

AGENDA
City of Griffin Board of Commissioners
February 24, 2026
W. ELMER GEORGE MUNICIPAL HALL
9:00 AM

Call to Order

1. Spalding Collaborative will provide an update regarding long term recovery efforts after the 2023 tornadoes.
2. Discuss proposed changes to operations and services of the Solid Waste Department. *Assistant City Manager of Development Services, Kelsey Carden, will address.*
3. Discuss revisions to the Elected Officials Travel and Training Policy to reflect updated travel information and per diems. *City Manager, Jessica O'Connor, will address.*
4. Present the 2026 Citywide annual goals and objectives.
5. Consider Executive Session pursuant to O.C.G.A. Section 50-14-2(1) for the purpose of consulting and meeting with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved.

AGENDA ITEM SUMMARY

ITEM SUMMARY:

Spalding Collaborative will provide an update regarding long term recovery efforts after the 2023 tornadoes.

SPECIAL CONSIDERATIONS OR CONCERNS:

N/A

STAFF RECOMMENDATION:

N/A

FINANCIAL IMPACT:

N/A

Submitted By:

Krisolin Sanford

Meeting Date:

24/02/2026

Reviewed By:

Jessica O'Connor

AGENDA ITEM SUMMARY

ITEM SUMMARY:

Discuss proposed changes to operations and services of the Solid Waste Department. *Assistant City Manager of Development Services, Kelsey Carden, will address.*

SPECIAL CONSIDERATIONS OR CONCERNS:

As a continuation of the December Workshop, Staff is presenting a redlined ordinance draft incorporating Staff's previous proposals and the changes requested by the Board. While the Solid Waste Solutions project is still ongoing, the goal of this discussion is to obtain feedback on the draft of the proposed amendment to Code of Griffin, Chapter 74, Solid Waste and proposed changes to the Solid Waste rate structure. Staff will also be prepared to provide updates on other aspects of the Solid Waste Solutions project, if needed.

STAFF RECOMMENDATION:

N/A

FINANCIAL IMPACT:

N/A

Submitted By:

Kelsey Carden

Meeting Date:

24/02/2026

Reviewed By:

Jessica O'Connor

ATTACHMENTS:

[REDLINE DRAFT - Chapter_74__SOLID_WASTE wout Comments 2.24.pdf](#)

Chapter 74 SOLID WASTE¹

ARTICLE I. IN GENERAL

Secs. 74-1—74-30. Reserved.

ARTICLE II. HANDLING, STORAGE AND COLLECTION

Sec. 74-31. Intent; policies.

- (a) It is declared to be the intent of the board of commissioners, in furtherance of the city's responsibility to protect the public health, safety and well-being of its citizens and to protect and enhance the quality of its environment by enacting policies governing the collection, storage and handling of solid waste, as that term is hereinafter defined in this article, in accordance with the comprehensive statewide program for solid waste management now in effect in the state. It is the purpose of this article to establish procedures to regulate solid waste handling, storage and collection by the city ~~solid waste department~~ and by those private collectors licensed to collect, store and handle solid waste generated from commercial and industrial sources within this city and to secure reliable data for solid waste management planning as part of the city's goal for wasteload reduction.
- (b) It is further declared to be the policy of the city to educate and encourage generators and handlers of solid waste to reduce and minimize to the greatest extent possible the amount of solid waste which requires collection, treatment, or disposal through source reduction, reuse, composting, recycling, and other methods and to promote markets for and engage in the purchase of goods made from recovered materials and goods which are recyclable.

¹Ord. No. 17-13, § 1, adopted August 22, 2017, amended Ch. 74 in its entirety to read as herein set out. Former Ch. 74, §§ 74-31—74-41, 74-75—74-77, 74-100, 74-120—74-131, 74-160, 74-161, pertained to similar subject matter, and derived from Ord. No. 06-06, § 1, adopted Sept. 26, 2006; Ord. No. 09-07, § 1, adopted June 9, 2009; Ord. No. 09-10, §§ 1—3, adopted July 28, 2009.

Cross reference(s)—Buildings and building regulations, ch. 22; environment, ch. 42; health and sanitation, ch. 54; littering, § 58-10; utilities, ch. 94.

State law reference(s)—Solid waste management education program, establishment of Georgia Clean and Beautiful Advisory Committee and Interagency Council on Solid Waste Management, O.C.G.A. § 50-8-7.3; yard trimmings disposal restrictions, O.C.G.A. § 12-8-40.2; transportation of biomedical waste, O.C.G.A. § 40-6-253.1; authorization to provide garbage and solid waste collection and disposal, Ga. Const. art. IX, § II, ¶ III(a)(2); Georgia Comprehensive Solid Waste Management Act, O.C.G.A. § 12-8-20 et seq.; local, multijurisdiction and regional solid waste plans, O.C.G.A. § 12-8-31.1; Georgia Hazardous Waste Management Act, O.C.G.A. § 12-8-60 et seq.; Litter Control Law, O.C.G.A. § 16-7-40 et seq.; transporting garbage or waste across state or county boundaries without permission, O.C.G.A. § 36-1-16; littering highways, O.C.G.A. § 40-6-249; scrap tire disposal restrictions, O.C.G.A. § 12-8-40.1.

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- (c) It is further declared to be the policy of the city that every effort be undertaken to ensure the proper management of scrap tires from the point of generation to the ultimate point of reuse, recycling, or disposal and that every effort be made to ensure that, where possible, they be reused or recycled rather than being disposed.
 - (d) It is further declared to be the policy of the city that nature's way of recycling vegetative matter be respected and followed and that essential landfill space no longer be wasted by such materials being collected and buried in landfills, but allowed to decompose and returned to the soil. The city therefore recommends natural, low-maintenance landscaping requiring little or no cutting, using drought-tolerant trees, plants and shrubs, and encourages its citizens follow these steps for handling yard waste:
 - (1) Grass should be recycled by mowing it and letting the clippings lie;
 - (2) Leaves should be left where they fall, or mowed and composted;
 - (3) Woody material should be chipped on the site where such material was generated, or cut for use as fiber fuel; and
 - (4) Composting on the site where the material was grown, followed by incorporation of the finished compost into the soil at that site.
 - (e) The owner and/or occupant of every premises within the city shall be ultimately responsible for the proper handling, storage and disposal of all solid waste generated upon the property.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-32. Definitions.

The following words, terms and phrases when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Biomedical waste means pathological waste, biological waste cultures and stocks of infectious agents and associated biologicals, contaminated animal carcasses (body parts, their bedding, and other wastes from such animals), sharps, chemotherapy waste, discarded medical equipment and parts, not including expendable supplies and materials which have not been decontaminated, as further defined in rule 391-3-4-15 of the board of natural resources of the state, and other such waste materials.

Board of commissioners means the Board of Commissioners of the City of Griffin, Georgia.

Bulk waste means such items as large household appliances (i.e., washing machines, clothes dryers, water heaters, stoves, refrigerators and dishwashers), furniture, tree stumps, large timber, car bodies, carpet waste, large packing containers, tanks, and other items whose volumes are not significantly reduced through normal compaction methods.

Business day means a calendar day other than a Saturday, Sunday, or public and legal holiday as set forth in O.C.G.A. § 1-4-1.

~~*Closure* means a procedure approved by the state environmental protection division which provides for the cessation of waste receipt at a solid waste disposal site and for securing the site in preparation for post-closure.~~

Collector means a person who, under agreements, verbal or written, with or without compensation, does the work of collecting and/or transporting solid wastes from industries, offices, retail outlets, businesses, and/or similar locations, or from residential dwellings; provided, however, this definition shall not include an individual who collects and/or transports waste from a single-family dwelling unit owned or occupied by such individual or his or her immediate family member(s).

Collector permit means a permit required to engage in the business of solid waste collecting in the City of Griffin, Georgia, and issued by the city in accordance with the provisions hereof.

Commercial solid waste means all types of solid waste generated by stores, offices, restaurants, warehouses, and other manufacturing or commercial activities, excluding residential and industrial wastes.

Composting means the controlled biological decomposition of organic matter into a stable, odor-free humus.

Construction and demolition waste means solid waste composed of building materials and rubble resulting from construction, remodeling, repair and demolition operations of houses, commercial buildings and other structures. Such waste includes, but is not limited to roofing shingles, wood, bricks, metal, concrete, wall board, paper, cardboard, inert waste, and other wastes not likely to cause leachate of environmental concern.

Contaminant means any physical, biological, or radiological substance or matter.

Day means a calendar day, unless otherwise specified.

Disposal or dispose means the discharge, deposit, discard, injection, dumping, spilling, leaking, throwing, or placing of any solid waste or hazardous waste into or on any land or water.

Drop-off center means any facility or location at which recyclable or compostable materials are taken by individuals and deposited into designated containers.

Dump means to throw, discard, place, deposit, discharge, bury, burn, or dispose of a substance, material, or waste.

Environmental protection division means the Environmental Protection Division of the Georgia Department of Natural Resources, including but not limited to its director, and any successor entity or entities.

Generator means any person in this state or in any other state who creates solid waste.

Hazardous constituent means any substance listed as a hazardous constituent in regulations promulgated pursuant to the federal act by the administrator of the U.S. Environmental Protection Agency which are in force and effect on February 1, 1992, codified as appendix VIII to 40 CFR 261, Identification and Listing of Hazardous Waste.

Hazardous waste means any solid waste which contains hazardous constituents or has been defined as a hazardous waste in regulations of the state environmental protection division, chapter 391-3-11.

Hazardous Waste Management Act shall mean the Georgia Hazardous Waste Management Act, codified at O.C.G.A. §§ 12-8-60 through 12-8-83, as the same has been heretofore or may be hereafter amended.

Household hazardous waste means hazardous waste used or generated in the household or similar source or any item, product or material containing or contaminated by any household hazardous waste.

Industrial solid waste means solid waste generated by manufacturing or industrial processes or operations that is not a hazardous waste regulated under O.C.G.A. § 12-8-60 et seq., the "Georgia Hazardous Waste Management Act." Such waste includes, but is not limited to, waste resulting from the following manufacturing processes: Electric power generation; fertilizer and agricultural chemicals; iron and steel products; leather and leather products; nonferrous metal and foundry products; organic chemicals; plastics and resins; pulp and paper; rubber and miscellaneous plastic products; stone, glass, clay, and concrete products; textiles; transportation equipment; and water treatment. This term does not include mining waste or oil and gas waste.

Inert landfill means a landfill used for the disposal of inert waste.

Inert waste means solid wastes that will not or are not likely to cause production of leachate. Such waste is limited to earth and earth-like products, rocks, concrete, bricks, land clearing debris, tree and shrub wastes, yard wastes, cured asphalt, and construction and demolition wastes.

Landfill means an area of land on which or an excavation in which solid waste is placed for permanent disposal and which is not a land application unit, surface impoundment, injection well, or compost pile.

Leachate means liquid that has percolated through solid waste and the soils surrounding a landfill and has extracted, dissolved or suspended materials from it, which may be potentially harmful to groundwater.

Leachate collection system means a system at a landfill for collection of the leachate that prevents its percolation into surrounding soils and groundwater.

Light commercial entity means a business entity ~~within the service area which uses an~~ approved for commercial curbside service whereby residential cart(s) are provided by the city to dispose of its waste.

Manifest means a form or document used for identifying the quantity, composition, origin, routing, and designation of substances in the waste stream from point of generation, through intermediate points, to an end user, processor or disposer approved by the state environmental protection division.

Municipal solid waste means any solid waste derived from households, including garbage, trash, and sanitary waste in septic tanks and means solid waste from single-family and multifamily residences, hotels and motels, bunkhouses, campgrounds, picnic grounds, and day use recreation areas. The term includes yard waste and commercial solid waste but does not include solid waste from mining, agricultural or silvicultural operations or industrial processes or operations.

Municipal solid waste disposal facility means any facility or location where the final disposition of municipal solid waste occurs and includes but is not limited to municipal solid waste landfills and thermal treatment technology facilities.

Municipal solid waste landfill means a discrete area of land or excavation that receives household waste, and that is not a land application unit, surface impoundment, injection well, or waste pile, as those terms are defined under 40 CFR part 257.2. A municipal solid waste landfill may also receive other types of solid waste, such as commercial solid waste, nonhazardous sludge, small-quantity generator waste and industrial solid waste. Such a landfill may be publicly or privately owned and/or operated.

~~*Operator* means the person or entity responsible for and having direct supervision of daily field operations at a disposal facility.~~

Person means an individual, trust, firm, joint-stock company, corporation (including a government corporation), consortium, joint venture, commercial entity, partnership, association, state, municipality, authority, commission, political subdivision of a state, or any interstate body and shall include each department, agency, and instrumentality of the United States.

~~*Post-closure* means a procedure approved by the state environmental protection division to provide for longterm financial assurance, monitoring, and maintenance of a closed disposal site to protect human health and the environment.~~

Processing or processing operation means any method, system or other treatment designed to change the physical form or chemical content of solid waste and includes all aspects of its management (administration, personnel, land, equipment, buildings and other elements).

Putrescible waste means wastes that are capable of being quickly decomposed by microorganisms. Examples of putrescible wastes include, but are not necessarily limited to, kitchen wastes, animal manure, offal, hatchery and poultry processing plant wastes, and garbage.

Recovered materials means those materials which have known use, reuse, or recycling potential; can be feasibly used, reused, or recycled; and have been diverted or removed from the solid waste stream for sale, use, reuse or recycling, whether or not requiring subsequent separation and processing.

Recycling means any process by which materials which would otherwise become solid waste are collected, separated or processed and reused or returned to use in the form of raw materials or products.

Restricted waste, excluding municipal solid waste, means any solid, liquid, or sludge:

- (1) Contained in a drum, barrel, box, pail, transportable tank, or any other container;
- (2) Transported in a bulk tank;
- (3) Residue or waste from a pollution control process;
- (4) Residue or waste from an industrial process; and
- (5) Residue, debris, and waste from the cleanup of a spill or a release of a chemical substance or commercial product or waste associated with items (1) through (4) as above-mentioned. Restricted waste shall include hazardous waste but shall not include household hazardous waste, provided that such household hazardous waste is disposed of at a solid waste handling facility designated by the city to accept such household hazardous waste and in accordance with the policies and procedures of the city. Other restricted wastes may include, but are not limited to, animal wastes and carcasses, asbestos, ash, biomedical wastes, chemicals, containers, clothing, debris, equipment and instruments, grease and oil, latex, plant (vegetal) materials, sludges, washwaters, or other wastes. Sources of such material include but are not limited to research, veterinary and medical laboratories, mortuaries, taxidermists, automobile washes and laundries (both commercial and industrial), publicly owned treatment works, and industrial treatment facilities, food processing and restaurant-related facilities. The city manager has the full authority to determine whether a waste is a restricted waste.

~~*Retreadable casing* means a scrap tire suitable for retreading.~~

Scrap tire means a tire that is no longer suitable for its original intended purpose because of wear, damage, or defect.

Scrap tire carrier means any person engaged in picking up or transporting scrap tires for the purpose of removal to a scrap tire processor, end user, or disposal facility.

Scrap tire generator means any person who generates scrap tires as defined in section 391-3-4-19(2.1) of the Georgia Rules of Solid Waste Management.

Scrap tire handling means the storage, collection, transportation, utilization, processing, or disposal of scrap tires by any person other than end users on whose motor vehicles the tires have been affixed.

Sludge means any solid, semisolid, or liquid waste generated from a municipal, commercial, or industrial wastewater treatment plant or facility (including any pretreatment process), water supply treatment plant, or air pollution control facility, exclusive of the treated effluent of a wastewater treatment plant.

Solid waste means any garbage or refuse; sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility; and other discarded material including solid, semisolid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations and community activities, but does not include recovered materials; solid or dissolved materials in domestic sewage; solid or dissolved materials in irrigation return flows or industrial discharges that are point sources subject to permit under 33 USC 1342; or source, special nuclear, or by-product material as defined by the Federal Atomic Energy Act of 1954, as amended.

~~*Solid waste director* means the administrative head or manager of the city's solid waste department, or his designee.~~

Solid waste handling means the storage, collection, transportation, treatment, utilization, processing, or disposal of solid waste or any combination of such activities.

Solid waste handling facility means any location where any storage, collection, transportation, treatment, utilization, processing or disposal of solid waste, or any combination thereof, occurs.

Solid Waste Management Act shall mean the Georgia Comprehensive Solid Waste Management Act codified at O.C.G.A. §§ 12-8-20 through 12-8-59.2, as the same has been heretofore or may be hereafter amended.

Special waste means municipal solid waste which is comprised, in whole or in part, of: waste requiring special handling; waste containing free liquids; sludge; waste generated by industrial processes; bio-medical wastes; off-specification, outdated or discarded chemical or petroleum products; waste containing asbestos; or contaminated soils or debris resulting from an environmental spill or cleanup.

Tire means a continuous solid or pneumatic rubber covering designed for encircling the wheel of a motor vehicle and which is neither attached to the vehicle or a part of the vehicle as original equipment.

Tire retailer means any person engaged in the business of selling new replacement tires.

~~*Tire retreader* means any person actively engaged in the business of retreading scrap tires by scarifying the surface to remove the old surface tread and attaching a new tread to make a usable tire.~~

Yard waste means leaves, brush, grass clippings, shrub and tree prunings, discarded Christmas trees, nursery and greenhouse vegetative matter resulting from landscaping development and maintenance other than mining, agricultural, and silvicultural operations.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-33. Collection of residential solid waste.

~~(a) (a) — Receipt of *residential solid waste* service required. In order to protect the public health and sanitation, to prevent the spread of contagious or infectious diseases, and to prevent the breeding of rodents, insects, and other vermin, all improved residential properties (single-family and multifamily residences) within the city shall receive regular municipal solid waste collection services from the city ~~solid waste department; provided, however, that the City reserves the right, in its sole discretion, to refuse service to properties that are situated on a private road. All residential customers will be provided once per week collection of their solid waste debris.~~ No owner of ~~improved a~~ residential property shall be exempt or relieved from payment of the monthly sanitation collection and handling fee(s) by reason of failure or refusal to receive services as provided by the ~~solid waste department~~city; provided, however, customers may suspend solid waste services if all utilities are placed on maintenance disconnect. Such fee shall be imposed against the property itself and payment of the fee shall be enforceable and collected as provided by law for levy and sale of in rem liens.~~

~~(b) *Residential Curbside Service and Optional Add-On Services.*~~

~~(1) *Applicability.* Residential curbside service is available for single family residences and multi-family residences with trash carts that, in the sole discretion of the City, qualify for residential curbside service.~~

~~(i) *Exclusion.* This service does not apply to multi-family units that, in the City's sole discretion, are best suited for apartment rate dumpster service (See Subsection (c) of this section) but either do not have space for dumpsters or have unique property features that require carts.~~

~~(2) *Residential Curbside Service Description.* Customers shall be charged a single rate for residential curbside service which shall include the following:~~

~~(i) Residential curbside collection once per week;~~

~~(ii) Biweekly yard waste collection;~~

~~(iii) Landfill – 1 load per month, provided the load must be no larger than a pickup truck; and~~

(iv) Transfer Station – 1 load per month, provided the load must be no larger than a pickup truck.

(3) Add-On Services for Residential Curbside Service.

(i) Backdoor Service. The City, in its sole discretion, may offer assisted collection service for an additional monthly fee. Applications shall be made on forms provided by the City, accompanied by a certificate of a state-licensed physician stating that, based upon a physical examination conducted within the past thirty (30) days, the applicant is mobility-impaired or has sufficient medical reasons not to place the container at curbside. Any denial of an application shall be in writing, stating the reason for such denial. Aggrieved applicants may, within twenty (20) days of the receipt of the denial, request a hearing before the city manager, whose decision shall become final. The City may request recertification of a mobility-impaired customer annually. It shall be the duty of a mobility impaired customer to promptly report any change in medical condition or change in occupancy of the residence. The City also reserves the right to require back-door service for customers located on properties with unique features that render standard collection service infeasible or insufficient.

(ii) Special Handling. Customers may request special handling as provided in Sec. 74-35.

(iii) Additional Containers. Collection of additional containers may be provided at the City's sole discretion, provided that each container shall result in an additional service fee to the Customer.

(iv) Return Trip Fee. The City's ability to provide residential curbside service is limited by its ability to access the solid waste container. In the event that the City is unable to collect waste because the trash cart is not curbside at the time of pickup, is obstructed, or is otherwise inaccessible, such that the waste cannot be collected, the City reserves the right to charge an additional fee for any return trip to collect the waste; provided, however, the City must provide documentation in the form of a photograph or video showing that the cart was inaccessible at the time of collection.

(4) (b) — ~~Outside storage of residential solid waste; curbside containers.~~ All residential solid waste ~~, except newspapers,~~ stored outside the residence pending collection shall be placed inside approved containers with lids tightly affixed. Approved containers shall be those issued by the city to residential customers pursuant to this article, designed to be rolled to curbside for periodic collection. All waste must be bagged and placed inside the container. The City reserves the right to charge additional collection charges for overflowing garbage or garbage placed outside of city-issued containers. ~~Under no circumstances will garbage outside of city-issued containers be collected.~~ If necessary, the City may require the customer to obtain extra containers ~~may be obtained~~ for an additional monthly fee, as determined by the current fee schedule in effect at the time such additional cart is provided. ~~Each container shall bear a serial number and shall be registered to the assigned customer.~~ All containers shall remain the property of the city. Additionally, in the event a container is lost, stolen or intentionally damaged, the city reserves the right to charge the customer the replacement cost of the container. Except when taken to the curbside for scheduled collection, containers shall be consistently ~~located behind~~ placed against the residence (e.g. at the rear, on the side, in or against the garage, etc.) ~~the residence and~~ but outside of fenced enclosures in which animals are kept. Containers shall be used exclusively for the storage and transport of solid waste to the curbside.

~~(5) (c) — Time and placement of containers. By 6:30 a.m. on the scheduled day for collection, customers should place their containers at curbside in front of the customer's residence. The container must be placed at curbside after 5:00 p.m. on the night before the scheduled day for collection; for example, if the scheduled day for collection is Monday, containers may be placed at curbside on Sunday evening after 5:00 p.m. The Both the solid waste and recycling containers should be placed approximately four feet from the edge of the roadway, but not so as to pose a physical or visual obstruction to motorists. Both containers may be placed at curbside the night before the scheduled day for collection; for example, if the scheduled day for collection is Monday, containers may be placed at curbside on Sunday evening. All carts shall be placed with the front of the cart squarely facing the roadway, so as to be capable of being picked up by automated collection equipment. Where there is insufficient right-of-way adjacent to the roadway, or other topographical difficulties exist which make it unreasonable to conform to the general requirements, customers should place their container at a location mutually agreeable to the customer and solid waste department city, after consultation with the solid waste director or his designee. All containers shall be removed from the curbside and returned to a location behind against the customer's residence no later than 6:30 a.m. following the scheduled day of service. Due to holidays or other unforeseen circumstances, special collection dates will be announced or published online via the City's website and/or social media and through the local news media where feasible. Customers are encouraged to make suitable arrangements with neighbors or friends to set out and remove their containers from the curbside if absent during the hours specified herein; customers routinely allowing containers to remain at curbside outside of the hours specified shall be deemed to create a nuisance, punishable as a violation of this Code.~~

(c) Apartment Service.

- (1) Applicability. Apartment service is applicable to downtown lofts or apartments; multi-family apartments with centrally located dumpsters or roll-offs; and multi-family apartments with carts that, in the City's sole discretion, qualify for apartment service but either have no space for dumpsters or have unique property features that necessitate carts.
- (2) Apartment Service Description. Customers shall be charged a single rate for apartment service which shall include the following:
 - (i) Dumpster Collection 3-5 times per week, as determined by the City, or Cart collection once a week, as applicable;
 - (ii) Landfill – 1 load per month, provided the load must be no larger than a pickup truck; and
 - (iii) Transfer Station – 1 load per month, provided the load must be no larger than a pickup truck.
- (3) Return Trip Fee. The City's ability to provide apartment service is limited by its ability to access the solid waste container. In the event that the City is unable to collect waste because the trash cart, dumpster, or roll-off is not curbside at the time of pickup, is obstructed, or is otherwise inaccessible, such that the waste cannot be collected, the City reserves the right to charge an additional fee for any return trip to collect the waste; provided, however, the City must provide documentation in the form of a photograph or video showing that the container was inaccessible at the time of collection.
- (4) Special Handling for Multi-family Properties with Apartment Service. Special Handling may be requested by and billed to the property owner or property manager in accordance with Sec. 74-35.

(5) Additional Containers. Collection of additional containers may be provided at the City's sole discretion, provided that each container shall result in an additional service fee to the Customer.

(6) Placement of Centralized Dumpsters, Roll-Offs or Compactors.

(i) New Multi-Family Development. Before a building permit may be issued for construction of a new multi-family development and/or before a certificate of occupancy may be issued for a previously vacant multifamily development, plans for the storage and collection of solid waste must be submitted and approved pursuant to City development regulations and in consultation with the City.

(ii) Existing Multi-Family Development. Centralized dumpsters, roll-offs, or compactors at existing multi-family developments serviced by the City shall be placed in locations approved by the City. The City reserves the right to discontinue or suspend service if arrangements cannot be made for the safe and effective collection of solid waste at the property.

~~(d) Assisted service for households with mobility-impaired residents.~~ Households in which all regular residents are mobility impaired may apply for assisted collection service at the same fee as levied for curbside collection. The containers must be placed at the street building line, visible from the street. Applications shall be made on forms provided by the solid waste department director or his designee, accompanied by the certificate of a physician licensed in the state stating that, based upon a physical examination conducted within the past 30 days, the applicant is mobility impaired or has sufficient medical reasons not to place the container at curbside. Any denial of an application shall be in writing, stating the reason therefore. Aggrieved applicants may, within 20 days of the receipt of denial, request a hearing before the city manager, whose decision shall become final. The solid waste department may request recertification of a mobility-impaired customer annually. It shall be the duty of a mobility-impaired customer to report promptly to the solid waste department any change in medical condition or change in occupancy of the residence.

~~(e) Service for multifamily residential developments.~~

~~(1) Multifamily residential developments with three or less units.~~ Residential developments of three or less dwelling units (detached, attached, duplex or triplex) located on the same tract or parcel shall be served with each unit being assigned a container for curbside collection.

~~(2) Multifamily residential developments with more than three units.~~ All other multifamily developments (more than three units) shall be deemed as residential customers, but shall be serviced by a centrally located commercial container or compactor. It shall be the responsibility of each multifamily residential development to provide adequate containers for storage of its own waste. Before a building permit shall be issued for construction of a new multifamily development or before a certificate of occupancy is issued for a previously vacant multifamily development, arrangements for the storage and collection of solid waste shall be approved pursuant to city development regulations. Commercial containers at existing multifamily developments serviced by the city solid waste department shall be placed at locations approved by the solid waste director.

(d) Additional Regulations related to Residential Solid Waste Collection.

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(1) (f) Restrictions on residential solid waste other than household garbage. Municipal solid waste, other than household garbage, shall not be placed in containers nor mixed with residential solid waste. Cardboard boxes and related shipping materials should be broken down and securely bundled and left next to the container at curbside before placing into the container; provided, however, Customers may recycle corrugated cardboard (OCC) at the Transfer Station or in any one

of the OCC recycling dumpsters located throughout the City. Objects such as broken glass or hypodermic needles that may cause injury to sanitation workers shall be enclosed in nonpermeable containers with lids tightly affixed, before mixing with residential solid waste. Improper disposal of municipal solid waste in violation of this section shall be subject to citation.

(2)

~~(g)~~—Maintenance of *area surrounding container(s)*-~~area~~. The area surrounding residential trash carts, dumpsters, and other solid waste containers shall be kept clean and free of litter. Failure to maintain the area surrounding a solid waste container shall be a violation subject to a citation issued against the customer(s), occupant(s), property owner, and/or property manager, as appropriate. ~~occupant of a single family residential dwelling shall be responsible for maintaining the area surrounding the container clean and free of litter. The owner of a multifamily residential unit shall be responsible for maintaining the area surrounding the container clean and free of litter. Upon failure of the occupant of a single family residential dwelling, and on premises which are not currently occupied, the owner shall have the duty to maintain the premises accordingly.~~

(3) ~~(h)~~ Cleanliness of containers. All refuse ~~and recycling~~ containers, except single use containers, shall be kept clean and free of accumulated waste and shall be treated with an effective insecticide, if necessary, to prevent nuisance. If, after notice provided by the City of Griffin, a customer, property owner, or property manager, as applicable, fails to treat the container to address insect infestations within a reasonable period of time not to exceed seven (7) days, the City may issue a citation for violation of this section.

(4) ~~(i)~~ Dangerous or corrosive materials. It shall be a violation of this article to place or cause to be placed in any refuse ~~or recyclables~~ container for collection any acid, explosive material, flammable liquids or dangerous or corrosive material of any kind. No person shall place a used lead-acid vehicle battery in mixed municipal solid waste or discard or otherwise dispose of a lead-acid vehicle battery except by delivery to a battery retailer or wholesaler, to a secondary lead smelter, or to a collection or recovered materials processing facility that accepts lead-acid vehicle batteries. No person shall place lithium-ion batteries in mixed municipal solid waste or discard or otherwise dispose of lithium batteries within the city except by delivery to a battery collection site or household hazardous waste collection facility. Disposal of lead-acid vehicle batteries, lithium-ion batteries, or other dangerous or corrosive materials in violation of this section shall be punishable by a citation, and in addition to any court fines which may be imposed, the City reserves the right to seek restitution for any costs it incurs for the proper disposal of such material and/or any damages to property or equipment caused by the improper disposal of said materials.

(5) ~~(j)~~ Pet litter, disposable diapers, other similar waste. Pet litter, disposable diapers and other similar waste must be contained in a securely tied plastic bag before placing in a refuse container.

(6) ~~(k)~~ Preparation of municipal solid waste. All municipal solid waste shall be free of liquid and placed in watertight plastic bags with the tops secured prior to being placed in a refuse container.

(7) ~~(l)~~ Paint cans. Paint cans shall be collected if empty or if the paint therein is dry or solidified with sand or pet litter and the cans are placed at the curb with lids off. Cans of paint that contain wet

paint that has not been solidified or are capped with a lid will not be collected and placement at the curb shall be considered unacceptable curbside materials subject to a citation.

(8) *Violations.* Failure to properly dispose of municipal solid waste in accordance with this section shall constitute a violation of this article subject to a citation before City of Griffin Municipal Court, punishable by a fine up to \$1,000.00 plus restitution, where applicable.

(e) *Rates, fees and charges for residential solid waste service.* Rates, fees and charges shall be established by resolution of the board of commissioners, provided all rates shall be uniform for the same class of service; and revised by resolution as from time to time required. All rates, fees and charges shall be set forth in a schedule on file in the office of the city manager and available for public inspection and copying.

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 23-24, § 1, 9-12-2023)

Sec. 74-34. Collection of yard waste from residential curbside service customers, ~~and light commercial entities.~~

(a) ~~(a)~~—*Applicability; yard waste collection service description.* All residential curbside service customers are entitled to biweekly collection of one yard waste load, provided the Customer disposes of the yard waste in accordance with the regulations set forth in this Section. Yard Waste is a part of the residential curbside service only. No residential curbside service customer shall be exempt or receive any off-set in their service rate by reason of failure or refusal to utilize yard waste services as provided by the City.

(1) *Exclusions.*

(i) Customers who receive apartment service, commercial curbside service, downtown commercial service, or at-large commercial dumpster service must request special handling for collection of yard waste material in accordance with Sec. 74-35.

(ii) Residential curbside service customers who improperly dispose of yard waste in violation of this Section such that the load is ineligible for yard waste collection must request special handling for collection of the ineligible waste in accordance with Sec. 74-35.

(b) *Yard waste not to be mixed with municipal solid waste.* It shall be unlawful to place or mix yard waste, as defined by this article, with other municipal solid waste within a container intended for storage and collection of residential solid waste. ~~All residential customers will be entitled to one biweekly collection of yard waste at curbside.~~

(c) *Regulations on yard waste.* Any yard waste piles or loads that do not conform with the following regulations may be deemed ineligible for yard waste collection, and the City reserves the right to refuse collection and/or require special handling of loads that are ineligible for yard waste collection.

(1) *Eligible yard waste load defined.* For purposes of this article, one ~~biweekly~~ yard waste load shall consist of a pile approximately eight feet by four feet by four feet in height. Bagged leaves and grass clippings will be excluded from the measurement of loads. Unbagged leaves will be included in the measurement of loads. Yard waste piles larger than one load shall be ineligible for yard waste collection and should be collected through special handling, following a request initiated by the customer. Stumps are ineligible for yard waste collection and must be collected via special handling. Yard waste placed in a plastic bag, trash bag or any other non-biodegradable

container is ineligible for yard waste collection and must be collected via special handling. Eligible yard waste loads shall also conform to the following:

- (i) Limbs and branches shall be separated from grass clippings and leaves, and no other debris (such as rocks, wood, pieces of wire, steel or concrete) shall be mixed with or concealed under grass clippings or leaves. No wire or fencing of any kind will be handled for collection.
- (ii) Limbs should be cut into lengths of no more than eight feet and shall be smaller than six inches in diameter, placed with the cut end toward the street.
- (iii) All grass clippings must be placed in biodegradable bags, and leaves may be placed in biodegradable bags.

(2) Placement of yard waste load for collection. Yard waste shall be placed on the right-of-way, in front of the residence, within approximately four feet of the roadway, provided no yard waste shall be placed so as to physically protrude into the roadway or visually obstruct any motorist. No yard waste shall be placed at a location where it is likely to wash or blow into the roadway, into a storm drain, or on or near fire hydrants, water meter boxes, mail boxes, utility poles or guy wires, in such manner as to obstruct access to the waste to be collected or to obstruct the function of the object.

~~(b) Regulations on yard waste. Limbs and branches shall be separated from grass clippings and leaves. No other debris, such as rocks, glass bottles, wood, pieces of wire, steel or concrete, shall be mixed with or concealed under grass clippings or leaves. Limbs should be cut into lengths of no more than eight feet in length and shall be smaller than six inches in diameter and placed with the cut end toward the street. Stumps will require an additional fee for special handling. All grass clippings shall be placed in biodegradable bags. Leaves may be placed in biodegradable bags. Plastic bags, trash bags, and/or other non-biodegradable bags are not acceptable and will not be collected. No wire or fencing of any type will be handled by the city solid waste department.~~

~~(c) Additional fees for excess loads. Customers anticipating having more than one biweekly load are encouraged to transport their yard waste to the city's Shoal Creek compost site or construction and demolition landfill. The dumping of yard waste is free of charge at these two locations with proof of residency within the city. Yard waste will not be accepted at the city transfer station.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-35. Unacceptable curbside materials; residential and commercial; special handling.

(a) Commercial contractors, vendors, and residents are required to properly dispose of appliances, construction materials, carpets, mattresses, box springs, furniture, trees, stumps, fencing, wire, scrap tires, lead-acid vehicle batteries, large automobile parts, lithium-ion batteries and other similar items. It is the responsibility of the prime contractor, and upon his failure to act, of the property owner, occupant, and/or property manager, as applicable, to keep private property free of waste, debris, and litter during new construction or during remodeling, repair and landscaping. It shall be unlawful for any person to place these items at curbside, except for special handling under prior agreement with the ~~solid waste director~~City.

(b) Liquid wastes, such as oils, paints, gasoline, and chemicals, shall not be mixed with municipal solid wastes and shall not be collected and handled by ~~solid waste department~~City employees. It is the responsibility of every occupant, owner, and/or manager of property, as applicable, within the city to dispose of such waste in a proper manner, by lawful means. It shall be unlawful for any person to pour or introduce liquid wastes into a sanitary or storm sewer or drain.

(c) Appliances, including commercial refrigeration and air conditioning units will not be handled or collected by the ~~solid waste department~~City unless special handling arrangements have been made, in advance, and required fees paid. ~~Arrangements can be made by contacting the solid waste department director or his designee.~~ It shall be unlawful to place these items at curbside, unless instructed to do so by the ~~solid waste department~~City.

(a) ~~(d)~~ -The ~~solid waste department~~City shall not be responsible for collecting or hauling discarded building material, dirt, rock, or discarded furniture and appliances from private property, nor shall it be responsible for collecting or hauling trees, bushes, or other vegetation from or generated by commercial tree trimmers, landscapers or building contractors.

(e) Lithium-ion batteries shall not be mixed with municipal solid wastes and shall not be collected and handled by solid waste department employees. It is the responsibility of every owner of property within the city to dispose of such waste in a proper manner, by lawful means.

(f) Special Handling. The ~~solid waste department~~City reserves the right not to collect or handle solid waste and other matter except in accordance with this article. Customers may request special handling and collection of unacceptable curbside materials, including but not limited to bulky items, appliances, furniture, stumps, ineligible yard waste loads, or other municipal solid waste requiring special handling. The City will, in its sole discretion, determine if such material is eligible for special handling collection, and if collected, a special handling fee will be assessed for each pickup, the amount of which will be based on the size of the load. Waste disposed of in this manner will not be handled or collected unless special handling arrangements have been made in advance. If the property owner, occupant, and/or property manager, as applicable, does not have a customer service account related to the property, the special handling fees must be paid in advance of pickup. It shall be a violation of this chapter to dump waste in the right-of-way without making arrangements for special handling.

Whenever waste is placed or left ~~in the right-of-way at curbside~~ in violation of this article, the ~~solid waste department director or his designee~~city shall provide notice to the occupant, owner, and/or manager of the property, delivered by mail at the address listed on the most recent tax digest and/or posted to the property, ordering the removal and proper disposal of the waste. give written notice to the property owner, as shown on the most recent tax digest, or occupant of the premises, if known, to cause the removal and proper disposal of the material. If the conditions on the property are not corrected by the person disposing of the material within two (2) calendar days after the date of notice on the notice, the ~~solid waste department~~City may remove the waste material and assess a special handling fee charged to the customer's account or as restitution in court, as applicable against the person responsible, which fee shall be in addition to any fine imposed under this article upon conviction for its violation; provided, however, nothing herein shall prevent the City from immediately removing unacceptable curbside materials without prior notice, issuing a citation the violation, and assessing the applicable special handling fee when, in the City's sole discretion, the materials pose an imminent nuisance or danger to public safety.

(g) -Special Handling Fees. A minimum special handling fee shall be set forth in the schedule of fees and charges, per load. The total -Special handling fee shall be assessed based upon the size and weight of the collection load, manpower used in removal, and any handling, hauling, or disposal fees.

(h) Roll-Off Service. The City, at its discretion, may provide roll off dumpster service whereby customers may request the delivery of a roll off container for large disposal volumes. Based on the current schedule of rates and fees, Customers shall pay a base rate for the container up to a specified tonnage, and any additional tonnage amount over the permitted base rate shall be assessed as an additional tonnage fee. Customers shall agree to pay the actual costs for disposal at the landfill.

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 23-24, § 1, 9-12-2023)

Sec. 74-36. ~~Residential solid waste collection and handling fees.~~ Commercial and industrial solid waste collection.

(a) Regular solid waste collection services required. All commercial and industrial generators of solid waste within the city are responsible for assuring the safe handling, storage and collection of waste from their premises by either the City of Griffin or an approved hauler or collector; provided, however, that the City reserves the right, in its sole discretion, to refuse service to commercial entities where it is not in the City's best interest to provide solid waste service to the entity. In accordance with the intent of this Chapter, the City reserves the right to demand documentation demonstrating an entity's retention of commercial solid waste management service. Failure to arrange for or retain commercial solid waste handling and collection service by the City or a private contractor, approved to collect and haul solid waste within the City of Griffin in accordance with this Chapter, shall be a violation of this section, subject to a citation before the City of Griffin Municipal Court, punishable by a fine in an amount not to exceed \$1,000.00 for each week in which services are not retained. Furthermore, dumping or disposal of commercial solid waste in a residential container or any other container other than that approved by the City of Griffin for disposal by a specific business shall also be a violation of this Chapter. For purposes of this article, all mixed-use developments shall be considered as commercial customers, unless a majority of the usable square footage, exclusive of parking and service areas, is devoted to residential use. The City can provide regularly scheduled collection and handling services for all commercial and industrial customers, except for the handling of hazardous constituents. Such services are available in accordance with the classification and fee schedule. Commercial and industrial customer seeking service are expected to enter into written service contracts with the city and abide by the regulations for such service.

(b) Commercial Curbside Service.

(1) Applicability. Commercial curbside service is available for business entities that, in the City's sole discretion, are classified as light commercial entities and utilize trash carts for waste disposal. Commercial curbside service customers must be accessible by our residential collection trucks.

(i) Exclusion. This service is not available to commercial customers that are inaccessible to residential collection trucks and customers located in the downtown service area or for any other property or area where trash carts are not permitted.

(2) Commercial Curbside Service Description. Customers shall be charged the commercial curbside service rate per collection. Each container, provided only at the discretion of the City, shall be deemed a collection.

(3) Add-On Services for Commercial Curbside Service.

(i) Special Handling. Customers may request special handling as provided in Sec. 74-35. Commercial curbside service does not include regular yard waste collection; instead, commercial curbside customers must make a special handling request for yard waste, the price of which is determined by the size of the yard waste pile.

(ii) Return Trip Fee. The City's ability to provide commercial curbside service is limited by its ability to access the solid waste container(s). In the event that the City is unable to collect waste because the trash cart is not curbside at the time of pickup, is obstructed, or is otherwise inaccessible, such that the waste cannot be collected, the City reserves the right to charge an additional fee for any return trip to collect the waste; provided, however, the

City must provide documentation in the form of a photograph or video showing that the cart was inaccessible at the time of collection.

(4) *Outside storage of commercial curbside solid waste; curbside containers.* All commercial curbside solid waste stored outside the business pending collection shall be placed inside approved containers with lids tightly affixed. Approved containers shall be those issued by the city to commercial curbside customers pursuant to this article, designed to be rolled to curbside for periodic collection. All waste must be bagged and placed inside the container. The City reserves the right to charge additional collection charges for overflowing garbage or garbage placed outside of city-issued containers. If necessary, the City may require the customer to obtain extra containers for an additional monthly fee, as determined by the current fee schedule in effect at the time such additional cart is provided. All containers shall remain the property of the city. Additionally, in the event a container is lost, stolen or intentionally damaged, the city reserves the right to charge the customer the replacement cost of the container. Except when taken to the curbside for scheduled collection, containers shall be consistently placed against the business. Containers shall be used exclusively for the storage and transport of solid waste to the curbside.

(5) *Time and placement of containers.* The container must be placed at curbside after 5:00 p.m. on the night before the scheduled day for collection; for example, if the scheduled day for collection is Monday, containers may be placed at curbside on Sunday evening after 5:00 p.m. The solid waste container should be placed approximately four feet from the edge of the roadway, or on any other area of the property approved by the City, but not so as to pose physical or visual obstruction to motorists. All carts shall be placed with the front of the cart squarely facing the roadway, so as to be capable of being picked up by automated collection equipment. Where there is insufficient right-of-way adjacent to the roadway, or other topographical difficulties exist which make it unreasonable to conform to the general requirements, customers should place their container at a location mutually agreeable to the customer and City. All containers shall be removed from the curbside and returned to a location against the customer's business no later than 8:00 a.m. following the scheduled day of service. Due to holidays or other unforeseen circumstances, special collection dates will be announced or published online via the City's website and/or social media and through the local news media where feasible. Customers are encouraged to make suitable arrangements to set out and remove their containers from the curbside if absent during the hours specified herein; customers routinely allowing containers to remain at curbside outside of the hours specified shall be deemed to create a nuisance, punishable as a violation of this Code.

(c) *Downtown Commercial Service.*

(1) *Applicability.* Downtown commercial service is available for business entities that, in the City's sole discretion, are located in the downtown solid waste service area where trash carts are not permitted and do not require a private dumpster/standard commercial service.

(i) *Exclusions.* Downtown lofts/apartments are not subject to this service; instead, downtown lofts/apartments and residences shall be charged for residential apartment service. The City reserves the right to require or permit a business within the downtown service area to utilize standard commercial service when either the volume of waste produced by the business or the unique features of the business or the property on which it operates necessitate a private dumpster; provided, however, any downtown business that is permitted or required to utilize a private dumpster shall pay the applicable standard commercial service rate rather than the downtown commercial service rate.

(2) Downtown Commercial Service Description. Downtown commercial service customers shall be classed accordingly, provided that the City shall make the final determination based on the business description and actual operations:

(i) Tier 1: Businesses that do not serve or manufacture food or alcohol, excluding places of assembly

(ii) Tier 2: Places of assembly; restaurants, bars, or any businesses licensed to sell alcohol or handle food that, on average, manufacture, serve, or are open for one meal/shift per day

(iii) Tier 3: Restaurants, bars, or any businesses licensed to sell alcohol or handle food that, on the days when they operate, serve or are open for more than one meal/shift per day

(3) Obstruction of solid waste containers. The City's ability to provide downtown commercial service is limited by its ability to access the solid waste container. It shall be a violation to obstruct a solid waste container or otherwise park in an area that prevents the City from collecting the waste, punishable by a citation; provided, however, the City must provide documentation of the party responsible for the obstruction and photo or video evidence showing that the container was inaccessible at the time of collection. Regardless, while the City will arrange to return to attempt collection at a later time, no downtown commercial customer shall be relieved from paying the solid waste handling fees if the City is ultimately unable to access the container for collection.

(4) Assigned dumpsters. The City shall assign a specific, serialized dumpster or roll-off for use by the customer. Customers shall only utilize the solid waste container to which they are assigned.

(d) Standard Commercial Service.

(1) Applicability. Standard Commercial Service is available for commercial entities that qualify for private or shared dumpster or roll off collection; including, when approved at the sole discretion of the City, certain entities located in the downtown service area permitted or required to utilize private dumpsters and/or owners or property managers of multi-family apartment complexes to which the apartment service is not applicable.

(2) Standard Commercial Dumpster Service Description & Rate Determination. Standard commercial service provides dumpster or roll off collection, but the level of service varies based on the customer's collection need (i.e. volume of solid waste and frequency of collection). The rate and level of service are determined using the following process:

(i) The customer must request service and estimate of its collection need;

(ii) The City, in its sole discretion, will determine the customer's final collection need (e.g. container size and frequency of collection) by evaluating the following factors:

(A) The customer's description of the business and estimated collection need;

(B) The volume of solid waste produced by similar businesses in the City and frequency of collection;

(C) If available, the volume of solid waste actually or historically produced by the customer and its present or historical frequency of collection;

(D) Any other factors which may impact or speak to the customer's unique collection need, including, if applicable, neighborhood complaints or nuisance concerns; and

(E) The City's collection schedule and/or service capability based on equipment and manpower.

(iii) The City shall identify the customer's rate from the approved rate schedule based on the determined collection need;

(iv) The City shall determine, in its sole discretion, whether the customer is required to share a dumpster or roll off container or will be assigned a private dumpster based on evaluation of the following factors:

(A) Business type (e.g. restaurants often require their own dumpsters);

(B) Space and placement options for solid waste container(s) at or around the business and accessibility for collection; and

(C) Whether the surrounding businesses utilize a private collector or the City of Griffin for solid waste collection services.

(v) The City shall assign a specific, serialized dumpster or roll-off for use by the customer.

(3) Additional regulations for standard commercial service.

(i) Required containers or service type. The city reserves the right to require standard commercial service customers to utilize a private dumpster specific to that business or to share a dumpster.

(ii) Private dumpsters. In the event the customer utilizes a private dumpster, the customer may lock the dumpster provided that the customer must supply the lock and must arrange for the dumpster or enclosure to be unlocked at the time of collection.

(iii) Shared dumpsters. Rates for standard commercial service are determined based on collection need (i.e. estimated volume of solid waste production), not actual container size, and rates and charges are uniform for businesses with same collection need. No customer shall be exempt or relieved from payment of any portion of the solid waste collection and handling fee(s) by reason of sharing a dumpster or failing or refusing to receive or utilize services as provided by the City.

(iv) Assigned dumpsters. The City shall assign a specific, serialized dumpster or roll-off for use by the customer. Customers shall only utilize the solid waste container to which they are assigned.

(4) Obstruction of solid waste containers. The City's ability to provide standard commercial service is limited by its ability to access the solid waste container. It shall be a violation to obstruct a solid waste container or otherwise park in an area that prevents the City from collecting the waste, punishable by a citation; provided, however, the City must provide documentation of the party responsible for the obstruction and photo or video evidence showing that the container was inaccessible at the time of collection. Regardless, while the City will arrange to return to attempt collection at a later time, no standard commercial customer shall be relieved from paying the solid waste handling fees if the City is ultimately unable to access the container for collection.

(i) Return Trip Fee. The City's ability to provide commercial curbside service is limited by its ability to access the solid waste container(s). In the event that the City is unable to collect waste because the trash cart is not curbside at the time of pickup, is obstructed, or is otherwise inaccessible, such that the waste cannot be collected, the City reserves the right to charge an additional fee for any return trip to collect the waste; provided, however, the City must provide documentation in the form of a photograph or video showing that the cart was inaccessible at the time of collection.

(e) Industrial Service.

(1) Applicability. Industrial service is applicable to customers who produce industrial solid waste and have a service contract with the City defining the collection need, schedule for collection, and rate of service. For purposes of this Chapter, industrial solid waste shall mean solid waste

generated by manufacturing or industrial processes or operations. Such waste includes, but is not limited to, waste resulting from the following manufacturing processes: electric power generation; fertilizer and agricultural chemicals; iron and steel products; leather and leather products nonferrous metal and foundry products; organic chemicals; plastics and resins; pulp and paper; rubber and miscellaneous plastic products; stone, glass, clay, and concrete products; textiles; transportation equipment; and water treatment.

(i) Exclusions. Industrial service is not applicable to entities that generate mining waste or gas waste, nor is it applicable to generators of hazardous waste regulated under O.C.G.A. § 12-8-60 et seq., the “Georgia Hazardous Waste Management Act.”

(2) Industrial Service Description. Industrial solid waste collection service shall be specific to the customer’s needs, determined based on collection need, schedule, and type of industrial waste to be collected; provided, however, that the terms of the service, including the rate, shall be described in a service contract executed by the City and the customer.

(f) Other Regulations related to the collection of commercial and industrial solid waste.

(1) Special waste handling. Before collecting or handling of any special waste, the generator must complete a manifest, approved by the city. The city manager, or designee, shall inspect the waste and may cause testing thereof where, in their sole discretion, it is reasonably necessary to assure safe and proper handling and disposal of its constituents. The cost of testing shall be included in the special handling fees and charges imposed upon the generator. Prior to collection, the generator shall follow all special handling procedures set forth in writing by the city, including provisions for segregation of special wastes from the municipal solid waste stream, special containerization, etc. The generator shall cooperate with the city, as reasonably requested, concerning general waste information, physical waste characteristics, and available laboratory analysis. All laboratory analyses provided to the City shall be certified by the generator, under oath, as accurate and truthful.

(2) Reporting of suspicious loads. In the handling of special wastes, should inspection reveal suspicious contents, the city shall have the right to refuse collection until testing proves the waste acceptable for collection and handling. Should evaluation reveal that prohibited wastes are present in the load, the state environmental protection division will be contacted and a record of the incident recorded in the City’s solid waste operations log. No load containing known prohibited wastes will be collected or transported by the City.

(3) Prohibited wastes. The City shall not empty or collect a commercial or industrial refuse container that contains any of the following items:

(i) Large household or industrial appliances;

(ii) Furniture and wooden crates;

(iii) Scrap tires and heavy motor vehicle parts such as engines and transmissions;

(iv) Liquids, including paint, cooking oil and motor vehicle fluids and lubricants;

(v) Logs or limbs over eight feet in length or six inches in diameter;

(vi) Bed springs and mattresses;

(vii) Rocks, dirt, bricks, concrete, stone, plaster, sheetrock, roofing or other similar materials;

(viii) Uncontainerized refuse, such as lumber that protrudes from the container or refuse placed on top or in front of the container;

(ix) Any acid, explosive material, inflammable liquids, dangerous or corrosive material of any kind, including lead-acid vehicle batteries and lithium-ion batteries.; or

(x) Yard waste.

(4) Containers and equipment. Standardized commercial containers, including roll-off boxes, may be furnished by the city as part of the services covered by this section. The city reserves the right to determine the location of each container, including the right to require joint usage by more than one customer where feasible. Customer-owned and maintained compactors are encouraged and the City and building official can furnish specifications for installation of compactors with city containers. All new customers shall consult with the City in the design and development of commercial and industrial sites to assure access and compatibility of city-owned equipment.

(5) Arrangements for storage of refuse and location of containers; approval required. It shall be the responsibility of each commercial or industrial customer to provide adequate containers for storage of its own waste. Before a building permit shall be issued for construction of a commercial or industrial establishment, arrangements for the storage of refuse shall be approved by the city.

(6) Location. Commercial or industrial refuse containers at existing establishments serviced by city collection vehicles shall be placed at locations approved by the City for collection. The city shall not collect refuse from commercial or industrial customers unless it is placed in commercial containers, properly located, except where space or other limitations dictate other arrangements which shall be specifically approved by the city.

(7) Determination of fees. Fee schedules, as from time to time amended, shall be maintained in the city manager's office and available for public inspection.

(8) Authorization of city manager, or designee, to promulgate rules. The City Manager, or their designee, is hereby delegated the authority to promulgate regulations governing operations servicing commercial and industrial customers. Such regulations, as from time to time amended, shall be available for public inspection.

(9) Responsibility of owner to remove waste; removal by city. Whenever the owner, occupant, and/or other person or entity responsible for the care and maintenance of any property within the city permits solid waste to accumulate upon its premises, and the removal thereof is not part of the regular services offered by the city hereunder, it shall be the duty of the owner, occupant, and/or other person or entity responsible for the care and maintenance of the property, as applicable, to cause the removal and proper disposal of such waste. Whenever waste accumulates in violation of this article, the city shall provide notice to the occupant, owner, and/or manager of the property, as applicable, delivered by mail at the address listed on the most recent tax digest and/or posted to the property, ordering the removal and proper disposal of the waste. If the conditions on the property are not corrected within two (2) business days after the date on the notice, the city may remove the waste and assess a special handling fee charged to the customer's account or as restitution in court, as applicable, which fee shall be in addition to any fine imposed under this article upon conviction for its violation; provided, however, nothing herein shall prevent the City from immediately removing unacceptable or accumulated waste without prior notice, issuing a citation for the violation, and assessing the applicable special handling fee when, in the City's sole discretion, the materials pose an imminent nuisance or danger to public safety.

~~(a) Monthly fees are imposed for residential solid waste collection and handling services for the following service categories:~~

-
- ~~(1) Curbside and mobility-impaired, (once per week).~~
 - ~~(2) Residential multifamily with central location.~~
 - ~~(3) Each additional container.~~
 - ~~(4) Biweekly collection of yard waste.~~
 - ~~(5) Curbside and mobility impaired recycling, (once per week).~~
 - ~~(b) Special handling fees shall be assessed based upon the size of the collection vehicle and manpower required. A minimum rate as set forth in the schedule of fees and charges per load for 20-cubic yard vehicle and crew of two persons will be charged. If required, rental of specialized equipment, use of additional manpower, etc., shall be assessed at actual cost to the city. Special handling for other solid waste, bulk waste, and construction and demolition waste shall be based on the size and weight of the load, and will include handling, hauling, and disposal fees.~~
 - ~~(c) Rates, fees and charges shall be established by resolution of the board of commissioners, provided all rates shall be uniform for the same class of service; and revised by resolution as from time to time required. All rates, fees and charges shall be set forth in a schedule on file in the office of the city manager and available for public inspection and copying.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-37. Landfill dumping fees; use of landfill. ~~Collection of commercial and industrial solid waste.~~

- ~~(a) There is hereby levied and imposed a fee on all users of the city construction and demolition disposal facility (landfill) at a rate per ton as set forth in the schedule of fees and charges, or portion thereof, plus a surcharge per ton, or portion thereof, as set forth in the schedule of fees and charges approved by the board of commissioners. Charges shall be prorated based upon actual weight; provided, however, the minimum charge (regardless of weight) shall be as set forth in the schedule of fees and charges per vehicle load.
 - ~~(1) As part of their monthly service package, residential curbside and apartment service customers shall be exempt from the above-referenced fee for one (1) load per month, provided the load must be no larger than a pickup truck. All subsequent waste disposed of at the landfill in the same month shall be subject to landfill dumping fees. In order to utilize this service, the person disposing of the waste at the landfill must be listed on the utility account and must produce identification for verification by the City.~~~~
- ~~(b) For purposes of this section, the following regulations shall apply:
 - ~~(1) All vehicles transporting construction and demolition waste or yard waste into the landfill must stop at the designated checkpoint for inspection and weighing. The City reserves the right to request identification at the designated checkpoint. The City Manager, or their designee, shall be authorized to reject any material not permitted for disposal under the City's solid waste handling permit, as from time to time amended by the state environmental protection division. The determination of the City Manager, or designee, as to acceptability of wastes handled shall be final. Tires will not be accepted at the landfill. Yard waste shall not be placed in or mixed with other construction and demolition waste, and in the discretion of the City Manager or their designee, may be banned altogether. The city reserves the right to reject any and all parts of any load mixed with nonacceptable wastes or materials.~~~~

(2) The City Manager, or their designee, shall specify the area for dumping of wastes. Vehicles shall proceed to that point directly, and after depositing their load shall return promptly to the checkpoint.

(3) All vehicles shall be weighted before leaving the landfill, after dumping their loads and the charge calculated. Payment shall be made before the vehicle departs, unless credit arrangements have been made in advance with the city

(4) The City Manager, or designee, is hereby authorized to promulgate regulations governing landfill usage, in accordance with applicable law and this article.

(5) It shall be an offense against the city, punishable before the municipal court, for any person to enter the landfill or deposit wastes therein in willful violation of this section. Persons convicted of violating this section shall be punished by a minimum fine of \$500.00 and/or imprisonment for a period not to exceed six months, plus restitution, as applicable; provided, however, that nothing herein shall prevent the City from pursuing criminal charges under state law where applicable.

(6) All vehicle loads entering the landfill shall be completely secured, tarped, and covered to prevent scattering and littering of contents, pursuant to state law.

~~(a) *Generally.* All commercial and industrial generators of solid waste within the city are responsible for assuring the safe handling, storage and collection of waste from their premises. For purposes of this article, all mixed-use developments shall be considered as commercial customers, unless a majority of the usable square footage, exclusive of parking and service areas, is devoted to residential use. The city solid waste department can provide regularly scheduled collection and handling services for all commercial and industrial customers, except for the handling of hazardous constituents. Such services are available in accordance with the classification and fee schedule. Commercial and industrial customers are expected to enter into written service contracts with the city and abide by the regulations for such service as from time to time promulgated by the solid waste department manager.~~

~~(b) *Special waste handling.* Before collecting or handling of any special waste, the generator must complete a manifest, approved by the solid waste director or his designee. The solid waste director shall inspect the waste and may cause testing thereof, as in his sole discretion is reasonably necessary to assure safe and proper handling and disposal of its constituents. The cost of testing shall be included in the special handling fees and charges imposed upon the generator. Prior to collection, the generator shall follow all special handling procedures set forth in writing by the solid waste director, including provisions for segregation of special wastes from the municipal solid waste stream, special containerization, etc. The generator shall cooperate with the solid waste director, as reasonably requested, concerning general waste information, physical waste characteristics, and available laboratory analysis. All laboratory analyses provided to the solid waste director shall be certified by the generator, under oath, as accurate and truthful.~~

~~(c) *Reporting of suspicious loads.* In the handling of special wastes, should inspection reveal suspicious contents, the solid waste department shall have the right to refuse collection until testing proves the waste acceptable for collection and handling. Should evaluation reveal that prohibited wastes are present in the load, the state environmental protection division will be contacted and a record of the incident recorded in the solid waste department's operations log. No load containing known prohibited wastes will be collected or transported by the solid waste department.~~

~~(d) *Prohibited wastes.* The solid waste department shall not empty a commercial refuse container that contains any of the following items:~~

~~(1) Large household or industrial appliances;~~

~~(2) Furniture and wooden crates;~~

~~(3) Scrap tires and heavy motor vehicle parts such as engines and transmissions;~~

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- ~~(4) Liquids, including paint, cooking oil and motor vehicle fluids and lubricants;~~
 - ~~(5) Logs or limbs over eight feet in length or six inches in diameter;~~
 - ~~(6) Bed springs and mattresses;~~
 - ~~(7) Rocks, dirt, bricks, concrete, stone, plaster, sheetrock, roofing or other similar materials;~~
 - ~~(8) Uncontainerized refuse, such as lumber that protrudes from the container or refuse placed on top or in front of the container;~~
 - ~~(9) Any acid, explosive material, inflammable liquids, dangerous or corrosive material of any kind, including lead acid vehicle batteries and lithium ion batteries.~~
 - ~~(10) Yard waste.~~

~~(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 23-24, § 1, 9-12-2023)~~

Sec. 74-38. Use of transfer station; fees and charges. Classifications of commercial/industrial customers.

- ~~(a) As part of their monthly service package, residential curbside and apartment service customers shall be exempt from transfer station fees for one (1) load per month, provided the load must be no larger than a pickup truck. All subsequent waste disposed of at the transfer station in the same month shall be subject to transfer station dumping fees; provided, however, residential curbside and apartment service customers shall be permitted to recycle loads of uncontaminated old corrugated cardboard (OCC) at the transfer station without charge. In order to utilize this service, the person disposing of the waste at the transfer station must be listed on the utility account and must produce identification for verification by the City.~~
- ~~(b) Commercial businesses and industries located within the city and all other nonresidents may dispose of materials at the city transfer station at a rate per ton, with a minimum charge per load, as set forth in the schedule of fees and charges approved by resolution of the board of commissioners. Commercial waste haulers may receive negotiated rates upon executing a contract with the city.~~
- ~~(c) Any acid, explosive material, inflammable liquids, dangerous or corrosive material of any kind, including lead acid vehicle batteries and lithium-ion batteries, hazardous wastes, medical wastes, and toxic wastes shall not be accepted at the city transfer station.~~
- ~~(d) The City Manager, or designee, is hereby authorized to promulgate regulations governing transfer station usage, in accordance with applicable law and this article.~~
- ~~(e) It shall be an offense against the city, punishable before the municipal court, for any person to enter the transfer station or deposit wastes therein in willful violation of this section. Persons convicted of violating this section shall be punished by a minimum fine of \$500.00 and/or imprisonment for a period not to exceed six months, plus restitution, as applicable; provided, however, that nothing herein shall prevent the City from pursuing criminal charges under state law where applicable.~~
- ~~(f) All vehicle loads entering the transfer station shall be completely secured, tarped, and covered to prevent scattering and littering of contents, pursuant to state law.~~
- ~~(a) *Industrial customers.* Industrial customers shall be classed as provided in the customer's contract. Unless otherwise provided in the contract, industrial customers shall receive one regularly scheduled collection each week. Customers requesting extra service may do so at agreed rates based upon the size of the container and collection vehicle required:~~
- ~~(b) *Commercial customers.* Commercial customers shall be classed accordingly:~~

~~(1) Class A: Heavy commercial. A single entity utilizing a solid waste container with a volume of at least 20 cubic yards, or utilizing a compactor unit.~~

~~(2) Class B: Medium commercial. A single entity utilizing a solid waste container with a volume of at least two cubic yards, but no more than 20 cubic yards.~~

~~(3) Class C: Light commercial. A single entity generating not more than 192 gallons of solid waste per week.~~

~~Unless otherwise provided in the customer's contract, all commercial customers shall receive one regularly scheduled collection each week. Customers requesting extra service may do so at agreed rates based upon the size of the container and collection vehicle required.~~

~~(c) Commercial customers within the Central Business District. Commercial customers within the Central Business District (CBD), as defined by the boundaries indicated on the Official Zoning Map of the City of Griffin, shall be classed accordingly:~~

~~(1) Tier 1: Office. Those business with occupation tax classifications of transportation and warehousing; finance and insurance; real estate and rental and leasing; professional, scientific, and technical services; educational services; arts, entertainment, and recreation; and public administration.~~

~~(2) Tier 2: Retail. Those businesses with occupation tax classifications of wholesale trade; retail trade; health care and social assistance; and other services, such as barber shop, car wash, dog grooming, laundromat, personal service business, shoe repair, and place of worship.~~

~~(3) Tier 3: Manufacturing and food service. Those businesses with occupation tax classifications of manufacturing; and accommodation and food services.~~

~~Residential customers within the Central Business District will be charged the residential apartment rate.~~

~~(d) Containers and equipment. Standardized commercial containers, including roll-off boxes, may be furnished by the city as part of the services covered by this section. The city reserves the right to determine the location of each container, including the right to require joint usage by more than one customer where feasible. Customer owned compactors are encouraged and the solid waste department manager and building official can furnish specifications for installation of compactors with city containers. All new customers shall consult with the solid waste director in the design and development of commercial and industrial sites to assure access and compatibility of city owned equipment.~~

~~(e) Arrangements for storage of refuse and location of containers; approval required. It shall be the responsibility of each commercial or industrial customer to provide adequate containers for storage of its own waste. Before a building permit shall be issued for construction of a commercial or industrial establishment, arrangements for the storage of refuse shall be approved by the solid waste director.~~

~~(f) Location. Commercial or industrial refuse containers at existing establishments serviced by city collection vehicles shall be placed at locations approved by the solid waste director for collection by the solid waste department. The city shall not collect refuse from commercial or industrial customers unless it is placed in commercial containers, properly located, except where space or other limitations dictate other arrangements which shall be specifically approved by the solid waste director.~~

~~(g) Determination of fees. Fees for commercial and industrial customers shall be uniform as to class. The solid waste director is hereby authorized to publish and assess fees for each customer class and tier, subject to approval by resolution of the board of commissioners. Fee schedules, as from time to time amended, shall be maintained in the city manager's office and available for public inspection.~~

~~(h) Authorization of department manager to promulgate rules. The solid waste director is hereby delegated the authority to promulgate regulations governing commercial and industrial customers, subject to approval by~~

resolution of the board of commissioners. Such regulations, as from time to time amended, shall be regularly published and available for public inspection.

- (i) ~~Responsibility of owner to remove waste, removal by city.~~ Whenever the owner or occupant of any commercial or industrial property within the city permits solid waste to accumulate upon its premises, and the removal thereof is not part of the regular services offered by the city hereunder, it shall be the duty of the owner and occupant, if known, to cause the removal and proper disposal of such waste within two business days of the date of written notice from the solid waste director. Notice shall be given the owner or occupant, by personal service or certified mail, at the address shown on the latest city tax digest. If such waste is not removed within the two-day period, the city may cite the owner or occupant for a violation of this article. If the waste constitutes a nuisance or public health hazard, the city shall cause the collection thereof in accordance with section 42-31, et seq. of this Code.

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 19-01, § 1, 1-8-2019)

Sec. 74-39. Tire disposal regulations. Landfill dumping fees; use of landfill.

- (a) This section is enacted for the purpose of promoting the health, safety, and general welfare of the citizens of the city by providing for the orderly and safe disposal of scrap tires. The improper handling of scrap tires by any person within the city is hereby deemed to constitute a public nuisance.
- (b) The city will not collect or dispose of any scrap tires found on public or private property, except in strict accordance with this section. It shall be a violation of this article for any person to store any scrap tires on residential property, to leave tires exposed in residential areas, or to willfully discard or place tires on private property and public rights-of-way.
- (c) No person may dispose of scrap tires in a municipal solid waste landfill or inert landfill.
- (d) All tire retailers and retreaders shall accept scrap tires from any person for disposal and be responsible for the proper handling, storage and disposal of scrap tires in accordance with state law. Purchasers of new or used tires should leave used scrap tires with the tire retailer or retreader for handling and disposal.
- (e) All persons engaged in scrap tire handling, within the city, shall do so in strict compliance with the requirements of O.C.G.A. § 12-8-20, et seq., and chapter 391-3-4-19, Rules of Solid Waste Management, as applicable to scrap tires.
- (f) Scrap tire generators, carriers, and sorters must maintain disposal records and shall make such records available to the city, immediately upon request.
- (g) The city shall provide information to its citizens and educate customers on the proper manner for disposing of scrap tires, and shall identify carriers that have been permitted to transport scrap tires.
- (h) In addition to and supplementary of the provisions of section 74-76, abatement of any nuisance created by improper handling of scrap tires or scrap tire materials shall be as follows:
- (1) The city may abate as a nuisance any threat or potential threat to public health or the environment created or which could be created by scrap tires or other scrap tire materials by removing or processing the scrap tires or other scrap tire materials. Before taking any action to abate the threat or potential threat, the city shall give any person having possession or control of the scrap tires or materials, or owning, occupying, or managing the property upon which scrap tires or materials are located, reasonable written notice of the city's intentions and ordering the responsible party to abate the threat or potential threat in a manner approved by the city. For purposes of this section, reasonable notice shall be two calendar days if personally served, and five business days if served by U.S. mail, in a properly addressed envelope with adequate postage thereon; provided, however, that the City may abate the threat without prior notice if, in the

City's sole discretion, the material poses an imminent threat to health and human safety such that emergency action is necessary to abate the immediate safety concerns.

- (2) Whenever the City has reason to believe that a violation of any provision of this section has occurred, he shall attempt to obtain a remedy with the violator or violators (including any scrap tire generator known to have contributed to the violation) by conference, conciliation, or persuasion. In the case of failure of such conference, conciliation, or persuasion to affect a remedy to such violation, the City Manager, or designee, shall issue a sanction to such violator or violators. The sanction shall specify the provisions of this section or rule or regulation alleged to have been violated and shall require that necessary corrective action be taken within a reasonable time to be prescribed. Any sanction issued under this section shall be signed by the City Manager and served upon the violator(s) by the means most likely to afford notice. Any such sanction shall become final unless the person or persons named therein requests in writing an administrative hearing before the municipal court judge no later than ten (10) days after such sanction is served on such person or persons. The decision of the municipal court judge, made following an administrative hearing and order, shall be final.
- (3) If the responsible party refuses or is unwilling to comply with such sanction or if no person who has contributed or is contributing to the scrap tires or scrap tire materials which are to be abated can be found, the City may undertake the cleanup of the site.
- (4) The City or its contractors may enter upon private property at any reasonable time and in such manner as deemed necessary to investigate and effectuate the necessary corrective action to protect human health and the environment.
- (5) The city shall not be responsible for any loss of business, damages, or taking of property associated with the corrective action made pursuant to this section.
- (6) The city may bring an action or proceeding against the property owner or any person having possession or control of the scrap tires or other scrap tire materials to enforce the administrative order issued and to recover any reasonable and necessary expenses incurred by the City, including administrative and legal expenses. The City's certification of expenses shall be prima facie evidence that the expenses are reasonable and necessary. Notwithstanding any other provision of this section, any generator of scrap tires who is identified as being a contributor to the materials which are the object of the abatement and who can document that he has fully complied with this part and all rules promulgated pursuant to this part in disposing of such scrap tires shall not be liable for any of the cost of recovery actions of the abatement.
- (7) This section is enacted pursuant to the general assembly's express provision contained in O.C.G.A. § 12-8-40.1(i)(6), granting municipalities authority to abate or clean up scrap tires which are a threat or potential threat to human health.

~~(a) There is hereby levied and imposed a cost reimbursement fee on all users of the city construction and demolition disposal facility (landfill) at a rate per ton as set forth in the schedule of fees and charges, or portion thereof, plus a surcharge per ton, or portion thereof, as set forth in the schedule of fees and charges approved by the board of commissioners. Charges shall be prorated based upon actual weight; provided, however, the minimum charge (regardless of weight) shall be as set forth in the schedule of fees and charges per vehicle load.~~

~~(b) For purposes of this section, the following regulations shall apply:~~

- ~~(1) All vehicles transporting construction and demolition waste or yard waste into the landfill must stop at the designated checkpoint for inspection and weighing. The landfill manager, or his designee, shall be authorized to reject any material not permitted for disposal under the city's solid waste handling permit, as from time to time amended by the state environmental protection division. The~~

determination of the landfill superintendent as to acceptability of wastes handled shall be final. Tires will not be accepted at the landfill. Yard waste shall not be placed in or mixed with other construction and demolition waste, and, in the discretion of the landfill manager, may be banned altogether. The city reserves the right to reject any and all parts of any load mixed with nonacceptable wastes or materials.

- (2) ~~The disposal superintendent or his designee shall specify the area for dumping of wastes. Vehicles shall proceed to that point directly, and after depositing their load shall return promptly to the checkpoint.~~
- (3) ~~All vehicles shall be weighted before leaving the landfill, after dumping their loads and the charge calculated. Payment shall be made before the vehicle departs, unless credit arrangements have been made in advance with the city.~~
- (4) ~~The solid waste director is hereby authorized to promulgate regulations governing landfill usage, in accordance with applicable law and this article.~~
- (5) ~~It shall be an offense against the city, punishable before the municipal court, for any person to enter the landfill or deposit wastes therein in willful violation of this section. Persons convicted of violating this section shall be punished as provided in section 1-12.~~
- (6) ~~All vehicle loads entering the landfill shall be completely secured, tarped, and covered to prevent scattering and littering of contents, pursuant to state law.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-40. Use of transfer station; fees and charges.

- (a) ~~Residential customers within the city, not including commercial businesses and industries located within the city, may dispose of municipal solid waste at the city transfer station free of charge. Proof of residency may be shown by providing a current city utility bill and picture identification with address indicated.~~
- (b) ~~Commercial businesses and industries located within the city and all other nonresidents may dispose of materials at the city transfer station at a rate per ton, with a minimum charge per load, as set forth in the schedule of fees and charges approved by resolution of the board of commissioners. Commercial waste haulers may receive negotiated rates upon executing a contract with the city.~~
- (c) ~~Any acid, explosive material, inflammable liquids, dangerous or corrosive material of any kind, including lead-acid vehicle batteries and lithium-ion batteries, hazardous wastes, medical wastes, and toxic wastes shall not be accepted at the city transfer station.~~
- (d) ~~The solid waste director is hereby authorized to promulgate regulations governing transfer station usage, in accordance with applicable law and this article.~~
- (e) ~~It shall be an offense against the city, punishable before the municipal court, for any person to enter the landfill or deposit wastes therein in willful violation of this section. Persons convicted of violating this section shall be punished as provided in section 1-12.~~
- (f) ~~All vehicle loads entering the transfer station shall be completely secured, tarped, and covered to prevent scattering and littering of contents, pursuant to state law.~~

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 23-24, § 1, 9-12-2023)

Sec. 74-41. Tire disposal regulations.

- (a) ~~This section is enacted for the purpose of promoting the health, safety, and general welfare of the citizens of the city by providing for the orderly and safe disposal of scrap tires. The improper handling of scrap tires by any person within the city is hereby deemed to constitute a public nuisance.~~

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- ~~(b) The city will not collect or dispose of any scrap tires found on public or private property, except in strict accordance with this section. It shall be a violation of this article for any person to store any scrap tires on residential property, to leave tires exposed in residential areas, or to willfully discard or place tires on private property and public rights-of-way.~~
- ~~(c) No person may dispose of scrap tires in a municipal solid waste landfill or inert landfill unless the tires have been shredded, chopped or chipped in accordance with regulations established by the state environmental protection division.~~
- ~~(d) All tire retailers and retreaders shall accept scrap tires from any person for disposal and be responsible for the proper handling, storage and disposal of scrap tires in accordance with state law. Purchasers of new or used tires should leave used scrap tires with the tire retailer or retreader for handling and disposal.~~
- ~~(e) All persons engaged in scrap tire handling, within the city, shall do so in strict compliance with the requirements of O.C.G.A. § 12-8-20, et seq., and chapter 391-3-4-19, Rules of Solid Waste Management, as applicable to scrap tires.~~
- ~~(f) Scrap tire generators, carriers, and sorters must maintain disposal records and shall make such records available to the solid waste director, upon request.~~
- ~~(g) The city shall provide information to its citizens and educate customers on the proper manner for disposing of scrap tires, and shall identify carriers that have been permitted to transport scrap tires.~~
- ~~(h) In addition to and supplementary of the provisions of section 74-76, abatement of any nuisance created by improper handling of scrap tires or scrap tire materials shall be as follows:~~
- ~~(1) The city may abate as a nuisance any threat or potential threat to public health or the environment created or which could be created by scrap tires or other scrap tire materials by removing or processing the scrap tires or other scrap tire materials. Before taking any action to abate the threat or potential threat, the city shall give any person having possession or control of the scrap tires or materials, or owning the property upon which scrap tires or materials are located, reasonable written notice of the city's intentions and ordering the responsible party to abate the threat or potential threat in a manner approved by the city. For purposes of this section, reasonable notice shall be three business days if personally served, and five business days if served by U.S. mail, in a properly addressed envelope with adequate postage thereon.~~
- ~~(2) Whenever the solid waste director has reason to believe that a violation of any provision of this section has occurred, he shall attempt to obtain a remedy with the violator or violators (including any scrap tire generator known to have contributed to the violation) by conference, conciliation, or persuasion. In the case of failure of such conference, conciliation, or persuasion to affect a remedy to such violation, the solid waste director may issue an administrative order directed to such violator or violators. The order shall specify the provisions of this section or rule or regulation alleged to have been violated and shall order that necessary corrective action be taken within a reasonable time to be prescribed in such order. Any order issued under this section shall be signed by the solid waste director and served upon the violator(s) by the means most likely to afford notice. Any such order shall become final unless the person or persons named therein requests in writing a hearing before the city manager no later than ten days after such order is served on such person or persons. The decision of the city manager shall be final, subject to review by the superior court on application for writ of certiorari.~~
- ~~(3) If the responsible party refuses or is unwilling to comply with such order or if no person who has contributed or is contributing to the scrap tires or scrap tire materials which are to be abated can be found, the solid waste director may undertake the cleanup of the site.~~
- ~~(4) The solid waste department or its contractors may enter upon private property at any reasonable time and in such manner as deemed necessary to investigate and effectuate the necessary corrective action to protect human health and the environment.~~

~~(5) The city shall not be responsible for any loss of business, damages, or taking of property associated with the corrective action.~~

~~(6) The city may bring an action or proceeding against the property owner or any person having possession or control of the scrap tires or other scrap tire materials to enforce the administrative order issued and to recover any reasonable and necessary expenses incurred by the solid waste department, including administrative and legal expenses. The solid waste department's certification of expenses shall be prima facie evidence that the expenses are reasonable and necessary. Notwithstanding any other provision of this section, any generator of scrap tires who is identified as being a contributor to the materials which are the object of the abatement and who can document that he has fully complied with this part and all rules promulgated pursuant to this part in disposing of such scrap tires shall not be liable for any of the cost of recovery actions of the abatement.~~

~~(i) This section is enacted pursuant to the general assembly's express provision contained in O.C.G.A. § 12-8-40.1(i)(6), granting municipalities authority to abate or clean up scrap tires which are a threat or potential threat to human health.~~

~~(Ord. No. 17-13, § 1, 8-22-2017)~~

Secs. 74-402—74-74. Reserved.

ARTICLE III. COLLECTION OF RECYCLABLE MATERIALS

Sec. 74-75. Intent; policy declared.

The City of Griffin Board of Commissioners hereby finds that it in order to meet the state's goal of solid waste reduction it is in the best interest of all the citizens of the City of Griffin, in order to promote the health, safety, welfare and of all the citizens in the city, to recycle, reduce and reuse as many waste materials as possible in order to eliminate the accumulation of litter and garbage and solid waste material within the city and reduce the overall amount of solid waste which must be properly disposed of upon pickup by city employees. Therefore, it is the policy of the City of Griffin Board of Commissioners to encourage all ~~require all~~ generators of solid waste to recycle according to this article by sorting and delivering corrugated cardboard (OCC) to the transfer station and delivering other recyclable materials to a processor of their choosing that accepts the material.

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 20-01, § 1, 2-11-2020)

Sec. 74-76. Residential recycling options; OCC only. ~~program.~~

~~(a)1) Recycling at the transfer station. All residential solid waste customers are encouraged to sort, prepare, and dispose of corrugated cardboard (OCC) at the transfer station rather than disposing of it in the customer's solid waste container. Recycling is market-driven, and end users often require large volumes of recyclable materials before the material will be accepted. In order to preserve space for recyclable corrugated cardboard, the transfer station does not accept other types of materials. The City will endeavor to find end users for the recycled OCC; provided, however, that recycled material that is either contaminated or otherwise not acceptable for processing due to its condition may be sent to the landfill rather than sent for processing. It shall be the responsibility of all residential solid waste customers of the city to dispose of recyclable materials in an approved recycling container. No item that that has been classified as recyclable material shall be disposed in a customer's solid waste container. All recyclable materials may be commingled (mixed) in the same recycling container. Nothing herein shall be construed to limit the right of any~~

individual, organization or other entity to donate any recyclable material for proper disposal elsewhere, if provided such disposal does not violate any laws or this article.

- ~~(2) *Containers.* Each resident shall be issued an approved recycling container by the solid waste division. All containers shall remain the property of the city. Recycling containers shall be used exclusively for the storage and transport of recyclable materials only. Each recycling container shall be placed at the curb along with the container for solid waste disposal. Any customer that fails to place their assigned recyclable container with recyclables at the curb on their scheduled day of pickup shall be in violation of this article, will be subject to not having their household solid waste removed by city employees, and shall not be entitled to a refund of any portion of their monthly service during the time that such customer fails to comply with this article.~~
- ~~(3) *Time and placement of containers.* By 6:30 a.m. on the day of collection customers shall place their recycling container at curbside in front of the customer's residence. Containers shall be placed with the same restrictions as solid waste containers as stated in subsection 74-33(c). All recycling containers shall be removed from the curbside no later than 6:30 a.m. on the day following collection.~~
- ~~(4) *Assisted services for households with mobility impaired residents.* Those households with residents already classified as mobility impaired shall be issued a recycling container and collected in accordance with subsection 74-33(e).~~
- ~~(b) (5) *Recyclable materials; OCC only.* Those materials which the recycling processor deems to have a use, reuse Corrugated cardboard (OCC) that is uncontaminated and has or recyclable potential may shall be diverted from the waste stream by recycling sorting, preparing, and recycling at the transfer station. Residential customers may also dispose of recyclable corrugated cardboard (OCC) at any OCC recycling dumpster located throughout the City. Currently these items are: newspapers, , metal cans, number 1 and number 2 plastic bottles and jugs, aluminum cans, corrugated cardboard, office paper, magazines, telephone books and junk mail. The City will not accept OCC that has been comingled (mixed) with household garage, and OCC must be prepared and flattened for recycling prior to disposal at the transfer station. The solid waste director/city may, from time to time, modify the list of recyclable materials and provide notice of any modifications to customers.~~
- ~~(b) (6) *Collection of recyclable materials Preparation of OCC; Unacceptable material.* All recyclable materials used in the storage and transportation of food shall be clean and free of any food items. All plastic and metal containers shall be rinsed out and no liquids present. Paper and newspaper shall be clean and dry with no waste or food present.~~
- ~~(7) *Unacceptable recycling items.* Those materials which are OCC that is unacceptable due to contamination from food or liquids, hazardous materials, or have no value to be recycled include, but are not limited to, are: fast food containers and, pizza boxes, , paper or foam plates, plastic numbers 3 through 7, plastic film (shopping bags, bubble wrap, etc.) aluminum foil, motor oil bottles, pesticide containers, aerosol cans, styrofoam of any type, glass, clothing, toys, wood, food and liquids. The City will not accept OCC that has been comingled (mixed) with household garage, and OCC must be prepared and flattened for recycling prior to disposal at the transfer station.~~
- ~~(c) (8) *Scavenging.* It shall be unlawful for any person to scavenge or remove recyclable materials from the solid waste containers designated recycling container which has been properly placed at the curb for collection.~~
- ~~(9) *Multifamily residential recycling and collection.* All residential customers living in multifamily developments shall be required to recycle. Those materials that have been classified as recyclable shall be separated from the regular household garbage. Owners of multifamily developments shall be required to provide storage and collection facilities to accommodate recycling for their residents. Owners of multifamily developments shall be required to use compatible equipment to city owned collection vehicles.~~
- ~~(10) *Lost/missing recycling carts/bins.* It shall be the responsibility of all customers who establish service with the city for solid waste removal to secure the recycling cart or bin assigned to them during the time that the~~

customer has service with the city. In the event that such cart or bin should be lost and unaccounted for when service is either transferred or discontinued, the customer shall be responsible for reimbursing the city for the cost to replace the cart or recycling bin.

~~(11) Contamination of recyclable materials. Materials that are not considered recyclable pursuant to section 74-76(5) shall not be placed in the recycling container. If recyclable material is contaminated with unrecyclable, household garbage material in the recycling container, the resident will not receive service of household garbage or recycling. Further, a written notice shall be provided to the resident to correct the contamination. If the contamination is not corrected by the date of the next scheduled collection, the resident will be in violation of this ordinance and will be issued a citation.~~

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 20-01, § 1, 2-11-2020)

Sec. 74-77. Commercial recycling, policies and reporting requirements.

~~(a) Commercial recycling of old corrugated cardboard containers. All commercial waste generators within the city shall be required to recycle old corrugated cardboard containers (OCC). OCC shall not be disposed of in the generator's solid waste container. OCC shall be separated and properly recycled. Commercial generators may provide their own bailers or containers to store and collect OCC. Arrangements for storage, collection, and recycling of OCC shall be made with the city's solid waste department and must be approved by the director and approved by the City.~~

~~(b) Private haulers. Commercial waste generators within the city that use a private hauler for storage, collection and disposal of their waste shall be required to recycle OCC. Private haulers are required to report the amount of OCC recycled to the city's solid waste department at the end of every quarter and a yearly total at the end of each calendar year. It shall be a violation of this section for any private hauler not to report the amount of OCC recycled and disposed of OCC by a commercial generator within the city.~~

~~(c) Reporting of recycled OCC. Commercial generators who choose to use a private hauler or bail their own OCC shall report the amount OCC recycled to the city's solid waste department at the end of every quarter and a yearly total at the end of each calendar year. It shall be a violation of this section for any commercial generator to not report the amount of OCC recycled, and dispose of OCC in commercial container with other solid waste within the city.~~

~~(d) Handling of OCC. Commercial generators recycling OCC must dispose of said product in proper containers or bails. All boxes shall be broken down flat and placed in recycling containers or crushed and bailed. No boxes shall be placed on the ground or on the floor of container pads. All OCC shall be dry and free of other waste materials. All OCC that is contaminated by food waste or other means shall be properly disposed in the generator's solid waste container.~~

~~(e) Violations. Violations of this section shall be punishable by a citation in municipal court with a maximum fine of \$1,000.00 for each violation.~~

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 20-01, § 1, 2-11-2020)

Secs. 74-78—74-99. Reserved.

ARTICLE IV. OTHER COLLECTION SERVICES

Sec. 74-100. Collection of solid waste from county residents.

- (a1) Where logically feasible, the city ~~may~~ provide solid waste services to Spalding County residents or entities. However, it shall be at the discretion of the ~~solid waste director or his designee~~ city manager, or designee, to determine where services can be provided.
- (b2) County residents that are within the established service routes of the city's collection areas will receive once-per-week service. County residents are not eligible for yard waste collection or free monthly dumping at the landfill as part of the residential curbside or apartment service. along with once per week recycling services.
- (c3) Current city rates will apply and billing for solid waste service will appear on the customer's monthly utility bill.
- (d4) Containers for solid waste ~~and recyclables~~ must be furnished by the city and all applicable fees and replacement costs shall apply. County residents or entities who utilize the services of the city solid waste division shall execute a contract for service agreeing to comply with all current regulations set forth in this article.
- ~~(5) Commercial generators who are serviced by rollout carts shall be issued a recyclables container and shall place the container alongside the solid waste container for collection on their assigned day.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Secs. 74-101—74-119. Reserved.

ARTICLE V. PRIVATE COLLECTORS; PERMITTING; TRANSPORTATION AND DISPOSAL OF WASTE

Sec. 74-120. ~~Franchise agreement and permit required for private collector~~ permit required.

- (a) All solid waste generated or otherwise found within the City of Griffin, Georgia, shall either be collected:
 - (1) By the city or its designees, or
 - (2) By persons or entities holding valid collector permits for such activity, granted in accordance with this article, which shall serve as a franchise agreement. Each such collector permit shall expire on December 31 of the calendar year in which the initial permit issued pursuant to this article. Any collector permit holder desiring to renew an existing permit shall complete and submit to the city the application described in section 74-121 not more than 90 days nor less than 60 days before the expiration date thereof. A collector permit issued pursuant to the provisions of this article shall be a mere grant or privilege to carry on the business during the term of such permit and subject to all terms and conditions imposed by this article and related laws and other ordinances and resolutions of board of commissioners of the City of Griffin, Georgia.
 - (i) Collector permits are required for commercial collectors/haulers.
- (b) No person or entity shall engage in the business of collecting, transporting, delivering or disposing of municipal solid waste generated by another person within the City of Griffin without first obtaining a collector permit. Nothing herein shall be construed as an attempt or authorization to promulgate rules regulating the fees charged by private solid waste or recycling collectors or haulers.

(c) This article shall not be construed to require a permit for the transportation of waste through the city, so long as such waste was not generated within the borders of the City of Griffin.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-121. Collector permit application, issuance, and appeal procedures; fees.

- (a) Within 90 days after the effective date of this article, each collector then operating within the city must submit an application for a collector permit to the city on a form approved by the city manager. The applicant shall, under penalty of perjury, certify that all information contained in the permit application and all information submitted in connection with the permit application is true and correct. At a minimum, the application for a collector permit shall require a collector to provide the following information:
- (1) The name, address and telephone number of the applicant.
 - (2) A list of all vehicles proposed to be used in the City of Griffin, Georgia, for the purpose of collecting solid waste, including the following information for each vehicle:
 - ~~a-(i)-~~ The state motor vehicle registration number;
 - ~~b-(ii)~~ Description of chassis by year and manufacturer;
 - ~~c-(iii)~~ Description of the body by year and manufacturer;
 - ~~d-(iv)~~ The legal weight limit;
 - ~~e-(v)~~ The volume of the body of the vehicle in cubic yards; and
 - ~~f-(vi)~~ A certification by the collector that it maintains motor vehicle liability insurance coverage for each vehicle in an amount not less than the minimum coverage required under Georgia law.
 - (3) A list of the area or areas served by the vehicles listed in the permit application. The applicant is obligated to notify the city of changes to the list within ten days.
 - (4) A list of all contracts and agreements covering the collection of solid waste generated within the city. This list shall include the name(s) of the parties to the contract or agreement, the term of the contract and the termination date of the contract, and the name(s) of any disposal location(s) specified in the contract or agreement.
 - (5) A copy of the notification required by O.C.G.A. § 391-3-4.06(2) solid waste management (permit by rule for collection, transportation, processing, and disposal).
 - (6) Any additional data and information deemed necessary by the city, the city manager, or any of his or her designees in order to verify the accuracy of information contained in the permit application forms and attendant documents.
- (b) The collector permit fee shall be established by the present schedule of rates and fees, \$100.00 per collector payable to the city at the time the initial permit application is filed and at the time each renewal application is filed thereafter; provided, however, that the permit fee required hereunder shall be waived for the City of Griffin, Georgia. The fee imposed by this section is intended to cover the administrative cost of registration and permitting and it is not the intent of this article to regulate private collection services within the city.

~~Should the board of commissioners deem a future increase in the collector permit fee necessary, it shall first conduct a public hearing, with not less than 30 days' written notice to all collector permit holders.~~

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- (c) An application for an initial or renewed collector permit submitted pursuant to this division may be granted or denied by the city manager or ~~his or her designee~~designee. Application may be denied only for one or more of the following reasons:
- (1) The applicant has failed to provide some or all of the information required by subsection (a) of this section.
 - (2) The applicant has supplied false information to the city or any other employee, officer, or official of any agency, department, or authority of the City of Griffin, Georgia, Spalding County, the State of Georgia, or the United States.
 - (3) The applicant has failed to pay any permit fee, rates, fees, penalty, or interest required or imposed under this article or has otherwise failed to comply with any of the provisions contained in this article.
 - (4) The applicant has failed to comply with any applicable legal or procedural requirements imposed by state law.
- (d) The city manager, or their designee, ~~or his or her designee~~ shall grant or deny a collector permit application within 60 days of the applicant's submission of a completed application. If the collector permit application is denied, written notice, stating the reason(s) for denial, shall be served on the applicant by certified mail; the applicant may appeal such denial by filing a written appeal with the city manager within ten days of the denial. A hearing shall then be set before the ~~board of commissioners~~municipal court judge, sitting as an administrative hearing officer, and written notice of such hearing shall be sent to the appellant by certified mail. Ten business days' written notice shall be deemed reasonable, but a longer period of notice may be authorized as the board of commissioners may deem justified by the circumstances. Unless the circumstances justify otherwise or the parties mutually agree, the hearing shall be held within 30 days of the appeal being filed with the city manager. The ~~administrative hearing officer~~ ~~board of commissioners~~ may affirm, reverse, or modify the permitting decision. The administrative hearing officer's decision shall be final.

(1) Procedures for revocation of the collector permit are set forth in Sec. 74-130.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-122. Collector vehicle requirements.

- (a) A collector may only use a qualifying vehicle to collect or transport solid waste within the City of Griffin, Georgia.
- (1) To qualify, a vehicle must be owned or leased by the applicant and must be listed in the permit application described in section 74-121. If a collector obtains a vehicle that the collector intends to use for purposes of collecting solid waste after the permit application is filed, the collector shall provide the information required by subsection (a)(2) to the city on forms approved by the city manager within ten days of the acquisition, purchase or lease of the qualifying vehicle.
 - (2) A qualifying vehicle shall have the business name, business address, and/or telephone number, tare weight and vehicle identification number painted or permanently affixed to each side of the vehicle in letters and numbers at least three inches in height. A regularly used business logo may also be displayed. No other names or numbers, not required by law, shall be displayed.
- (b) *Vehicle construction and maintenance.* Solid waste disposal vehicles utilized by collectors of solid waste must meet the following minimum requirements both prior to and after the issuance of a permit:
- (1) The collection vehicle body shall be capable of being readily emptied.
 - (2) The collection vehicle shall be kept in a sanitary condition.

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- (3) The collection vehicle must be so equipped that all loading openings on the bodies have tightly fitting doors or covers which latch, clamp or fasten to keep them closed and rubber or other suitable gasket to render them leakproof, spillproof, dustproof and odor proof to the maximum extent practicable.
 - (4) Roll-off boxes must be of welded construction and doors must be tightly fitted so as to render them leakproof and spillproof. Provisions shall be made to facilitate application of a tightly fitting tarpaulin cover or diaper.
 - (5) All unloading doors must be equipped with chains to keep them securely fastened in an open position when unloading.
 - (6) The collection vehicle shall be equipped with heavy-duty front hooks, loops or shackles, good and serviceable tires and other accessories as necessary for operation and/or navigation in or about any solid waste handling facility operated by the city.
 - (7) Each collection vehicle used or proposed for use by a collector together with the contents of any collection vehicle shall be subject at all times to inspection by law enforcement personnel and the city prior to discharge of the contents.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-123. Transporting waste.

Each collector shall comply with the following requirements of transporting solid waste generated in the city:

- (a) Solid waste shall be suitably enclosed or covered to prevent littering, spillage of solid waste or fluids, and infiltration of rainwater. Tarpaulins must be used to cover compactor box openings, roll-off tops, or other openings. Tarpaulins must be kept in good repair at all times.
- (b) Any spillage of solid waste on the roads leading to or on any solid waste handling facility is the sole responsibility of the person transporting such waste and shall be immediately cleaned and removed by the person transporting such waste. Any and all costs incurred by the city related to any such spillage shall be immediately remitted to the city by the person transporting such waste. This provision is in addition to any penalties authorized elsewhere by any other provision of law.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-124. Disposal of waste.

Except as otherwise specifically provided in this article, any person who collects solid waste generated in the City of Griffin, Georgia, ~~(other than restricted waste rejected by the city.)~~ shall dispose of such waste at a solid waste handling facility operated by the city. This section shall not be construed to prohibit the source separation of materials from solid waste prior to collection of such solid waste for disposal.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-125. Collector records; quarterly and annual reports required.

(a) ~~(a)~~—Collectors permitted to operate within the City shall submit quarterly reports on the 15th day of each month following the end of the quarter, and an annual report at the time of renewal of the collector permit. The quarterly report shall include the following information:

- (1) Total number of commercial customers, including dumpster, curbside, or bulk roll off customers;

(Supp. No. 56)

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- (2) Total number of commercial dumpster customers, including any bulk pickup/roll off customers, and total tonnage for said customers;
- (3) Total number of commercial curbside (roll-cart) customers, if any, and tonnage for commercial curbside customers;
- (4) Trash disposal location(s);
- (5) Total number of commercial recycling customers (OCC Only), and total tonnage of OCC for said customers;
- (6) Recycling disposal or processing location(s); and
- (7) Accounting of the total number of customers per month during the quarter, or total for the year, as applicable.

(b) Failure to submit quarterly or annual reports may subject the collector to revocation of its collector permit or denial of a renewal application.

(c) Each collector permitted to collect solid waste in the City of Griffin shall keep such records, receipts, invoices, and other pertinent papers in such form as the city manager ~~or any of his designees or their designee(s)~~ may require, and for a period no less than three years. Such records, receipts, invoices, and other pertinent papers shall include, but not be limited to, documents evidencing the tonnage of waste each collector has collected within the city, the solid waste handling facility or disposal site where such waste is deposited, and the date(s) of disposal.

(d) ~~(b)~~—The city manager, ~~or their designee, or any of his designees~~ may examine the books, papers, records, financial reports, equipment, and other facilities of any collector permitted to collect solid waste in the city in order to verify compliance with this article. ~~Failure to make records available for inspection may subject the permit holder to revocation of its collector permit or denial of a renewal application.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-126. Solid waste facility procedures, rules, and waste acceptance policy.

- (a) *Establishment of policies and procedures.* In order for the city to safely and cost effectively manage solid waste generated within the city, the city manager, or their designee, or his designee shall establish policies and procedures for the acceptance of restricted waste at any solid waste handling facility operated by the city.
- (b) *Acceptance of solid waste.* Municipal solid waste, including ~~and~~ commercial or industrial solid waste, generated in the City of Griffin shall be accepted at the appropriate solid waste handling facility operated by the city, subject to any fees and rates established pursuant to section 74-40 of this Code imposed by this Chapter and set forth in the approved schedule of rates and fees and pursuant to any other policies and procedures established by the city. Only industrial solid waste that has been evaluated by the city pursuant to policies and procedures established by the city manager, or their designee, or his designee may be accepted for disposal, provided that the acceptance of such waste is consistent with the Solid Waste Management Act, the Hazardous Waste Management Act, or the rules and regulations promulgated by the environmental protection division under the authority of those statutes.
- (c) *Hazardous waste.* No hazardous waste will be accepted for disposal at a solid waste handling facility operated by the city other than household hazardous waste that has been approved for acceptance by the city. No person shall deposit or attempt to deposit hazardous waste at any solid waste handling facility

operated by the city or on the city's property, other than household hazardous waste that has been approved for acceptance by the city.

- (d) *Yard waste.* Yard waste will only be accepted at a solid waste handling facility operated by the city and in compliance with any policies and procedures of the city, O.C.G.A. § 12-8-40.2, any successor statute, and the rules and regulations promulgated by the environmental protection division under the authority of that statute.
- (e) *Other solid waste.* All other solid waste generated in the City of Griffin, including but not limited to asbestos, bulky waste, and construction or demolition waste, ~~and scrap tires~~ shall only be accepted at a solid waste handling facility operated by the city or at such other solid waste handling facility as designated by the city, in compliance with the policies and procedures established by the city manager and any applicable rules and regulations promulgated by the environmental protection division.
- (f) *Authority.* The board of commissioners shall have the authority to establish any other policies and procedures it deems necessary to address the solid waste management needs of the City of Griffin, including, but not limited to, limitations of liability, reservation of rights, and general rules for the operation of city facilities. ~~In addition, the board of commissioners shall have the authority to establish penalties for violations of its rules and regulations, including, but not limited to, the temporary suspension of a collector's permit (not to exceed 30 days) and permit revocation subject to the provisions of section 74-130 of this article.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-127. Disposal fees.

- (a) The board of commissioners, upon recommendation by the city manager, ~~or their designee or his designee~~, shall establish all rates and fees collected or assessed in accordance with this chapter, including but not limited to tipping fees for any waste deposited at a solid waste handling facility operated by the city.
- (b) The city manager shall annually review all rates and fees collected or assessed in accordance with the article and may recommend adjusting, ~~or eliminating, or adding~~ any such rates and fees. Nothing herein shall be construed to prohibit the city from changing such rates and fees at any time, provided that the proposed amendment to the schedule of rates and fees is posted on the Board of Commissioner's agenda for public inspection, ~~provided, however, that no adjustment to such rates and fees may occur without 30 days' public notice.~~
- (c) All fees imposed or collected by the city shall comply with O.C.G.A. § 12-8-39 and any successor statute.
- (d) The city is specifically authorized to require a letter of credit or a bond from any collector to ensure payment of rates and fees, including tipping fees. The city manager shall establish the minimum letter of credit or bond amount that may be required, but in no event shall the amount of any letter of credit or bond be less than the previous month's tipping fees from the collector who is required to post the bond or provide the letter of credit.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-128. Emergency powers; right to assume collection.

- (a) The board of commissioners of the City of Griffin, Georgia reserves the right to assume responsibility for all or part of the collection of solid waste in the city should it be determined that this is in the best interest of the health and welfare of the residents of the City of Griffin, Georgia. Such action shall be on a temporary basis, not to exceed 30 days, until a hearing before the board taking such action is held.

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- (b) Prior to the hearing described in subsection (a) above being held, notice to all affected holders of collector's permits of the time, place, and purpose of such hearing shall be given by prior certified written notice. Three business days' written notice shall be deemed reasonable, but a shorter or longer period of notice shall be authorized as the board may deem justified by the circumstances.
 - (c) The proceeding shall be as informal as is compatible with due process. All interested parties, including the city or its designee, shall be allowed to present any evidence, documents, or statements to support their position. The board will then determine whether the action described in subsection (a) above should be made permanent or whether any other action by the board is justified under the circumstances, including, but not limited to, entering into an exclusive franchise agreement for the collection of solid waste within the City of Griffin, Georgia.
 - (d) Any person adversely affected by any decision made by the board pursuant to this division and desiring to appeal further must do so ~~by writ of certiorari directly to the Superior Court of Spalding County~~ within 30 days of such adverse decision in accordance with the applicable appeals process set forth in state law. There shall be no intermediate appeal to any other body.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-129. Enforcement and penalties.

- (a) Unless otherwise specifically provided by resolution of the board of commissioners of the City of Griffin, Georgia, the enforcement of this article shall be within the jurisdiction of the city's enforcement personnel, including law enforcement personnel, employees of the city empowered to enforce codes and ordinances, and the city manager or their designee and his designees.
- (b) Each day a violation continues shall constitute a separate violation.
- (c) To facilitate the enforcement of this article, the city manager ~~or his designees~~ or their designee shall have the authority to request documents and information from any person or entity generating solid waste within the City of Griffin that demonstrate or otherwise evidence the solid waste such person generates or has generated in the City of Griffin, Georgia and/or documents that demonstrate their method of solid waste collection, handling, and disposal.
- (d) Subject to the limitations provided by O.C.G.A. § 36-35-6, unless otherwise provided herein, a violation of any section of this division shall result in the following:
 - (1) A fine of not less than \$500.00 for the first violation;
 - (2) A fine of not less than \$750.00 for the second violation;
 - (3) A fine of not less than \$1,000.00 for a third violation and each subsequent violation; and
 - (4) The city manager may, at their his-option, indefinitely revoke a collector's permit(s) for the fourth and all subsequent violations. Any revocation will be subject to the provisions of section 74-130 of this article.
- (e) Any violator of this article shall be cited to appear before the municipal court of the city.
- (f) Nothing contained in this article shall be construed to limit or constrain any federal or state agency or authority from enforcing federal or state laws and regulations, including, but not limited to, those laws and regulations regarding the generation, collection, transportation, and/or disposal of solid waste or hazardous waste in the City of Griffin, Georgia.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-130. ~~Permit r~~Revocation of collector permit.

- (a) If the City intends to revoke a collector permit, the City Manager shall issue a written notice to the permit holder stating the intention to revoke the permit, whether indefinitely or for a period of time; the reason(s) or charges upon which the revocation is based; and the date, time, and place of a hearing before the City Manager at which the permit holder may show cause as to why the permit should not be revoked. Notice must be given at least ten business days' prior to the hearing, and it shall be served on the permit holder by certified mail and electronic mail (e-mail) to the address provided as part of its collector permit application. Within ten business days following the hearing, the City Manager shall provide notice of their decision in the same manner. The permit holder may appeal the city manager's decision by filing a written notice of appeal delivered to the city manager within ten calendar days of the decision notice. If the permit holder fails to file a notice of appeal as provided by this section, the city manager's decision shall be final. Upon receipt of the notice of appeal, a hearing shall be held. To revoke a collector's permit, the city manager shall bring before the City's administrative hearing officer who shall consider the City's petition to revoke the collector permit. board of commissioners, at the next regularly scheduled meeting, a request to revoke indefinitely a collector's permit. For the purposes of this Article, the administrative hearing officer shall be the judge, or in the event of a conflict, the associate judge, of the City of Griffin Municipal Court. Notice to the holder of such permit of the time, place, and purpose of such administrative hearing shall be given by certified mail and electronic mail (e-mail) to the address provided by the permit holder as part of the collector permit application. Ten business days' written notice shall be deemed reasonable, but a longer period of notice may be authorized as the board of commissionershearing officer may deem justified by the circumstances.
- (b) In all hearings before the administrative hearing officer board of commissioners conducted pursuant to this article, the following procedures shall apply, provided that; and the proceeding shall be as informal as is compatible with due process:
- (1) The administrative hearing officerchairperson of the board of commissioners shall read or cause to be read the charges against the permit holder upon which the petition to revoke the collector permit is based. permit holder. The chairperson shall then read or cause to be read any response filed by the permit holder.
 - (2) The board of commissionersadministrative hearing officer shall hear the evidence upon which the charges have been filed against the permit holder and any evidence upon which the permit holder makes its defense. The hearing officer shall not consider any additional evidence beyond the scope of these charges. The board may exclude evidence which is purely cumulative in nature.
 - (3) The order of proof shall be as follows:
 - a. The city attorney, or designee, shall present evidence in support of the charges.
 - b. The permit holder or its attorney shall then present its evidence.
 - c. The board of commissionershearing officer shall allow each party to present rebuttal evidence.
 - d. The evidence of each party may be supported by the submission of pertinent documents and/or testimony; provided, however, that ordinary rules of evidence need not apply except as necessary and at the discretion of the hearing officer.
 - (4) The permit holder and the city may each be represented by counsel, and may present, examine, and cross-examine witnesses. Additionally, the board of commissionershearing officer may question both parties and all witnesses to obtain any information deemed necessary to evaluate the charges.
- (c) Upon the conclusion of the presentation of the evidence, the board of commissionershearing officer may indefinitely revoke the collector's permit, suspend the collector's permit for a period of time it deems justified, or allow the collector to retain the permit with or without additional conditions that the hearing

~~officer board of commissioners~~ deems justified by the circumstances. A written decision shall be entered, setting forth the reasons found, and served upon the collector, either personally or by certified mail.

- (d) Any person adversely affected by any revocation made by the ~~board of commissioners~~ hearing officer and desiring to appeal further must do so by ~~writ of certiorari petition for review directly to the Superior Court of Spalding County~~ within 30 days of such adverse decision. There shall be no other intermediate appeal to the City of Griffin, Georgia, or to any other body.

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-131. Prospective application; severability of provisions.

This article shall not have retroactive effect or application, nor shall it be construed to have such an effect or application. This article shall have prospective application only.

(Ord. No. 17-13, § 1, 8-22-2017)

Secs. 74-132—74-159. Reserved.

ARTICLE VI. BILLING AND ENFORCEMENT

Sec. 74-160. Billing and collection of fees and charges.

The fees and charges imposed by this article may be billed upon the customer's city utility bill, or in the case of customers who do not have a utility account, billed and paid prior to services being rendered. The failure to pay all or any portion of such utility bill or invoice, including any special handling fees, shall subject the customer to penalties and interest as set forth on such bill. Any amount remaining outstanding after 30 days of its due date may be collected by the city manager in the manner provided for collection ~~of delinquent taxes.~~

(Ord. No. 17-13, § 1, 8-22-2017)

Sec. 74-161. Offenses; penalties and enforcement.

- (a) *Authority to inspect and institute proceedings.* The ~~solid waste director and his duly authorized representatives~~ city manager or their designee shall have the power to enter at all reasonable times upon any private or public property within the city for the purpose of inspection and investigation of conditions of solid waste handling. Whenever the ~~solid waste director~~ city has reason to believe any provision of this article is being violated, ~~he~~ the city shall attempt to obtain a remedy with the violator or violators by conference, conciliation and agreement. If such efforts should be unsuccessful, it shall be the duty of the ~~solid waste director~~ city manager or their designee to institute proceedings against any person found to be in violation of this article.
- (b) *Vandalism, etc., of garbage containers prohibited.* It shall be an offense against the city for any person to set fire to the contents of, scavenge in, indiscriminately scatter the contents of, or otherwise vandalize or cause damage to a container provided by the city for the collection and storage of garbage.
- (c) *Placement of residential waste in commercial and industrial containers prohibited.* It shall be an offense against the city for any person to discard or place for collection any garbage, trash or other waste generated within a residential household in a commercial or industrial container.

(d) *Dumping or depositing of solid waste.* No person shall willfully place, dump, discard, or deposit solid waste, including scrap tires, lithium-ion batteries, and lead-acid batteries, on public or private property, except in strict accordance with this article.

(e) *Penalty for violations.* Any person violating any restriction, prohibition or provision of this article shall be cited for an offense and tried before the municipal court. Upon a finding of conviction, unless otherwise provided in this Chapter, the court shall impose a sentence as provided in section 1-12.

(Ord. No. 17-13, § 1, 8-22-2017; Ord. No. 23-24, § 2, 9-12-2023)

AGENDA ITEM SUMMARY

ITEM SUMMARY:

Discuss revisions to the Elected Officials Travel and Training Policy to reflect updated travel information and per diems. *City Manager, Jessica O'Connor, will address.*

SPECIAL CONSIDERATIONS OR CONCERNS:

This policy has not been updated since 2024. There are updates the Commissioners would like to see reflected in the policy related to per diems and the removal of presenting receipts.

STAFF RECOMMENDATION:

N/A

FINANCIAL IMPACT:

N/A

Submitted By:

Krisolin Sanford

Meeting Date:

24/02/2026

Reviewed By:

Jessica O'Connor

AGENDA ITEM SUMMARY

ITEM SUMMARY:

Present the 2026 Citywide annual goals and objectives.

SPECIAL CONSIDERATIONS OR CONCERNS:

After conducting a workshop with the Commission on January 27 and with the Directors on February 11, the 2026 Citywide goals have been set.

STAFF RECOMMENDATION:

N/A

FINANCIAL IMPACT:

N/A

Submitted By:

Jessica O'Connor

Meeting Date:

24/02/2026

Reviewed By:

Jessica O'Connor

ATTACHMENTS:

[Citywide Goals.pdf](#)



2026 Citywide Goals

1. Complete an Assets and Inventory Audit of the Main Street (downtown) area
 - a. Review and provide current inventory from GIS by April 31
 - b. Inventory all other assets and inventory in downtown to include benches, planters, trash cans, trees, lights, parking spaces, utilities, banners, one-way streets, plants, signs, etc. by June 30
 - c. Committee of Main Street, Public Works, DDA, and GIS will draft a policy on assets and inventory for the Main Street (downtown) area by December 31

2. Enhance Community Amenities
 - a. Pocket Park in District 2
 - i. Determine location by March 31 by using GIS and Land Bank
 - ii. Create design by July 31 through Public Works Department
 - iii. Establish naming and host groundbreaking ceremony by September 30 with the Communications and Community Engagement Department (“CCE”)
 - iv. Construction will continue through end of December for first publicly hosted event scheduled for Arbor Day in February 2027
 - b. Pool action plan
 - i. Determine possible location by July 1 by using GIS and Land Bank
 - ii. Determine capital funding, maintenance and operation funding, design, and community partners by December 31
 - c. Police Department Precinct in Moore and Atkinson Elementary Schools area
 - i. Determine location by August 30 by using GIS and Land Bank
 - ii. Enter into a construction contract, either for demolition and rehab, renovations, or new construction, depending on property found, by December 31

3. Evaluate Compensation and Implement any Necessary Changes
 - a. Directors to provide any comparable, competing salary information to HR by February 25
 - b. HR and JWO to evaluate information provided and other cities with current pay plan, using formula from consultant to determine any necessary changes before end of budget draft
 - c. Proposed new pay plan to be presented to BOC at May workshop for adoption and effective date of July 1

4. Business Process Review
 - a. Implement VueWorks with Customer Service by September 30
 - b. Implement OpenGov with Planning & Development and Customer Service by September 30 and with Solid Waste by December 31
 - c. Implement Solid Waste Solutions
 - i. Recycling decision made by BOC on February 24; communication of this change will depend on the decision made by the BOC
 - ii. Adopt new ordinance by March 31
 - iii. Complete dumpster inventory by June 30



- iv. Implement ScaleIT software by June 30
 - v. Determine yard waste solution (in-house or new request for proposals for contracted services) by June 30
 - d. Financial Policies
 - i. Complete ordinance update by June 30
 - ii. Propose a draft policy to Directors by October 31
 - iii. Conduct meetings with Directors in November to finalize policy
 - iv. Adopt final policy by December 31
 - v. Create electronic templates for RFPs and POs by December 31
 - vi. Create at least 50% of digitized workflow in Tyler by December 31
 - e. Samsara Review
 - i. Directors to review current vehicle report and compare to current fleet by March 31
 - ii. Committee consisting of IT, ACM of Utilities, Public Works, Motor Pool, and Risk will meet to draft policies regarding usage and access of Samsara
 - iii. Adopted policies by December 31
 - f. Create Vision for Griffin Utilities by December 31
 - g. Conduct Project Coordination and Communication for large-scale City projects
 - i. ACM of Utilities will lead, at least, quarterly meetings with Utilities, Telecom, Public Works, any necessary contractors, and CCE for coordination and communication
5. Development Ordinances
- a. Data Center ORD
 - i. Meeting with ACMs, P&D, Utilities, and Telecom in March for final draft prep
 - ii. Present draft ORD to BOC at April workshop
 - iii. Adoption by June 30
 - b. Begin UDC Rewrite with Comprehensive Plan
 - i. Issue Request for Proposals by June 1
 - ii. Conduct departmental and other stakeholder meetings from June 1 – December 31

AGENDA ITEM SUMMARY

ITEM SUMMARY:

Consider Executive Session pursuant to O.C.G.A. Section 50-14-2(1) for the purpose of consulting and meeting with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved.

SPECIAL CONSIDERATIONS OR CONCERNS:

N/A

STAFF RECOMMENDATION:

N/A

FINANCIAL IMPACT:

N/A

Submitted By:

Krisolin Sanford

Meeting Date:

24/02/2026

Reviewed By:

Jessica O'Connor

ATTACHMENTS:

[Affidavit for Closed Meeting 2.24.26.pdf](#)

AFFIDAVIT REQUIRED BY O.C.G.A. SECTION 50-14-4(b)(1)

STATE OF GEORGIA
COUNTY OF SPALDING

Personally appeared before the undersigned officer, duly authorized to administer oaths, the Mayor/Mayor Pro-Tem, who being duly sworn, deposes and states the following:

1. He/she is of adult age, laboring under no legal disabilities and competent to give this Affidavit as required by O.C.G.A. Section 50-14-4(b)(1);
2. That he/she is a duly elected Commissioner of the City of Griffin, Georgia and served as the presiding officer of the Board of Commissioners at a meeting held on February 24th, 2026, during which a portion of said meeting was closed under relevant exception(s) to the Georgia Open Meetings Law.

 X Pursuant to O.C.G.A. Section 50-14-2(1) for the purpose of consulting and meeting with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved.

 Pursuant to O.C.G.A. Section 50-14-2(2) for the purpose of discussing a confidential tax matter;

 Pursuant to O.C.G.A. Section 50-14-3(b)(1)(B) for the purpose of authorizing negotiations to purchase, dispose of, or lease property;

 Pursuant to O.C.G.A. Section 50-14-3(b)(2) for the purpose of discussing or deliberating upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee.

 Pursuant to O.C.G.A. 50-14-3(a)(5) – Meetings when discussing or deliberating upon cybersecurity plans, procedures, and contracts regarding provision of cybersecurity services.

 Pursuant to O.C.G.A. 50-14-3(b)(4) for the purpose of considering portions of a record made exempt from public inspection or disclosure under Article 4 of Chapter 18 of Title 50. Applicable Exemption: O.C.G.A. 50-18-72(a)(19) and (25)(A).

The subject matter(s) of the closed portion of the meeting was devoted to the purpose(s) stated within the specific relevant exception(s) pursuant to which said meeting was closed.

FURTHER AFFIANT SAYETH NOT.

Douglas S. Hollberg, Mayor

Sworn to and subscribed before me
This 24th day of February 2026.

Notary Public:
My commission expires: _____

(Seal)