

**JAMES ISLAND PUBLIC SERVICE DISTRICT
ORDINANCE NO. 2015-002**

AN ORDINANCE MANAGING SOLID WASTE

WHEREAS, An Ordinance of the James Island Public Service District (JIPSD) Commission regulating the generation, storage, source separation, collection, transportation, disposal and recycling of solid waste generated within the JIPSD's boundaries; and

WHEREAS, the findings contained in this Ordinance are approved and confirmed in all respects; and

WHEREAS, this Ordinance is adopted to provide solid waste services to the residents of James Island, South Carolina; and

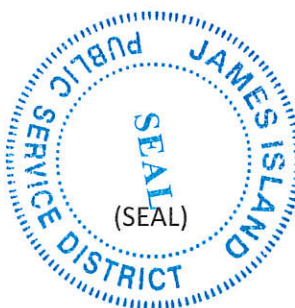
WHEREAS, should conflicts arrive between this and any preceding ordinances or resolutions, this ordinance shall prevail with respect to the conflicting sections; and

NOW, THEREFORE, BE IT ORDERED AND ORDAINED by the James Island Public Service District Commission, in a meeting duly assembled this 14th day of September 2015;

Section 1. **Effective Date.** This Ordinance shall become effective on January 4, 2016.


Chair, JIPSD Commission


Secretary, JIPSD Commission



First Reading: September 14, 2015

Second Reading: September 28, 2015

James Island Public Service District

Ordinance No. 2015-002

AN ORDINANCE MANAGING SOLID WASTE

I. General

In an effort to protect the public health and safety of our residents, the James Island Public Service District (JIPSD) serves in a cooperative effort with the County of Charleston by collecting solid waste materials that cannot be recycled and transporting them to the Bees Ferry landfill. The JIPSD is committed to preserving the environment by promoting the reduction, recycling, and reuse of solid waste materials while complying with the South Carolina Solid Waste Policy and Management Act of 1991 and its amendments.

It shall be the duty of the owner, agent, occupant or lessee to keep exterior private and public property free of litter and unsightly growth. This requirement applies not only to removal of loose litter, but to materials that already are, or become, trapped at such locations as fences and wall bases, grassy and planted areas, borders, embankments and other lodging points.

II. Definitions

The following words and terms when used in this ordinance shall have the meanings respectively ascribed to them in this section:

Bulk consists of bulky wastes, including furniture, mattresses and large nonmetal items except as provided herein.

Contractor and builder refuse consists of construction debris, including but not limited to bricks, lumber, mortar, plaster, roofing material, gutterings or shavings, stones and dirt.

Garbage consists of all perishable refuse, household rubbish, including paper, boxes, rags, plastic and cloth, glass, bottles, cans and any similar waste.

Hazardous waste consists of materials containing environmental contaminants as defined by the South Carolina Department of Health and Environmental Control.

Solid waste consists of all refuse including bulk, yard debris, garbage and white goods.

Yard debris consists of leaves, grass, pine cones & needles, bushes, vines, trees, branches, stumps, and natural wood (not processed lumber).

White goods consists of bulk metal objects, including but not limited to refrigerators, stoves, washing machines, dryers, water heaters and window air conditioners.

III. Collection and Disposal

Residential Property

In order to insure the JIPSD is able to successfully carry out its responsibility to provide solid waste collection services, the following regulations apply:

- All residences shall only use JIPSD issued rolling carts for the disposal of garbage. Maximum of three (3) per household or dwelling unit. Properties requiring more than three (3) 96-gallons rolling carts will be required to contract for private dumpster services.
- The JIPSD will provide one rolling cart to each resident on each property within the James Island Public Service District. This rolling cart remains the property of the JIPSD. An additional rolling cart may be purchased by calling the **Roll Out Hotline at 843-762-5260**. Purchased rolling carts are the property of the purchaser.
- Rolling carts should be placed in the right-of way in front of the customer's property, as close to a curb or edge of the pavement as possible, properly separated from other solid waste materials by 6:00 am on the scheduled collection day. The JIPSD cannot be responsible for the pickup of refuse not placed by the prescribed time.
- **Solid Waste** materials should be kept separate and placed in clear areas where mechanical loading devices are free from low hanging branches or power lines and away from mailboxes, poles, fire hydrants, etc. Customers should avoid placing materials on top of water or gas meters, sprinkler heads or close to any object or material that may be damaged by loading devices. Materials which are mixed together shall not be collected by the JIPSD and it will be the responsibility of the owner or resident to separate these materials at the curb.
- All human and animal waste should be disposed of through the sanitary sewage system or a septic tank. Diapers, incontinence products, and animal excreta, shall be placed in a sealed separate bag before being placed inside another bag containing household garbage.
- **Bulk**, including white goods, shall be picked up only if all doors have been removed.
- **Yard debris** should not be mixed with other solid waste material. Leaves, grass, pine cones, pine straw and loose vegetation must be disposed of in brown paper bags and placed at the curb. Residents are responsible for providing the necessary bags. Loose leaves, grass, pine cones and pine straw placed at the curb in piles will not be collected.
- **Logs, limbs, brush and stumps** shall be placed in a separate pile at the curb and must not exceed four (4) feet in height, five (5) feet in width and fifteen (15) feet in length in the same direction. Any stump over eight (8) inches in diameter must be approved by the Solid Waste Superintendent.
- No materials generated by contractors or landscapers shall be collected by the JIPSD.
- Electronics will not be collected but can be disposed of at a recycling center. See Charleston County's website at <http://www.charlestoncounty.org/departments/environmental-management/index.php> for manned recycling centers.
- Builder refuse which is generated exclusively by an owner or resident shall be collected by the JIPSD when the volume of the said material does not exceed four (4) feet in height, five (5) feet in width and fifteen (15) feet in length per trash collection cycle.
- No waste identified by the South Carolina Department of Health and Environmental Control as hazardous waste shall be collected by the JIPSD. For proper disposal of hazardous waste, go to their website at <http://www.scdhec.gov/Environment/LW/HazardousWaste/>.

- No tires or automotive parts shall be collected by the JIPSD. Disposal of same shall be the responsibility of the owner, commercial establishment, individual, or individual in possession of the same. See Charleston County's website for manned recycling centers.
- The JIPSD will not collect or transport lead-acid batteries. All customers are encouraged to deliver used lead-acid batteries to battery wholesalers and retailers who are required by law to accept them.

Commercial property

It shall be the responsibility of an establishment, institution or business to make appropriate arrangements for collection and disposal of all bulk items except as herein provided and to transport such items to a state permitted landfill site. Maximum of three (3) rolling carts per commercial property.

IV. Contractor or builder refuse collection and removal

The JIPSD shall not collect refuse, bricks, lumber, mortar, plaster, roofing, guttering, shavings, tree debris and all other like material which is generated by a contractor or builder on behalf of an owner or resident, or by an owner or resident except as hereinafter provided. The same shall be removed by the contractor or builder, or owner or resident of the premises having hired the contractor or builder, each being jointly and severally responsible for such removal. This section shall apply to all residential and/or commercial construction, renovation or demolition projects.

It shall be the duty and responsibility of the owner, agent or contractor to have on the site adequate containers for the disposal of construction debris or wastes and to make appropriate arrangements for collection and disposal, or, if transported by himself, for final disposition at a state permitted landfill site.

V. Notices, liens.

Residents within the JIPSD who willfully fail or refuse to comply with this ordinance, after written notice, shall be subject to civil penalties established by the 1961 Enabling Act No. 498 Section 9, JIPSD Ordinances, and state and federal regulations as amended from time-to-time.

The District Manager is hereby empowered to issue administrative regulations empowering specified employees of the JIPSD to issue notices to any person if there is probable cause to believe he has violated this ordinance. Notices so issued shall be personally delivered to the alleged violator, or sent by certified mail if he cannot be found, and shall direct the alleged violator to take such corrective action as may be necessary. Failure to comply may result in discontinuation of services.

Nothing herein shall prevent the JIPSD from taking such other action as may be necessary and lawful to protect the public health, safety, or welfare when emergency conditions arise, and nothing herein shall be construed to prevent the establishment of administrative procedures concerning the issuance of courtesy notices in an effort to encourage voluntary compliance with the terms and provisions of this ordinance.