



Mobile Garbage Bin Collection and Disposal Service Policy

Classification:	Council Policy
Review Frequency:	Every 4 Years
Last Reviewed:	November 2018
Review Due:	November 2022
Responsible Officer:	Senior Property Officer
Applicable Legislation:	<ul style="list-style-type: none"> • Local Government Act 1999 • Local Government (General) Regulations 2013
Related Policies/Procedures:	<ul style="list-style-type: none"> • Fees and Charges Policy • Rating Policy

1. INTRODUCTION:

Kingston District Council is committed to the provision of a mobile garbage bin collection and disposal service.

This policy is designed to ensure the delivery of an environmentally sustainable and economically viable waste collection service for residents within the designated collection service area and to outline the requirements for both council and the resident/ratepayer in providing the service.

2. SCOPE:

This policy will apply to all properties within the Designated Collection Service Area (DCSA), as defined.

3. DEFINITIONS:

<i>Designated Collection Service Area (DCSA)</i>	<ol style="list-style-type: none"> 1. Land within the townships of Kingston and Cape Jaffa and the connector roads between these townships, being a portion of Southern Ports Highway, Limestone Coast Road and Cape Jaffa Road, as delineated at Appendix 1. 2. Land with their primary access point located on the route travelled into and out of the council area by council's contractor on Saltwell Road and portion of Princes Highway.
<i>Service</i>	<p>A mobile garbage bin service consists of:</p> <ul style="list-style-type: none"> • one 240 litre mobile garbage bin (the recycling bin) collected fortnightly, and • one 140 litre mobile garbage bin (the putrescible waste bin), collected weekly.

4. LEGISLATION:

Section 155 of the Local Government Act 1999 and Regulation 13 of the Local Government (General) Regulations 2013, need to be considered in the imposition of a service charge for the collection of waste. Specifically,

- 4.1 Section 155(2) of the Local Government Act (the Act) provides that the Council may impose a service charge on rateable and non-rateable land to which it provides or makes available a prescribed service.
- 4.2 Section 155(1)(b) of the Act defines a prescribed service as including “the collection, treatment or disposal (including by recycling) of waste”.
- 4.3 The Act also states that Council can only recover costs directly related to the establishment, operation, maintenance, improvement and replacement of the prescribed service.
- 4.4 Regulation 13 of the Local Government (General) Regulations 2013 sets out the requirements for the imposition of rates or charges for services not provided at the land.

5. SERVICE CHARGE:

- 5.1 Council will impose a service charge against rateable and non-rateable land in accordance with this policy for the provision of a mobile garbage bin collection and disposal service.
 - 5.1.1 The service charge will be imposed on all land except vacant land within Part 1 of the DCSA (as defined in this policy) to which the council provides the service.
 - 5.1.2 Vacant land will only attract a service charge where the ratepayer has requested the service to be provided to the property.

- 5.1.3 The service charge will be imposed on all land that has a residential building or other building intended for accommodation purposes (excluding shearers quarters) within Part 2 of the DCSA (as defined in this policy) to which council provides the service.
- 5.2 Each property in the designated collection service area will incur a service charge, for the amount declared annually by council, for each service, as defined in this policy.
- 5.3 The mobile garbage bin service charge will be declared on an annual basis.

6. COMMERCIAL SERVICE:

- 6.1 In recognition of additional health implications and economic drivers, commercial properties will be provided with an additional collection per week and may request to be issued 240 litre red lid bin/s for putrescible waste in lieu of 140 litre bin/s.
- 6.2 From 26 December to the end of January each year, an additional commercial putrescible pick up will be scheduled, providing commercial properties with a total of three (3) putrescible collections per week.
- 6.3 To encourage responsible and sustainable recycling, commercial properties will be provided a weekly recycling collection.

7. PROVISION AND REPLACEMENT OF MOBILE GARBAGE BINS:

- 7.1 Council will provide the first set of bins to all new properties free of charge.
- 7.2 Council will replace a stolen or vandalised bin free of charge upon production of evidence of the stolen property being reported to the police (police report number required).
- 7.3 If the bin has been damaged as a direct result of council's contractor (taking into account that all bins have a limited life and their condition will progressively deteriorate with normal use) any replacement must be negotiated between council's contractor and the resident/ratepayer.
- 7.4 If the bin has been damaged as a result of the resident/ratepayer, they are responsible for the purchase of a new bin (or replacement parts if applicable).
- 7.5 The waste and recycling bins are the property of the council and shall remain with the premises to which they are allocated. If a change of occupancy or ownership occurs, the bins must remain with the property. It is the responsibility of the land agent/owner to ensure that if a rental tenant changes, the bins stay at the property.

8. ADDITIONAL SERVICES:

- 8.1 Applications can be made to council for additional services, with services capped at a maximum of:
- 2 services per residential property, and
 - 10 services per commercial property.
- 8.2 Applications for bins exceeding the maximum services, as set out at 8.1 above, will only be granted where there are extenuating or substantiated reasons for the additional bins.
- 8.3 Applications for additional services are to be made in writing to the Chief Executive Officer.
- 8.4 Each additional service will attract an additional service charge.

9. REDUCTION OF SERVICES:

- 9.1 Should properties with multiple bins require a reduction in services, they will be required to make application to the council office by 30 May of each year.
- 9.2 Any application for reduction in services received after 1 July each year will be assessed on an individual basis, but may incur the service charge/s for that financial year.
- 9.3 Upon approval of bin reduction, the council will remove any bins no longer required from the property.
- 9.4 Residential and commercial service recipients will not be approved to reduce number of services to less than one (1) service.

10. PROPERTIES OUTSIDE THE DESIGNATED COLLECTION SERVICE AREA:

- 10.1 Properties located outside of the designated collection service area must negotiate a private waste collection agreement directly with council's contractor.

11. NOT-FOR-PROFIT ORGANISATIONS:

- 11.1 Not-for-profit community organisations who do not require the service may apply to council to have the service removed. The removal of the service charge will be processed as a discretionary rebate.
- 11.2 Any service removed will only be re-instated upon application.

12. COMMUNITY OBLIGATIONS:

- 12.1 The kerbside collection service is to operate between the hours of 7.00am and 6.00pm. All bins are required to be placed on the kerbside (or equivalent) by 7.00am on the day of collection. Bins not placed out by this time may be considered as a non-collection at the discretion of council's contractor.

12.2 Council will provide information to the community via mail outs, council's web site, brochures and the local paper regarding the waste collection services available and the types of waste that council will collect and the types of waste that cannot be disposed of in mobile garbage bins.

12.3 Where contamination is observed in either the household waste or recyclable waste mobile garbage bins, council's waste collection contractor will refuse to pick the bin up. The resident will be required to remove the offending waste material and dispose of it appropriately. Council will be notified of contaminated bins and will monitor properties with action taken if serial offenders are noted.

13. AVAILABILITY OF THE POLICY:

This policy will be available for inspection at the Council's principle office, 29 Holland Street Kingston SE, during ordinary business hours and on Council's website: www.kingstondc.sa.gov.au. Copies will also be provided to interested members of the community upon request, and upon such payment of the fee set by Council.

