

DIVISION 2. COLLECTORS*

*State law reference—Licensing of solid waste collection, Minn. Stats. § 115A.93.

Sec. 54-48. Licensing of garbage and refuse collectors.

No person shall engage in the business of garbage or refuse collection in the city without having first obtained a license therefore approved by the City Council as follows:

- (1) *Application.* Any person desiring a license shall make application to the City Clerk. The application shall accurately state the following:
 - a. The name of the owner of the collection service.
 - b. The proposed charges for hauling garbage and refuse for each size container or other schedule of charges to be imposed by the applicant.
 - c. The application shall include a description of services to be rendered and a schedule of pickups and proposed days of collection in different areas of the city.
 - d. A description of each motor vehicle to be used for the service, including the license number thereof.
 - e. The manner and kind of service proposed to be given the customers.
 - f. Filing with the clerk of the bidding dates and calendar periods for which services are rendered.
 - g. A signed statement by the applicant that he will collect and dispose of all garbage and refuse as defined herein.
- (2) *License fee.* Each application shall be accompanied with the annual license fee as established by the city, per company, for vehicles to be used in the city for garbage and refuse collection. Licenses shall be effective for one calendar year from March 1, except that if a portion of the license year has elapsed when the application is made, the license will be issued on a pro rata fee. In computing such fee, any unexpired fraction of a month shall be counted as one month.
- (3) *Insurance.* No license shall be issued until the applicant files with the City Clerk a current policy of insurance covering all vehicles to be used by the applicant in conducting his business within the city. The minimum limits for such insurance are \$1,000,000.00 per occurrence with an annual aggregate limit of \$2,000,000.00. Such insurance shall be kept in force during the license period and shall provide for notification to the city prior to termination or cancellation of said insurance. Any license issued shall automatically be revoked at the time of expiration or cancellation of such insurance unless and until other insurance is provided.
- (4) *Performance bond.* Before a license is granted, the applicant shall furnish to the city and deposit with the City Clerk a certified performance bond in the sum of \$1,000.00 to be conditioned upon the faithful performance by the licensee for all work entered into or contracted for by the licensee and further conditioned upon compliance with all the provisions and requirements of this section and all applicable sanitary rules and regulations.

(Code 1987, § 490.25; Ord. No. 01-2001, 2-25-2001)

Sec. 54-49. Collection vehicles for hauling garbage and refuse.

(a) *General conditions.* All persons hauling or conveying garbage or refuse over the streets within the city shall use a vehicle so constructed or equipped with adequate accouterments and maintained so as to prevent the escape of offensive odors and any of its load from being blown, dropping, sifting, leaking, or other escaping therefrom. All such vehicles shall be kept in a clean and sanitary condition and as free from offensive odors as possible. Any vehicle customarily used for said purposes shall be thoroughly disinfected at least once each week unless the same has not been used since the last disinfection thereof. Each vehicle, so used, traversing city streets, licensed or not, shall be subject to inspection by the city at all reasonable times. Each vehicle shall be equipped with a broom and scoop for use in the immediate removal of any spillage. Any vehicle for which a city license is applied, or which is already licensed, shall have clearly painted in letters of no less than four inches in height in a color visible both by day and by night, on the truck cab doors, the name of the applicant or licensee, the name of the owners, company, or corporation operating such truck, and their address and telephone number. The license issued shall be kept in the truck at all times.

(b) *Operating hours.* Collection vehicles shall operate within the city and make residential collections only between the hours of 6:00 a.m. and 8:30 p.m. daily, except Sunday, on which day residential collection is banned. There shall be no restriction on hours or days for collection from commercial or industrial uses.

(c) *Obligation of licensed collectors.* A licensed collector shall diligently perform his obligation to the city and customers in the manner provided by this article.

(d) *No vested right.* No person licensed pursuant to this article shall gain a vested right in said license. The city may, upon finding that public necessity requires, determined to establish another means of garbage or refuse collection.

(Code 1987, § 490.30)