

City of Bismarck Code of Ordinances
Chapter 8-07. Solid Waste Management

8-07-07. Hauling Restrictions. A person may not haul or transport garbage, rubbish or solid waste to the city's disposal grounds except in a vehicle which does not permit any garbage, rubbish or solid waste to seep, spill, leak, blow, drop off or fall to the streets, roads or highways leading to such disposal grounds.

1. The grounds for disposal of solid waste shall be determined by the board of city commissioners. Such grounds must be operated as a sanitary landfill and meet the requirements as set forth by the state health department for landfill disposal purposes.
2. It is unlawful for any person to scavenge, rummage, move, remove, sort or handle solid waste material at the city disposal grounds (other than an employee of the city engaged to work there), and no person may enter upon or in said ground or deposit solid waste therein except during permitted hours as posted and in the manner and at the places as directed and designated, unless under written permit of the city director of public works. No hazardous wastes may be disposed of at the landfill site except in amounts normal in household waste, unless approved by the department. The use of such ground is permitted under such rules and regulations as adopted by the city.
3. The fees for the collection and disposal of solid waste, yard waste, recyclables, or any other materials are as determined from time to time by the city commission and contained in the fee schedule on file in the office of the city administrator. Such fees shall be billed and collected in the same manner and at the same time as the rates and charges for utility services furnished by the city.
4. Any person hauling a load of solid waste, yard waste, recyclables, or other materials over the streets of the City and delivering it to the landfill must comply with the requirements of this section.
 - a. The following loads must be secured with enough cargo net, ropes, chains, straps, and/or bungee cords so the load cannot shift, move, or fall out.
 1. Garbage cans must be secured to the vehicle or trailer bed with lids fastened to the container, or they must be covered with a cargo net or tarp.
 2. Sheets of plywood, OSB, drywall, or sheet metal must be tied down.
 3. Cardboard boxes must be secured so as to prevent them or their contents from falling out.
 4. Each large item, such as furniture, appliances, mattresses or box springs, etc., must be secured to the vehicle.

5. Yard waste must be covered so as to prevent it from blowing or falling out.
 6. Garbage in bags must be tied shut and secured to the vehicle or trailer or completely covered with netting or tarp.
 7. Liquids, such as motor oil and antifreeze for recycling, must be in closed containers that are tied to the vehicle or packed so that they cannot shift or fall over.
- b. The following loads must be covered completely with a tarp and the tarp must be tied to the vehicle or trailer to secure the load. A tarp that is open at the back, sides, front, or top is not secured.
1. Loads with loose plastic bags or paper must be covered with a tarp.
 2. Construction or demolition debris must be covered with a tarp. Covering the load with a sheet of plywood that is secured to the vehicle is acceptable if no part of the load, such as lightweight material, can blow or fall out.
 3. Roofing materials must be covered with a tarp.
 4. Lightweight materials visible to attendant, like paper, loose plastic bags or containers, buckets, etc., must be covered with a tarp.
 5. Garbage in bags must be tied shut or covered with a net or a tarp.
 6. Yard waste with leaves or other loose lightweight debris not in closed containers must be covered with a tarp.
 7. Loose garbage must be covered with a tarp.
 8. Recyclable materials such as cans, bottles, and paper products in open containers must be covered with a tarp.

In addition to the landfill fee, the director of public works may impose an additional fee as approved by the City Commission to any load that enters the landfill while not in compliance with this section.

(Ord. 4514, 05-25-93; Ord. 5618, 07-24-07; Ord. 5971, 01-14-14)