

ORDINANCE NO. 12577  
(New Series)

O. 78-308  
Revised  
FEB 12 1979

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6,  
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING  
SECTION 66.0122 RELATING TO REFUSE CONTAINERS.

BE IT ORDAINED, by the Council of The City of San Diego,  
as follows:

Section 1. That Chapter VI, Article 6, of the San Diego  
Municipal Code be amended by amending Section 66.0122 to read  
as follows:

SEC. 66.0122 REFUSE CONTAINERS

(a) It shall be the responsibility of every owner,  
tenant, occupant, or person in lawful possession, charge,  
or control of any boarding house, lodging house, bungalow  
court, hotel, motel, inn, apartment, residence, or any other  
dwelling, or public or private campground, or any restaurant,  
business, commercial or manufacturing establishment to  
provide containers which are adequate to contain the amount  
of refuse ordinarily accumulated at such place during the  
intervals between collection.

(b) All refuse shall be placed out for collection in  
containers that are in good condition, clean and free of  
putrescible residue, leakproof, and waterproof, except as  
otherwise provided in paragraph (e) of this section.

(c) All containers placed out for manual collection  
shall be designed for the express purpose of refuse storage  
and collection. Reusable containers shall be equipped with

tight-fitting lids or closures. Such containers shall be tapered with the larger diameter at the top to facilitate emptying of the refuse by gravity.

The interior of the containers shall be smooth without interior projections which would interfere with the emptying of the containers.

Single-use waterproof paper and plastic bags designed expressly for the storage of solid wastes are acceptable for the disposal of refuse. The amount of refuse placed in such bags shall be limited so that the bags will not rip or tear when handled. Such bags shall not weigh more than forty (40) pounds filled and shall be tied or sealed at all times.

(d) No container placed out for manual collection shall weigh more than fifty (50) pounds filled, nor shall it have a capacity of more than forty-five (45) gallons. Fifty-five (55) gallon oil drums and other heavy gauge reusable petroleum or chemical containers are not acceptable for City refuse collection.

(e) Brush, landscape trimmings, crushed cardboard boxes, and similar materials shall be tied securely in bundles weighing not more than fifty (50) pounds and shall be not more than four (4) feet long.

(f) Reusable containers supplied by a licensee which are used for mechanized collection, including stationary compactors, and used for putrescibles or similar waste matter shall be equipped with close-fitting lids and be

leakproof and rodentproof. Containers such as "roll-offs" which are used expressly for dry wastes (construction, demolition, industrial, etc.) may be kept uncovered except as required under applicable provisions of the California Vehicle Code and this Code while being transported upon any street or highway. Containers shall be sanitary and in good repair and shall be clearly identified with the name and telephone number of the licensee.

(g) Containers which fail to comply with the requirements of this section, or which have deteriorated to the point where they are no longer in compliance will be marked by the City of San Diego and will not be collected.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By  \_\_\_\_\_  
James J. Thomson, Jr.  
Deputy City Attorney

JJT:lco:210  
6/8/78  
REV. 1/18/79  
Or.Dept.:PS&S

OLD LANGUAGE -- Strike-Out Type  
NEW LANGUAGE -- Underline Type

## SEC. 66.0122 REFUSE CONTAINERS

(a) It shall be the responsibility of every owner, tenant, occupant, or person in lawful possession, charge, or control of any boarding house, lodging house, bungalow court, hotel, motel, inn, apartment, residence, or any other dwelling, or public or private campground, or any restaurant, business, commercial or manufacturing establishment to provide containers which are adequate to contain the amount of refuse ordinarily accumulated at such place during the intervals between collection.

~~(a)~~ (b) All refuse shall be place out for collection in containers that are in good condition, clean and free of putrescible residue, leakproof, and waterproof, except as otherwise provided in paragraph ~~(d)~~ (e) of this section.

~~(b)~~ (c) All reusable containers placed out for manual collection shall be designed for the express purpose of refuse storage and disposal: collection. and Reusable containers shall be equipped with tight-fitting lids or closures. Such containers shall be tapered with the larger diameter at the top to facilitate emptying of the refuse by gravity.

The interior of the containers shall be smooth without interior projections which would interfere with the emptying of the containers.

Single-use waterproof paper and plastic bags designed expressly for the storage of solid wastes are acceptable for the

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disposal of refuse. The amount of refuse placed in such bags shall be limited so that the bags will not rip or tear when handled. Such bags shall not weigh more than forty (40) pounds filled and shall be tied or sealed at all times.

~~(c)~~ (d) No container placed out for manual collection shall weigh more than twenty-five-(25)-pounds-empty-or-more-than eighty-(80)-pounds fifty (50) pounds filled, nor shall it have a capacity of more than forty-five (45) gallons, except-by-agreement between-the-refuse-collector-and-the-customer,-and-all-containers shall-be-equipped-with-tight-fitting-lids-or-closures. The following types of containers are not acceptable for City refuse collection,- except as provided in this section:-

1.---Cardboard boxes,-

2.---Grocery/shopping-type paper bags,-

3. Fifty-five (55) gallon oil drums and other heavy gauge reusable petroleum or chemical containers, are not acceptable for City refuse collection.

4.---Wooden boxes.

~~(d)~~ (e) Brush, landscape trimmings, crushed cardboard boxes, and similar materials shall be tied securely in bundles weighing not more than fifty (50) pounds and shall be not more than four (4) feet long, unless-containerized.

(f) Reusable containers supplied by a licensee which are used for mechanized collection, including stationary compactors, and used for putrescibles or similar waste matter shall be equipped with close-fitting lids and be leakproof and rodentproof. Containers such as "roll-offs" which are used expressly for dry wastes (construction, demolition, industrial, etc.) may be kept uncovered

except as required under applicable provisions of the California Vehicle Code and this Code while being transported upon any street or highway. Containers shall be sanitary and in good repair and shall be clearly identified with the name and telephone number of the licensee.

~~(e)~~ (g) Containers which do not fail to comply with the requirements of this Code, section, or which deteriorate have deteriorated to the point where they do not so comply, will be tagged and shall no longer be used for refuse storage and disposal, are no longer in compliance will be marked by the City of San Diego and will not be collected.

~~(f)~~ Reusable containers supplied by a licensee shall be clearly marked to indicate the name and telephone number of the licensee.

~~(h) -- The City Manager shall have the power to establish and promulgate special requirements for the collection of waste materials.~~

Passed and adopted by the Council of The City of San Diego on FEB 12 1979,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

**PETE WILSON**  
 Mayor of The City of San Diego, California.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By E. H. Cook, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

JAN 29 1979

FEB 12 1979

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By E. H. Cook, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 12577 Adopted FEB 12 1979

~~CONFIDENTIAL~~

City of San Diego  
12th Floor, City Admin. Bldg.  
202 C St.  
San Diego, Ca 92101

Att: Earnest H. Cook

RECEIVED  
CITY CLERK  
MAR 1 1979

CERTIFICATE OF PUBLICATION

No. \_\_\_\_\_

IN THE MATTER OF

AMENDING SECTION 66.0122

I, **Patricia M. Spaulding**, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

**SYNOPSIS OF ORDINANCE NO. 12577**  
(New Series)

**AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 66.0122 RELATING TO REFUSE CONTAINERS.**

This ordinance amends Municipal Code Section 66.0122 establishing new requirements for refuse containers. The main requirements for containers intended for manual collection are that they must not weigh more than fifty (50) pounds when filled and must be equipped with tight fitting lids. Containers intended for mechanical collection must be leakproof and rodentproof. The ordinance also sets forth who is responsible for noncompliance with the container requirements.

A complete copy of the ordinance is available for inspection in the office of the City Clerk of the City of San Diego, 12th Floor, City Administration Building, 202 "C" St., San Diego, CA 92101.

Introduced on January 25, 1979.  
Passed and adopted by the Council of The City of San Diego on February 12, 1979.

**AUTHENTICATED BY:**  
**PETE WILSON,**  
Mayor of The City of San Diego, California.  
**CHARLES G. ABDELNOUR,**  
City Clerk of The City of San Diego, California.

**(SEAL)**  
By **EARNEST H. COOK, Deputy.**  
**PUBLISHED FEBRUARY 24, 1979.**

SYNOPSIS OF ORDINANCE NO. 12577  
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

February 26, 1979

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 6th day of Mar., 1979.

*Patricia M. Spaulding*  
(Signature)