

## 1114. Rubbish Haulers and Junk Dealers

§1114.010 RUBBISH HAULERS AND JUNK DEALERS; DEFINITIONS. For the purposes of this chapter, certain words and terms are defined as follows:

Subd. 1 Junk Dealer. Any person having an established place of business and maintaining a store yard, storeroom or storehouse for the purpose of storing junk or other materials named in Section 1114.020 of this Code and any person, purchasing junk or such other materials for the purpose of shipping or delivering them outside the City.

Subd. 2 Junk Gatherer. Any person who makes a business of going about the City and purchasing the materials mentioned in Section 1114.020 from the general public.

Subd. 3. Garbage. Animal and vegetable waste resulting from the handling, preparation, cooking, service and consumption of food. Dead animals weighing less than ten (10) pounds shall be classified as garbage.

Subd. 4. Rubbish. All wastes (except body wastes), including but not limited to, rubbish, tin cans, paper, cardboard, glass jars, bottles, grass clippings, leaves, Christmas trees, building materials deposited in containers and ashes which normally result from the operation of a household.

Subd. 5. Rubbish Hauler. Any person engaged in the collection of rubbish within the City and the disposal thereof, but not including those engaged exclusively in garbage collection and disposal.

**NOTE:** All persons collecting and buying junk from the general public or hauling rubbish as a servant, agent or employee of another shall be considered a junk gatherer or rubbish hauler under the terms of this chapter and must be licensed accordingly. (Ref. §913.010, Code 1966)

§1114.020 RUBBISH HAULERS AND JUNK DEALERS; LICENSE REQUIRED, APPLICATION, ISSUANCE. No person shall collect and haul rubbish and trash or engage in the business of gathering, buying or storing of old or scrap metals, second-hand plumbing supplies, secondhand automobile parts, used automobile tires or used or scrap wire, cable, copper, lead, solder, iron, aluminum or brass, or junk of any kind or description without a license. Application for a license shall be made to the City Manager and shall state the full name and address of the applicant, the location of his place of business, the general nature of his business and operations, his address for the past five (5) years and such other information as may be required. Upon the filing of the application, it shall be presented to the Council for its consideration and if granted by the Council, a license shall be issued upon payment of the required fee. (Ref. §§914.020 through 914.040, Code 1966)

§1114.030 RUBBISH HAULERS AND JUNK DEALERS; LICENSE FEE. The fee for a rubbish hauler's license shall be set by City Council resolution and the fee for a junk dealer's license shall be set by City Council resolution. The fee for a junk dealer's license issued for less than one (1) year shall be prorated. (Ref. §914.050, Code 1966; Ord. Nos. 570, 2/11/75; 603, 11/8/77; 1015, 1/13/04)

§1114.040 RUBBISH HAULERS AND JUNK DEALERS; LICENSE EXPIRATION AND REVOCATION. Each license shall expire on March thirty-first (31st) after its issuance, unless sooner revoked or forfeited. Any license may be revoked by the Council for any violation of any provision of this chapter if the licensee has been given a reasonable notice and an opportunity to be heard. (Ref. §§914.060, 914.100, Code 1966)

§1114.050 RUBBISH HAULERS AND JUNK DEALERS; LICENSE RESTRICTIONS. Licenses issued under this chapter shall not be transferable. No junk dealer's license shall be granted unless the location of the building and the yard to be used in the business is first approved by the City Council. No rubbish hauler's license shall be granted unless the method and place of disposition of collections is first approved by the City Council. Junk dealers, junk gatherers and rubbish haulers shall confine their operations between the hours of six (6:00) o'clock a.m. and seven (7:00) o'clock p.m. The Police Department shall have the power and right to inspect the books, records, premises and loads of any licensee hereunder at any time. Junk dealers and rubbish haulers shall not permit any part of their collections of junk, rubbish or trash to fall from their load to any street or alley. (Ref. §914.070, 914.090, Code 1966)

§1114.060 RUBBISH HAULERS AND JUNK DEALERS; DISPLAY OF LICENSE. Each junk dealer's license shall be kept conspicuously posted at the place for which the license is issued and shall be exhibited to any person upon request. Each junk gatherer's or rubbish hauler's license must be carried by the junk gatherer or rubbish hauler at all times When he is collecting junk or hauling rubbish and shall be exhibited to any person upon request. (Ref. §914.080, Code 1966)