

## Garbage/Refuse Haulers License Requirements

**LICENSE TERM: February 1st to January 31st**

- \_\_\_ 1. 2012 License fee of:
    - Garbage/Refuse License . . . . \$70.00
    - Vehicle Inspection Fee . . . . \$40.00 per vehicle under 2 tons
    - or . . . . \$75.00 per vehicle over 2 tons
    - (Trucks used exclusively for recyclable materials do not need to be inspected and no vehicle inspection fee is due.)
  
  - \_\_\_ 2. Completed/signed application form.
  
  - \_\_\_ 3. Completed/signed "Certification of MN Workers Comp Law" form.
  
  - \_\_\_ 4. Completed/signed "Release of Information" form.
  
  - \_\_\_ 5. Completed/signed "Tax Information" form.
  
  - \_\_\_ 6. Certificate of Insurance
    - Certificate must show coverage for entire licensing period**
    - Certificate must name the City of Faribault as Additional Insured**
    - Certificate must list all garbage trucks being licensed along with their VIN #'s.**
    - The Cancellation paragraph at the bottom must read the insuring company will give the City of Faribault a 30 day written notice if the policy is cancelled for any reason.**
  
  - \_\_\_ 7. Truck Inspection Report from City Public Works
    - Before December 15<sup>th</sup>, have garbage hauling trucks inspected at the City Street Mechanics Shop (1200 Belview Trail, Faribault, MN), phone (507)332-2881.
  
  - \_\_\_ 8. Review/Keep on File a copy of the City Ordinance (ref: Chapter 11)
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Return all forms to Lorri Smith, Deputy City Clerk, City of Faribault  
Administration Office, 208 First Avenue NW, Faribault, MN 55021

**GARBAGE/REFUSE HAULERS LICENSE APPLICATION**  
**City of Faribault, Minnesota**

**ALL QUESTIONS MUST BE ANSWERED**

1. I, \_\_\_\_\_,  
(Print Full Name) ..... Date of Birth \_\_\_\_\_

Reside at \_\_\_\_\_,  
(Address)

apply for a Garbage Haulers License commencing February 1, 2012 and ending January 31, 2013.

2. Business Name \_\_\_\_\_,

Business address (NOT P.O.Box) \_\_\_\_\_,

Business phone number \_\_\_\_\_,

3. Complete list of vehicles on next page.

4. Furnish the name, address, and phone number of at least **three** business or character references.

	NAME	ADDRESS .....	PHONE #
a.	_____	_____	_____
b.	_____	_____	_____
c.	_____	_____	_____

I will strictly comply with the Laws of the State of Minnesota and City of Faribault governing garbage haulers regulations. I have read the foregoing questions; the answers are true of my own knowledge.

Dated: \_\_\_\_\_  
**Signature of Applicant**

**REPORT ON APPLICANT OR APPLICANTS BY POLICE DIVISION**

To the best of my knowledge, this applicant has not been convicted within the past five years for any violations of Laws of the State of Minnesota, or Municipal Ordinances relating to any crime concerning dishonesty, fraud, deceit or immorality except as hereinafter stated.

Dated: \_\_\_\_\_ Police Chief

3. List vehicles to be licensed. Please complete in full. Use additional sheets if necessary.

Year of vehicle	Vehicle Make/Model	License Plate #	VIN #	Write if Truck is <u>Under 2ton</u> Or <u>Over 2 ton</u>	<input checked="" type="checkbox"/> box if truck is used exclusively for recycling
a.					
b.					
c.					
d.					
e.					
f.					
g.					
h.					
i.					
j.					
k.					

**CERTIFICATION OF COMPLIANCE  
MINNESOTA WORKERS' COMPENSATION LAW**

**Minnesota Statute, Section 176.182 requires every state and local licensing agency to withhold the issuance or renewal of a license or permit to operate a business or engage in an activity in Minnesota until the applicant presents acceptable evidence of compliance with the workers' compensation insurance coverage requirement of Chapter 176. The information required is: the name of the insurance company, the policy number, and dates of coverage or the permit to self-insure. This information will be collected by the licensing agency and retained in their files.**

**This information is required by law, and licenses and permits to operate a business may not be issued or renewed if it is not provided and/or is falsely reported. Furthermore, if this information is not provided or falsely stated, it may result in a \$2,000 penalty assessed against the applicant by the Commissioner of the Department of Labor and Industry.**

Insurance Company Name: \_\_\_\_\_  
(NOT the insurance agent)

Policy Number \_\_\_\_\_

Dates of Coverage: \_\_\_\_\_ to \_\_\_\_\_

(or)

I am not required to have workers' compensation liability coverage because:

- ( ) I have no employees
- ( ) I am self-insured (include permit to self-insure)
- ( ) I have no employees who are covered by the workers' compensation law (these include: Spouse, Parents, Children and certain farm employees)



I certify that the information provided above is accurate and complete and that a valid workers' compensation policy will be kept in effect at all times as required by law.

Name: \_\_\_\_\_  
(last, first, middle)

Doing Business As: \_\_\_\_\_  
(business name if different than your name)

Business Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_ Phone: ( ) \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_



**INFORMATION ADVISORY AND AUTHORIZATION  
FOR RELEASE OF INFORMATION TO SUPPORT LICENSE APPLICATION**

In connection with your application for a license, you are being requested to provide information regarding your criminal background that may be classified as public or private data under the Minnesota Data Practices Act.

The purpose of the information requested in the application is to provide background for the investigation of license applicants required by the City Code. Providing the information will assist the Police Department in preparing a Background Report. The Background Report is used when granting or denying the license. All information provided in that report becomes part of the public record and is available to any interested individual.

If the license is approved, all information provided by the applicant as part of the license application becomes public and is available to any interested individual. If the license is not approved, only the name and address of the applicant and the report provided for consideration becomes public.

You have the right to refuse to supply the requested information. If you do so, it may result in the denial of your license.

A criminal charge, arrest, or conviction will not bar an applicant from obtaining a license with the City of Faribault, unless the conviction is directly related to the matter for which the license is sought, according to MN Statute 364.03. However, failure to reveal the requested criminal information will be considered falsification of the application and may be used as grounds for the denial of the license.

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“I acknowledge being informed of the above advisory and agree to provide the requested information. I further authorize the release to the City of Faribault of any information about my business and financial affairs, which may be requested from any firm relative to my financial background. I also authorize the City of Faribault to investigate the information provided in my application. I understand that incorrect or incomplete information provided by me in my application may be considered falsification of the application and may be used as grounds for the denial of the license.”

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

\_\_\_\_\_  
Driver's License or State Issued ID Number

\_\_\_\_\_  
Date of Birth

If not Minnesota, what State is Driver's License or State Issued ID from: \_\_\_\_\_

## ARTICLE III. NOISE\*

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\*Cross references: Nuisances, Ch. 16.

State law references: Power of city council in statutory city to regulate and prevent noise or other disorder, M.S. § 412.221, subd. 24.

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### Sec. 17-42. Nuisance noise.

(a) No person in the city shall make or assist in or permit the making of any noise tending to unreasonably disturb the peace and quiet of persons in the vicinity thereof, unless the making and continuing of the same cannot be prevented and is necessary for the protection or preservation of property or of the health, safety, life or limb of some person.

(b) The play, use, or operation of any radio, tape or disc player, musical instrument, phonograph or other machine or device for the production or reproduction of sound in such a manner as to be plainly audible at a distance of fifty (50) feet from such machine or device and between the hours of 10:00 p.m. and 7:00 a.m. shall be prima facie evidence of a violation of this subdivision.

(c) The playing or operation, or permitting the playing, use or operation, of any radio, tape player, disc player, loud speaker, or other electronic device used for the amplification of music or other entertainment, which is located within a motor vehicle being operated on a public street or alley, or in commercial or residential parking facilities, which is audible by any person from a distance of fifty (50) feet or more from the vehicle. When sound violating this section is produced or reproduced by any such device that is located in a motor vehicle, the motor vehicle's owner, if present when the violation occurs, is in violation of this section. If the motor vehicle's owner is not present at the time of the violation, the person in charge or control of the vehicle at the time of the violation is in violation of this section. In addition to an owner or a driver, any person who controls or assists with the production of sound violating this section is in violation of this section. Violation of this subsection is a misdemeanor.

(d) *Permitted noise.* Customary sounds from any of the following activities shall not be deemed to violate this section.

- (1) Marching and/or playing of music by bands, orchestras, or other musical aggregations in conjunction with an authorized city celebration, festival, or other neighborhood or community event, including band shell concerts; or the practice for or presentation of an event sponsored by a local public or private school;
- (2) Church bells, chimes and carillons;
- (3) Authorized parades;
- (4) Construction work conducted between the hours of 7:00 a.m. and 10:00 p.m.;
- (5) School bells;
- (6) Emergency vehicles; or
- (7) Permitted street dances.

*same for garbage trucks*

(Ord. No. 2003-15, § 2, 6-10-03)

**Editor's note:** Ord. No. 2003-15, § 2, adopted June 10, 2003, repealed § 17-42, in its entirety and enacted new provisions to read as herein set out. Prior to amendment, § 17-42 pertained to disturbing the peace and derived from Code 1971, § 18-39.

State law references: Boisterous and noisy conduct constituting disorderly conduct, M.S. § 609.72.

## Chapter 11

### GARBAGE AND REFUSE\*

\* **Editors Note:** Section 1 of Ord. No. 89-20, adopted Nov. 14, 1989, repealed former Ch. 11, §§ 11-1--11-5 and 11-7--11-17, and § 2 of said ordinance added new provisions pertaining to similar subject matter as herein set out in §§ 11-1--11-21; former Ch. 11 originated from the 1971 Code, §§ 12-1--12-17; and Ord. No. 83-08, adopted May 10, 1983.

**Cross References:** Buildings, Ch. 7; accumulations of refuse, etc., relative to housing, § 7-65(10); fire prevention and protection, ch. 10; health, Ch. 12; nuisances, Ch. 17; unlawful deposit of objectionable waste, § 17-11; streets, sidewalks and public grounds, Ch. 15; zoning, App. B.

**State Law References:** Authority for city council in statutory city to provide for or regulate the disposal of garbage and other refuse, M.S. § 421.221, subd. 22; rubbish removal relating to certain cities, M.S. Ch. 443; unlawful deposit of garbage, litter, etc., M.S. § 609.68; Minnesota pollution control agency, M.S. Ch. 116; recycling of solid waste, M.S. Ch. 116F.

**Sec. 11-1. Definitions.**

**Sec. 11-2. Garbage and refuse licenses.**

**Sec. 11-3. License and inspection fees.**

**Sec. 11-4. Inspection of vehicles.**

**Sec. 11-5. Insurance.**

**Sec. 11-6. Transportation of garbage and refuse; licensees.**

**Sec. 11-7. Transportation by unlicensed persons.**

**Sec. 11-8. Service requirements for unlicensed haulers.**

**Sec. 11-9. Required collection and disposal.**

**Sec. 11-10. Use of required containers; compliance; licensees to report violations.**

**Sec. 11-11. Garbage and refuse containers--Generally; maximum contents; placement.**

**Sec. 11-12. Same-Maintenance.**

**Sec. 11-13. Failure to place garbage and refuse in approved containers.**

**Sec. 11-14. Waste receptacles in public places.**

**Sec. 11-15. Interfering with or obstructing licensee.**

**Sec. 11-16. Open burning and incineration.**

**Sec. 11-17. Composting.**

**Sec. 11-18. Unauthorized collection and scavenging.**

**Sec. 11-19. Recycling program.**

**Sec. 11-20. Penalty.**

**Sec. 11-1. Definitions.**

For the purposes of this chapter, the following words, terms and phrases shall have the meanings hereinafter ascribed to them respectively in this section:

*Applicant:* Corporations and both male and female individuals.

*Brush:* Hedge clippings, tree trimmings and branches, provided the limb size is not larger than twelve (12) inches in diameter.

*Compost sites:* Locations on household property for the controlled biological decomposition of selected organic matter, such as grass clippings, leaves, hedge trimmings, vegetable matter, and any nonfat or meat products in a manner resulting in an innocuous final product.

*Garbage container:* A container constructed of metal or plastic having a volume not exceeding forty (40) gallons, which is secure against animals and insects.

*Garbage and refuse:* Solid waste from residential, commercial, industrial and community activities, excluding recyclable materials, yard waste, brush, hazardous wastes, auto trucks, street sweepings, ashes, construction debris, mining waste, sludge, tires, lead acid batteries, motor and vehicle fluids and filters, and other materials collected, processed, and disposed of as separate waste streams.

*Household:* A single-family dwelling or single apartment unit, including apartments and units in commercial and industrial buildings.

*Recyclable materials:* All items of refuse designated by the city to be part of an authorized recycling program and which are intended for transportation, processing and remanufacturing or reuse.

*Yard waste:* Grass clippings, leaves, vegetable or garden matter that can be biologically decomposed resulting in an innocuous final product.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

#### **Sec. 11-2. Garbage and refuse licenses.**

Transporting garbage or refuse for hire on any street or public place in the city without first obtaining the required license therefor under this chapter is prohibited. All garbage or refuse transported by licenses under this chapter shall be taken only to properly permitted disposal facilities.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 92-01, § 1, 3-10-92; Ord. No. 97-11, § 1, 6-10-97)

#### **Sec. 11-3. License and inspection fees.**

(a) The fee for a garbage or refuse license issued under this chapter shall be set by council resolution. The license fee shall be tendered by the applicant with the application therefor. All licenses issued in accordance with this chapter shall expire on January 31 of each year.

(b) In addition to the license fee imposed under subsection (a) of this section, the applicant shall tender an annual inspection fee in the amount set therefor by council resolution for each vehicle intended to operate under the license applied for. In the event that the applicant adds to the number of such vehicles during the license year, the applicant shall immediately pay another inspection fee in the amount set therefor by council resolution to the city for each additional vehicle. Inspection fees shall not be prorated.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

#### **Sec. 11-4. Inspection of vehicles.**

The city reserves the right to require a licensee who has been granted a license under this chapter to bring his garbage-and-refuse-hauling vehicles to a local area designated by the city for purposes of inspection by the city. Each vehicle licensed in accordance with this chapter shall be inspected prior to the granting or renewal of the business license required by this chapter. The licenseholder shall certify that each vehicle complies with all applicable standards.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

#### **Sec. 11-5. Insurance.**

(a) When an applicant submits a license fee and application to the city pursuant to this chapter, the applicant shall also submit a current, effective insurance policy or a copy thereof providing liability insurance covering each vehicle to be used by the licensee in conducting his operations. Such insurance shall be in an amount no less than five hundred thousand dollars (\$500,000.00) for injuries resulting to one or more persons from any one accident and not less than one hundred thousand dollars (\$100,000.00) for property damage or, in lieu thereof, a bodily injury and property damage insurance policy with a single, combined limit of five hundred thousand dollars (\$500,000.00).

(b) Any bond or policy of insurance required from a licensee under this chapter shall take effect and shall terminate, respectively, on the same dates that the license for which it has been provided shall take effect and shall expire under this chapter; and such bond or policy of insurance shall not be approved or allowed if its termination date does not coincide with the expiration date of the license under this chapter for which it has been provided.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 89-27, § 1, 12-19-89; Ord. No. 97-11, § 1, 6-10-97)

#### **Sec. 11-6. Transportation of garbage and refuse; licensees.**

(a) Persons licensed under the provisions of this chapter shall transport garbage or refuse in the city only in covered vehicles having metal, watertight bodies which prevent scattering, dripping or removal of the contents from the vehicle during transit. Permitting garbage or refuse to scatter, drip, fall, spill, blow or otherwise be removed from the licensee's vehicle during transportation of its contents is prohibited and is hereby declared a public nuisance. The body of each such vehicle shall be designed for complete emptying at the disposal site. Each such vehicle shall be maintained in a reasonably clean condition. The council may revoke or suspend the license of the licensee for failure to comply with the provisions of this chapter applicable to his operations.

(b) Licensees under this chapter may, in the city, use uncovered, powered collection carts or trucks with watertight containers attached thereto (a type which is often used in the garbage-and-refuse-hauling business) to transport garbage and refuse from the containers on public or private premises to the type of covered and licensed vehicles required by this chapter. The annual inspection fee imposed by section 11-3 of this chapter shall also apply to this type of vehicle. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-7. Transportation by unlicensed persons.**

(a) No unlicensed person shall transport putrescible waste material on a public street.

(b) An unlicensed person may transport personal yard waste, brush, recyclables, nonputrescible waste, and building materials, provided that such material shall be transported only to properly permitted disposal or recycling facilities and, further, that any materials so transported shall not be allowed to scatter, drip, fall, spill or blow from the vehicle during transportation.

(c) Commercial and industrial waste generators may transport nonputrescible waste generated by their operations, provided that such material shall be transported only to properly permitted disposal or recycling facilities and, further, that any materials so transported shall not be allowed to scatter, drip, fall, spill or blow from the vehicle during transportation.

(d) Nothing in this chapter shall be deemed to authorize transport of waste of any kind in violation of federal, state, or county regulations. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 92-01, § 3, 3-10-92; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-8. Service requirements for licensed haulers.**

(a) *Frequency of service.* Licensed haulers must provide collection service at least once per week to each contracted household or customer.

(b) *Recycling service.* A licensed hauler must provide a recycling service to each customer. Such recycling service shall conform to the guidelines as established by the county.

(c) *No extra charge for recycling.* Licensees shall not impose a greater charge on residents who recycle than on residents who do not recycle. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 92-01, § 2, 3-10-92; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-9. Required collection and disposal.**

(a) Every household or residential lessor, shall contract for and use the services of a licensed garbage and refuse hauler.

(b) Any household or residential lessor who does not contract for and use the services of a licensed garbage and refuse hauler is guilty of a misdemeanor. Before any person is prosecuted for failure to contract for or use the service of a licensed garbage and refuse hauler, a household or owner shall be served with ten (10) days' written notice advising that such violation has occurred.

(c) The method of notice and compliance as described in subsection (b) of this section may be served in person by an authorized city official or by certified mail. A copy of such notice and the affidavit or certificate of service thereof shall be maintained on file.

(d) The notice shall describe the property involved sufficiently to identify it and shall describe the violation which exists. The notice shall also be accompanied with an affidavit to be executed by a licensed garbage and refuse hauler certifying that the household or owner is under contract for garbage-and-refuse-hauling service. The household or owner shall have ten (10) days from receipt of such notice to return the executed affidavit to the city. Failure to respond to the notice shall be grounds for prosecution. Where a household or owner has repeated lapses in the use of the services of a licensed garbage and refuse hauler, the city may contract with and prepay a one-year service charge on behalf of the household or owner.

(e) In the case of failure to pay the service charge after ninety (90) days of the due date, written notice shall be given by mail to the owner of the property. After thirty (30) days from the date of the written notice, the service charges shall be certified to the county auditor on or before October 1 of each year with interest thereon from the date of expiration of the thirty-day notice. The unpaid service charge shall be included with the taxes against the real estate involved and shall be collected therewith. The council shall annually levy an assessment equal to the unpaid service charges on or before October 1 of each year against the lot or parcel of land involved. The assessments shall be certified to the county auditor and shall be collected and remitted to this municipality in the same manner as special assessments.  
(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-10. Use of required containers; compliance; licensees to report violations.**

(a) No one shall store or allow garbage or refuse on any premises in the city, except in garbage containers or commercial dumpsters. Containers shall not exceed forty (40) gallon volume. It is the intention of this section that premises with any garbage and refuse thereon shall be in a clean and neat condition at all times, and any contrary condition is hereby declared and considered a public nuisance contrary to the welfare and best interests of the city. This prohibition applies even if the garbage or refuse has been placed or deposited properly and such materials litter the premises as the result of a windstorm, the activities of dogs or children, or the like.

(b) It shall be the duty of licensees under this chapter to promptly report to the city any litter on premises resulting from garbage and refuse, if such condition is on premises belonging to the licensee's garbage-and-refuse-hauling route.

(c) If garbage or refuse is scattered, the person who placed it outside on his premises shall take prompt steps to bring such premises into compliance under this chapter.

(d) Licensees shall not pick up garbage set out in containers having a volume in excess of forty (40) gallons.  
(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-11. Garbage and refuse containers--Generally; maximum contents; placement.**

(a) Occupants of buildings or premises in the city where garbage or refuse results or accumulates from activities therein or thereon shall provide sufficient garbage containers or commercial dumpsters therefor; provided, however, that one- and two-family units shall not be served by commercial dumpsters, except during construction or remodeling, for a period not to exceed six (6) months.

(b) All garbage and refuse set out for collection in the city shall be placed in a garbage container or commercial dumpster unless the volume is such that this is impossible or impractical. In such event, it shall be the duty of the person accumulating such refuse to take prompt steps arranging for hauling the same to a proper disposal point. In no event shall putrescible materials be set out, except in a garbage container or commercial dumpster.

(c) On the day(s) that collection is scheduled, it shall be the occupant's responsibility to place the container(s) in the prescribed location. Where an alley open to traffic is available, each container shall be placed at the rear of the property next to the alley. Where no alley exists, the container(s) shall be placed on a public boulevard adjacent to the public street. No container shall be so placed before 8:00 p.m. the day prior to collection and shall be removed by 6:00 p.m. on the day of collection. If garbage is set out for collection in bags, such bags shall not be set outdoors before 6:00 a.m. on the day of collection. Commercial dumpsters shall be unloaded by the refuse haulers at the point of storage on the property.

(d) Persons with medical disabilities which prohibit the placement of garbage containers at curbside will be allowed to make special pickup arrangements with their hauler, provided they have a signed affidavit from their physician.

(e) During all other times when garbage and refuse is not scheduled for collection, all containers shall be stored in a building or behind the front building line of the premises. For uses other than single- and two-family residential uses, required garbage and refuse areas shall be provided pursuant to zoning requirements set forth in Appendix B of the Code of Ordinances.  
(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-12. Same--Maintenance.**

All reusable garbage containers and commercial dumpsters in the city shall be kept reasonably clean. They shall be kept free from odors that cause unpleasantness for persons living off the premises or odors that tend to collect a large number of flies or other insects, any which situation is hereby declared to be a public nuisance. Containers having ragged, sharp edges, lacking handles, or [having] any other defect likely to hamper the collection of the contents shall be promptly replaced. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-13. Failure to place garbage and refuse in approved containers.**

Depositing garbage or refuse in unapproved containers, or outside and not in an approved container, or depositing any waste in a garbage container or commercial dumpster owned by another without permission is prohibited. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-14. Waste receptacles in public places.**

This chapter is not intended to prohibit the placement of receptacles upon city streets or public property under the authority of the city where such receptacles are provided for the purpose of the systematic collection of refuse to keep the city streets and property in a cleaner condition. Depositing household garbage or refuse in such city receptacles is prohibited. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-15. Interfering with or obstructing licensee.**

Interfering with or obstructing a licensee under this chapter from entering upon a public or private premises in the city while engaging in the performance of garbage and refuse collection is prohibited. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-16. Open burning and incineration.**

(a) Minnesota Rules, Parts 7005.0705 to 7005.0805 relating to open burning and the issuance of permits for open burning are hereby adopted by reference and incorporated herein as if fully set forth. The city council shall, by resolution, name the person or persons authorized to issue permits on behalf of the city pursuant to Part 7005.0767 of the Rules.

(b) Burnable garbage and refuse may be burned in an incinerator built as an inherent part of a building, and for that purpose only; and approved by the board of health of this municipality, which board of health may obtain the assistance and advise of the state board of health in the approval or disapproval of any such incinerator. Any person having an incinerator and desiring to use it shall apply to the council for a permit; and the council may grant a permit if the incinerator is approved by the local board of health. Installation of an incinerator shall not relieve any household from disposing of household garbage or refuse through a licensed garage and refuse hauler. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 93-05, § 1, 3-23-93; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-17. Composting.**

(a) *Private composting.* Composting must be done on an individual-household basis in accordance with state law. Each household shall have not more than one site, such site not to exceed six (6) feet in length, six (6) feet in width and four (4) feet in height. Each site shall be kept in a neat and orderly condition.

(b) *Municipal composting.* The city council may annually provide a disposal site for residential yard wastes (grass and leaves). Disposal of yard wastes shall be in accordance with published rules and regulations. Disposing of yard wastes in an unapproved manner or location by persons is prohibited.

(c) *Brush disposal.* The city council may annually provide a disposal of resident brush. Disposal of brush shall be in accordance with published rules and regulations. Disposing of brush in an unapproved manner or location by persons is prohibited. (Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-18. Unauthorized collection and scavenging.**

No person other than those expressly authorized by the city or law enforcement officials shall take or collect garbage or recyclable material set out on the curb or alley for authorized collection within the city.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-19. Recycling program.**

- (a) The city council, may, by resolution, establish rules necessary to facilitate a city-wide recycling program.
- (b) The city may establish a charge on all households or apartments for recycling services.

(c) Where a household or owner of property becomes delinquent on such charges for a period of ninety (90) days, written notice shall be given by mail to the owner of the property. After the expiration of thirty (30) days from the date of the written notice, the service charges shall be certified to the county auditor on or before October 1 of each year with interest thereon from the date of expiration of the thirty-day notice. The unpaid service charge shall be included with the taxes against the real estate involved and shall be collected therewith. The council shall levy annually an assessment equal to the unpaid service charges on or before October 1 of each year against the lot or auditor and shall be collected and remitted to this municipality in the same manner as special assessments.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

**Sec. 11-20. Penalty.**

A violation of this chapter shall be a misdemeanor.

(Ord. No. 89-20, § 2, 11-14-89; Ord. No. 97-11, § 1, 6-10-97)

# Tax Information Form

Form SP:C1

LICENSE APPLICANT:

Pursuant to Minnesota Statutes, the licensing authority is required to provide to the Minnesota Commissioner of Revenue your Minnesota business tax identification number and the social security number of each license applicant.

Under the Minnesota Government Data Practices Act and the Federal Privacy Act of 1974, we are required to advise you of the following regarding the use of this information:

1. This information may be used to deny the issuance, renewal or transfer of your license in the event you owe the Minnesota Department of Revenue delinquent taxes, penalties or interest;
2. Upon receiving this information, the licensing authority will supply it only to the Minnesota Department of Revenue. However, under the Federal Exchange of Information Agreement the Department may supply this information to the Internal Revenue Service;
3. Failure to supply this information may jeopardize or delay the processing of your licensing issuance or renewal application.

Please supply the following information and return along with your application to the agency issuing the licenses. **DO NOT RETURN TO THE DEPARTMENT OF REVENUE.**

License Applied For or Renewed	Garbage and Refuse Haulers License
Licensing Authority	City of Faribault, 208 NW 1 <sup>st</sup> Avenue, Faribault, MN 55021
License Renewal Date	

***APPLICANT'S PERSONAL INFORMATION (if applicable):***

Name	
Street Address	
City, State, & Zip Code	
Social Security Number	

***BUSINESS INFORMATION (if applicable):***

Business Name	
Street Address	
City, State & Zip Code	
Minnesota Tax ID Number*	*If a Minnesota Tax Identification number is not required, please explain on the reverse side.
Federal Tax ID Number	
MN State Unemployment Compensation Tax #	

(Check here) I certify that by checking this box I do not have any employees and therefore am not required to pay unemployment taxes.

Signature

Position (Owner, Officer, Partner, etc.)

Date