

(SEAL)

Attest:

By: [Signature]
City Clerk
City of Camden, South Carolina

First Reading:
Second Reading:

EXHIBIT A

CHAPTER 94: GARBAGE AND REFUSE

Section

General Provisions

94.01 Definitions

94.02 Littering

94.03 Depositing dead animals, garbage, and the like on streets, sidewalks prohibited

94.04 Burial of foul or refuse matter prohibited

Residential and Commercial Garbage Service and Trash Collection

94.15 Commercial waste services

94.16 Trash collection services

94.17 Residential garbage services; payments; rates

94.18 Garbage

94.19 Interfering with collection practices

Cross-reference:

Burning trash, paper, or waste, see § 93.01

Disposal of bottles, cans, and the like at Kendall Lake, see § 97.25

Hauling garbage over streets, see § 98.04

Ratproof containers required for garbage, see § 95.41

§ 94.01 DEFINITIONS.

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

"BUILDING MATERIALS." Any material, such as lumber, brick, plaster, roofing, gutters, or other substances accumulated as a result of repairs or additions to existing buildings, construction of new buildings or demolition of existing structures.

"BULK CONTAINER." A metal container, not to exceed eight cubic yards approved for use by the City Manager or designee.

"BULK WASTE." Bulk waste means furniture, mattresses, bedding, plumbing fixtures, ceramics, and other items too large to place in the garbage containers.

"COMMERCIAL WASTE." Garbage, ashes, or any other refuse resulting from institutions and commercial concerns, such as hotels, stores, restaurants, professional offices, churches, hospitals, and/or as determined by the Director of Public Works.

"DISCARDED APPLIANCES" or "WHITE GOODS." Household appliances such as refrigerators, freezers, water heaters, ranges, washers, dryers, microwaves, and similar, as well as discarded parts from these items, but excluding televisions, computer equipment, and other similar electronics.

"GARBAGE CONTAINER." A roll cart type container manufactured for the disposal of residential garbage not to exceed 95 gallons with a lid and lifting bars for automatic dumping at curbside and containing a 64 gallon recycling bin.

"HAZARDOUS WASTE." Materials, whether garbage or trash, such as poison, acids, caustics, chemicals, infected materials, offal, fecal matter, used medical supplies, and explosives which constitute a health hazard.

"HOUSEHOLD GARBAGE." Solid waste materials from households, such as cardboard, plastic, wastepaper, rags, sweepings, and waste materials that ordinarily accumulate around a home, including the by-products of animal or vegetable foodstuffs resulting from the handling, preparation, cooking, and consumption of food, or other matter which is subject to decomposition, decay, putrefaction or the generation of noxious or offensive gasses or odors, or which during or after decay, may serve as breeding or feeding material for flies, insects, or animals.

"LITTER." Any type of litter, garbage or solid waste, or any other used or unused substance not properly discarded.

"SPECIAL WASTE." Refuse resulting from either domestic, commercial, or industrial manufacturing operation which requires special handling, such as sawdust, tires, steel springs, or other materials which would damage the city's loaders/refuse packers.

"TRASH." All refuse that cannot otherwise be classified as household garbage. It includes grass clippings, leaves, shrub, tree parts smaller than 4" caliper and less than 5' feet long and similar types of yard and other natural debris, but excludes boxes, empty containers, scrap wood, metal, fabrics, furniture, appliances, electronics, and similar types of waste.

(Ord. passed 1-24-89; Am. Ord. passed 6-13-95)

§ 94.02 LITTERING.

It shall be unlawful for any person to deposit or cause to be deposited any form of litter on any property belonging to another or on or within any street, sidewalk, or public right-of-way.

(Ord., passed 1-24-89) Penalty, see § 10.99

§ 94.03 DEPOSITING DEAD ANIMALS, GARBAGE, AND THE LIKE ON STREETS, SIDEWALKS PROHIBITED.

It shall be unlawful for any person to place or deposit, or cause to be placed or deposited, on any of the parks, streets, or sidewalks of the city any dead animal or fowl, any garbage, trash, or rubbish, any decaying animal or vegetable matter, any filth or waste paper, straw, or hay.

(Ord., passed 1-24-89) Penalty, see § 10.99

§ 94.04 BURIAL OF FOUL OR REFUSE MATTER PROHIBITED.

All persons are forbidden to bury any foul or refuse matter within the city.

(Ord., passed 1-24-89) Penalty, see § 10.99

RESIDENTIAL AND COMMERCIAL WASTE SERVICE AND TRASH COLLECTION

§ 94.15 COMMERCIAL WASTE SERVICES.

(A) No person shall, without permission of the Director of Public Works, place any item for collection in or near bulk containers furnished by the city.

(B) Every licensed business, firm, institution, corporation, and/or other commercial concern doing business in the city shall be required to have and pay for commercial waste service unless otherwise exempted pursuant to policy developed by the Public Works Director and approved by the City Manager.

(C) The following shall be in accordance with regulations adopted or approved by the City Council:

- (1) The schedule of rates for commercial waste service supplied by the city;
- (2) The application for such commercial waste service;
- (3) The amount of deposit, if any, required as a prerequisite for use of commercial waste service and the disposition of such deposit;
- (4) The due date of bills for such commercial waste service;
- (5) The amount of discount, if any, for the prompt payment of such bills;
- (6) Penalty and discontinuance of service upon default in payment;
- (7) The terms of re-establishment of service upon payment of arrears; and

(8) All matters in connection with the operation of the commercial waste service..

(D) It shall be unlawful to place household garbage into bulk containers without first placing it in an airtight plastic bag.

(E) It shall be unlawful to place any dead animals, hazardous waste, special waste, or building materials in any bulk container.

(F) It shall be unlawful to place any bulk container in any area other than that site approved by the Director of Public Works; such placement shall be based upon access for service by the city, the public safety, and welfare and the convenience of customers.

(G) It shall be unlawful to deface or damage any bulk container or use the bulk container as a depository for brick, blocks, rocks, hot ashes, acids, or any item destructive to the container.

(Ord., passed 1-24-89) Penalty, see § 10.99

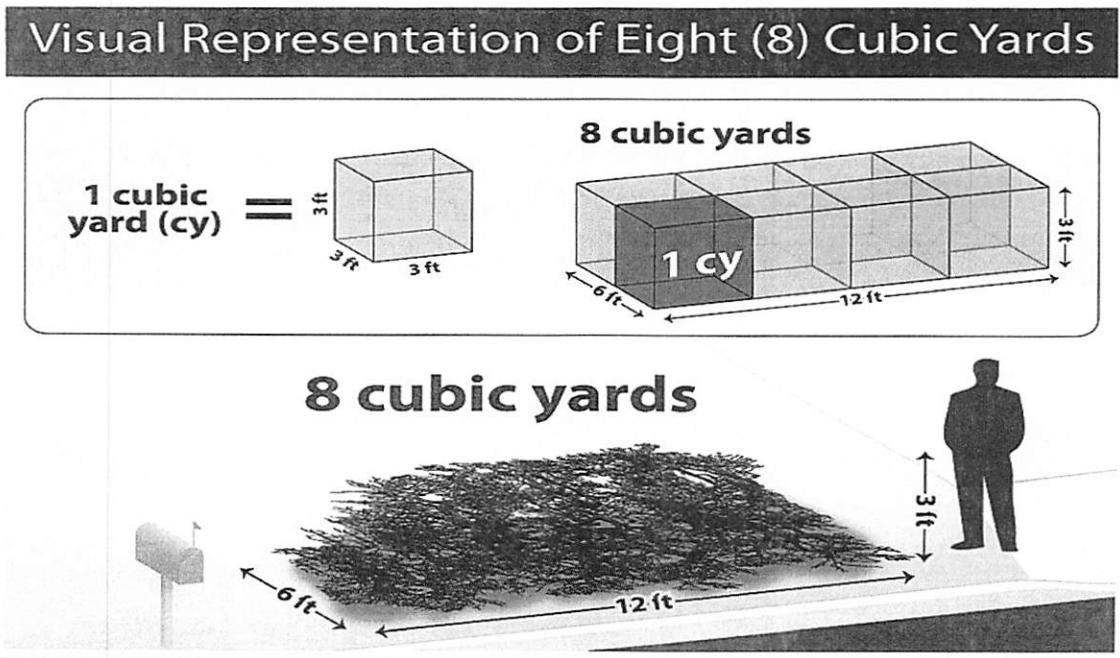
§ 94.16 TRASH COLLECTION SERVICES.

(A) The following shall be in accordance with regulations adopted or approved by the City Council:

- (1) The schedule of rates for trash collection services supplied by the city;
- (2) The application for such trash collection service;
- (3) The amount of deposit, if any, required as a prerequisite to use of trash collection service and the disposition of such deposit;
- (4) The due date of bills for such trash collection service;
- (5) The amount of discount, if any for the prompt payment of such bills;
- (6) Penalty and discontinuance of service upon default and payment;
- (7) The terms of re-establishment of service upon payment of arrears; and
- (8) All matters in connection with the operation of the trash collection service.

(B) It shall be unlawful for households and/or their employees, agents or contractors to place more than 8 cubic yards (a pile 12' long x 6' wide x 3' high) of trash generated by residents, employees, agents, contractors, builders, landscapers, nurseries, tree surgeons, or pulpwood firms for collection by the city; the proper removal and disposal of such large amounts of trash shall be the primary responsibility of the employee, agent, contractor, builder, landscaper, nursery, tree surgeon, or pulpwood firm and such disposal shall be only at the county landfill; in the event it becomes necessary for the city to remove and properly dispose of trash in excess of 8 cubic yards, the property owner and/or occupant

shall be charged 4 times the monthly sanitation fee per occurrence pursuant to a schedule of rates adopted and approved by the City Council from time to time, which charge will be billed on the utility bill in the next utility billing cycle.



(C) It shall be unlawful for contractors, builders, landscapers, nurseries, tree surgeons, or pulpwood firms to place for collection by the city any trash generated at any place other than their business license location.

(D) It shall be unlawful to place trash for collection by the city in any of the following areas:

- (1) On any street, sidewalk, ditch, or storm drainage area or another's private property;
- (2) On a water meter box or manhole cover;
- (3) Within five feet of a fire hydrant or utility pole or guy wire;
- (4) In any place or area that is inaccessible to the mechanical loader used by the city; or
- (5) In any area which creates a hazard to vehicular or pedestrian traffic.

(E) It shall be unlawful to place any item exceeding ten feet in length, garbage, or special waste for collection by the city.

(F) It shall be unlawful to intermingle boxes, empty containers, scrap wood, metal, fabrics, furniture, appliances, electronics, and other types of waste with trash.

(Ord., passed 1-24-89) Penalty, see § 10.99

§ 94.17 RESIDENTIAL GARBAGE SERVICES; PAYMENTS; RATES.

(A) Every household/residence, within the city limits, which receives a utility bill from the city shall be required to have and pay for residential garbage service unless otherwise exempted pursuant to policy developed by the Public Works Director and approved by the City Manager.

(B) The schedule of rates for residential garbage services supplied by the city; the application for such residential garbage service; the amount of deposit; if any, required as a prerequisite to use of residential garbage service; the disposition of such deposit; the due date of bills for such residential garbage service; the amount of discount, if any for the prompt payment of such bills; penalty and discontinuance of service upon default and payment; the terms of re-establishment of service upon payment of arrears and all matters in connection with the operation of the residential garbage service shall be in accordance with regulations adopted or approved by the City Council.

(Ord., passed 1-24-89)

§ 94.18 GARBAGE.

(A) One garbage container with recycling bin shall be furnished by the city for each residence with an active and current utility contract with the city. If one container is not sufficient to hold the quantity of household garbage accumulated between collections, one additional garbage container may be provided to a resident from the City of Camden Public Works Department for an additional monthly sanitation fee pursuant to a schedule of rates adopted and approved by the City Council. The garbage containers will remain the property of the city. Residents are to be responsible for keeping the garbage containers in a clean and sanitary condition. Replacement of garbage containers for any reason other than negligence of the city shall be at the expense of the property owner.

(B) It shall be unlawful to place anything other than household garbage for removal by the city inside garbage containers.

(C) There will be one garbage collection from each garbage container per week. Garbage containers should be placed at the curb no earlier than 7:00 p.m. the evening prior to the scheduled collection day and removed from the curb before 7:00 p.m. on the scheduled collection day.

(D) Garbage containers shall not be placed on sidewalks, driveways, streets, or on the property of another, or in such a manner as to obstruct the free flow of traffic or drainage along any public street.

(E) Handicapped, disabled, or bedridden persons will be provided backyard service provided such person nor another person employed or residing in the residence is unable to roll the garbage container to the curbside. A statement of disability/illness for the resident will be required from his treating physician.

(F) It shall be unlawful to transport any household garbage from outside the city for collection inside the city.

(G) Bulk waste and white goods not exceeding 3 cubic yards may be collected from any residence a maximum of one time per month. Residents must call ahead to schedule this collection by calling the city's sanitation and recycling department. Residents shall be charged 4 times the monthly sanitation fee per collection pursuant to a schedule of rates adopted and approved by the City Council from time to time, which charge will be billed on the household's utility bill in the next utility billing cycle. Bulk waste or white goods shall be placed at the curb a maximum of 24 hours before the scheduled collection.

1. Residents shall be responsible for transporting bulk waste and white goods in excess of 3 cubic yards to a Kershaw County collection site.

2. The City will not collect building materials or other construction or demolition debris. These items may be disposed of at a Kershaw County collection site. If these items are found mixed with bulk waste, white goods, trash, or household garbage, the city will reject the entire collection.

3. The City will not collect televisions, computer equipment, and other electronics. These items may be disposed of at a Kershaw County collection site. If these items are found mixed with bulk waste, white goods, trash, or household garbage, the city will reject the entire collection..

4. Bulk waste and white good collection is not available for commercial locations.

(Ord. passed 1-24-89; Am. Ord. passed 6-13-95) Penalty, see § 10.99

§ 94.19 INTERFERING WITH COLLECTION PRACTICES.

No person shall interfere or otherwise deter the normal refuse collection by tampering with refuse containers or their contents.

(Ord., passed 1-24-89) Penalty, see § 10.99