

CHAPTER 45 LITTER AND YARD WASTE

45.01 Definitions

45.02 Littering Prohibited

45.03 Separation of Yard Wastes

45.04 Violations

45.05 Enforcement

45.01 DEFINITIONS. For purposes of this chapter, the following terms are defined.

1. “Refuse” means any solid waste matter consisting of, but not limited to, garbage, junk vehicles (or parts thereof), machinery (or parts thereof), household trash, yard trash, commercial trash, building materials, trees, rocks, tires, brush, boards, etc.
2. “Hazardous and industrial waste” means chemicals such as poison, acids and caustics, infected materials, explosives, sewage sludge, and sludges and liquids created by factories, processing plants, or other manufacturing enterprises.
3. “Litter” means any refuse improperly discarded upon any public place within the County.
4. “Commercial collector of refuse” means a person or firm who hauls refuse for compensation.
5. “Public place” means any and all streets, sidewalks, alleys, or other public ways and any and all public spaces, grounds, or buildings.

45.02 LITTERING PROHIBITED.

1. It shall be unlawful for any person to scatter, place, or burn any refuse, or hazardous or industrial wastes upon or along any public rights-of-way, stream, body of water, or upon any other public place within the County unless permitted by law.
2. No person or firm shall haul, transport, or otherwise convey any refuse or hazardous or industrial waste within the County unless the same is contained in covered receptacles or is otherwise secured either to or within the vehicle so that the said waste matter does not fall or blow off or out of the vehicle hauling the same, with the following exceptions:
 - A. Construction debris, sand, gravel, or dirt may be hauled in a vehicle with an open, metal, leakproof box, provided that the box is designed to prevent spillage.
 - B. Tree limbs, brush, leaves, lawn, and garden trimmings may be hauled in a vehicle with an open box, secured to prevent spillage.

45.03 SEPARATION OF YARD WASTES.

1. All yard waste shall be separated by the owner or occupant from all other refuse accumulated on the premises and shall be composted or disposed of by other methods as approved by law and the Department of Natural Resources administrative rules. If yard waste is to be set out for collection by commercial collectors, it shall be placed in separate bags, as regulated by County ordinance, for separate collection from other refuse.
2. Yard waste may be composted, burned on the premises, or otherwise disposed of on the property of the owner or operator originating it. Land application of yard waste must meet the requirements of Section 567, Chapter 121 of the Iowa Administrative Code and subject to State regulations. Composting or direct land application of yard waste shall not create a nuisance unless otherwise deemed a nuisance under Section 657.2 of the Code of Iowa, or any other nuisance sections of the Code of Iowa.

45.04 VIOLATIONS. Anyone violating this chapter shall be subject to the provisions of Chapter 3.

45.05 ENFORCEMENT. Enforcement of this chapter shall be by the Sheriff’s department, or any other certified peace officers.