

A REGULATION FOR THE STORAGE AND COLLECTION
OF SOLID WASTE IN THE
SIDNEY-SHELBY COUNTY HEALTH DISTRICT

A regulation establishing standards for the handling of solid waste on premises; for the collection of solid waste; and for registration certificates to operate solid waste collection equipment in order to protect the public health and welfare and prevent insanitary conditions and nuisances.

Authority Section 3709.21 of the Ohio Revised Code

Section 1. Definitions

As used in this regulation:

- 1.1 “Health Commissioner” means the person occupying the office created by section 3709.11 of the Ohio Revised Code, or his authorized representative.
- 1.2 Person means the state, any political sub-division, public or private corporation, individual, partnership, or other entity.
- 1.3 Premises means any land, buildings, or structures upon or in which solid waste may be temporarily stored, placed, or accumulated.
- 1.4 Solid Waste means such unwanted residual solid or semi-solid material as results from industrial, commercial, agricultural, and community operations, excluding earth or material from construction, mining, or demolition operations

Section 2. Premise Maintenance

- 2.1 No person shall store, place, burn or dispose on his premises or the premises of another or permit to accumulate on his premises any solid waste in such a manner whereby it will become a rodent or insect harborage or breeding place, or create a health menace, insanitary condition, or nuisance.

Section 3. Registration Certificate Required

- 3.1 No person shall engage in the business of solid waste collection for compensation, or as a required or voluntary service for others, unless he possesses a permit issued by the Board of Health of Sidney-Shelby County General Health District.
- 3.2 The Board of Health shall issue registration certificates to collect solid waste only to persons having proper equipment, as required by this regulation and personnel for collecting of solid waste, and agreeing to comply with all conditions of issuance or possession of the registration certificate and otherwise complying with the requirements of this regulation.

- 3.3 Any person intending to collect solid waste shall have written application for a registration certificate to the Board of Health on a form provided by the Board of Health. Such application shall contain the name and address of such person, a description, of the equipment to be used in the collection of such solid waste, the area where solid waste collections are to be made, and such other information as the board of health determines will reasonably aid in the administration and enforcement of this regulation.
- 3.4 Upon approval of such application and the determination that the applicant has the proper equipment in good condition, and personnel to meet the requirements of this regulation, the Board of Health shall issue a registration certificate to the applicant. The Board of Health may state on the registration certificate or by a writing attached to the registration certificate the conditions under which it is issued to insure the proper collection of all refuse in accordance with this regulation.
- 3.5 The Board of Health may revoke or suspend the registration certificate of any person to collect solid waste who has demonstrated inability or unwillingness to comply with this regulation.
- 3.6 Any person, whose application for a registration certificate has been denied, suspended, or revoked may make written request for a hearing before the Board of Health of the Sidney-Shelby County General Health District. The Board of Health shall grant such hearing within a reasonable time after request is made.
- 3.7 All registration certificates issued under this regulation shall expire March 1 of each year.
- 3.8 The fee for registration certificate shall be \$20.00 for the first truck and \$10.00 for each additional truck, same owner, for each year or fraction thereof, payable to the Sidney-Shelby County General Health District at the time of application for such certification. However, no fee shall be charged for any municipal, state or other governmentally owned vehicles, or company owned trucks.

Section 4. Solid Waste Collection

- 4.1 All vehicles used for the collection and transportation of solid waste, unless all the solid waste is kept in watertight covered containers, shall have enclosed bodies or suitable provisions for covering the body of the vehicle. All vehicles shall be leakproof, or easily cleanable construction, shall be cleaned at sufficient frequency to prevent odor, nuisance, or insect breeding, and shall be maintained in good repair.
- 4.2 Any person making application for a registration certificate to collect solid waste shall present his equipment for inspection by the health commissioner of the Sidney-Shelby County General Health District, or his authorized representative, to determine if applicant is in compliance with Section 3.4 and 4.1 of this regulation.

- 4.3 Any person making application for a registration certificate to collect solid waste shall have equipment to satisfactorily clean all vehicles or containers used in the conduct of his business.

Section 5. Penalties

- 5.1 Any person who violates any provision of this regulation is subject to the penalties provided by Section 3709.99 of the Ohio Revised Code.

Section 6. Effect of Partial Invalidity

- 6.1 Should any part of this regulation be declared unconstitutional for any reason, the remainder of the regulation shall not be affected thereby.

Section 7. Effect Date

- 7.1 This regulation shall be effective on and after the 20th day of March, 1969.

Amendments Adopted April 7, 1971 – Effective May 3, 1971

- 3.1 Registration required
3.8 Fees deleted for company owned trucks

Amendments Adopted June 9, 1977 – Effective January 1, 1978

- 3.8 Fees increased from \$10.00 per truck to \$20.00 for the first truck and \$10.00 per additional truck.

Fees: \$30.00 first truck/\$15.00 each additional truck