



**Memphis City Council
Summary Sheet
Ordinance Revising Language Regarding City
Issued Carts and Use of Personal Containers**

- This item is an amendment revising ordinance language to specifically state that the City will collect solid waste from City issued carts only (no personal containers) and will provide residents the ability to lease additional City carts.
- The Public Works Division is requesting this amendment
- This is a change to an existing ordinance (Chapter 15, Section 15-7)
- This amendment is not applicable to any new or existing contracts.
- This amendment does not require an expenditure of funds or require a budget amendment.

ORDINANCE NO: _____

**ORDINANCE AMENDING CHAPTER 15, SECTION 15-7, CITY OF MEMPHIS
CODE OF ORDINANCES, TO REVISE LANGUAGE REGARDING CITY
ISSUED CARTS AND USE OF PERSONAL CONTAINERS**

**SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
MEMPHIS,** that Chapter 15, Section 15-7, Code of Ordinances, City of Memphis, is
hereby amended to revise language regarding City issued carts and the use of personal
containers.

Section 15-7 Container provided

Revise language as follows:

A. Duty to Have Cart(s). It shall be the duty of every person in possession, charge or control of any premises where solid waste is created or accumulated and in the case of multiple dwellings or multiple occupancy, the owner of the premises, at all times to keep or cause to be kept a sufficient number of City issued carts for the deposit of garbage generated on the premises. It shall be incumbent upon every person in possession, charge or control of any premises to which a city-owned cart has been issued, to insure the security of such cart from the perils of theft and damage at times other than when the cart is curbside between six a.m. and seven-thirty p.m. on the regularly scheduled collection day, or at times otherwise established by the director. The cost of damage or loss occurring to a cart as the result of a failure to adequately secure it shall be borne by the person in possession, charge or control of the premises who shall also be responsible for reporting any damage or loss of the cart to the public works division as soon as the damage or loss is realized. The cost of damage to the cart caused by fire shall be borne by the person in possession, charge or control of the premises, without regard to the time or location of the cart when such damage occurs.

B. Cart Requirements. Lids or covers of city issued carts shall be kept tightly closed at all times other than when solid waste is being deposited therein or removed therefrom. Carts used for the deposit of solid waste for collection by the city shall be in good condition so that collection thereof shall not injure the person collecting the contents. Carts having ragged or sharp edges or other defects must be reported to Public Works for repair or replacement.

C. Except where exempt from cart participation by the director, Public Works will collect solid waste contained in City issued carts only. Solid waste placed in personally owned carts and containers will not be collected by the City of Memphis.

D. Residential units may lease additional City owned carts at the monthly fee established in Section 9-56-11.

It shall be the duty of both the person in possession, charge or control of any premises as well as the owner of the premises to comply with the provisions of this subsection regarding the cleanliness of the premises and keeping carts properly closed. (Ord. 4048,

6-25-91; Code 1985 § 15-7; Ord. 723 § 1, 6-2-70; Ord. 495 § 1, 7-22-69; Ord. 187, 6-11-68; Code 1967 § 19-6)

SECTION 2

BE IT FURTHER ORDAINED, that this ordinance shall take effect from and after the date it shall have been passed by the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

Harold B. Collins
CHAIRMAN OF COUNCIL