



**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE TOWN OF NAGS HEAD, NORTH CAROLINA**

BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina, that the Code of Ordinances shall be amended as follows:

PART I. That Section 30 *Solid Waste Management* be amended as follows:

Sec. 30-13. Storage of mobile rollout containers.

(a) Mobile rollout refuse receptacles returned to curbside after collection shall then be removed to the approved storage location on the day of collection. The property owner, agent, or occupant shall be responsible for such removal.
(Code 1990, § 15-13; Ord. No. 07-11-034, § I, 11-7-2007)

(b) ~~Sec. 30-14. Special-service.~~ Hardship cases such as age, disability or infirmity, when confirmed by the public works director, may be afforded the special service of refuse receptacle carryout.
(Code 1990, § 15-14)

Sec. 30-15.4 Special refuse or disposal problems.

(The only change to this section is the section number – from 30-15 to 30-14.)

NEW:

Sec. 30-15. Brush/Bulk Item Drop-off Yard.

(a) *Purpose.* The brush/bulk item drop-off yard, located at 2211 S. Lark Ave, Nags Head, is operated to provide a place for owners of improved properties in Nags Head to bring bulk trash, tree limbs and branches for disposal, subject to the procedures and restrictions outlined in this section.

(b) *Procedure for using brush/bulk item drop-off yard.* The following procedures shall govern the disposal of all brush and bulk items at the drop-off yard:

(1) *Permit required.* A permit authorizing use of the drop-off yard must be obtained from the Public Works Department, or at the main desk on the second floor of Town Hall. Permits are issued free of charge to owners and/or residents of improved properties in the town upon verification of two forms of identification (such as a driver's license, water bill, voter registration card, property tax bill or some other form of identification establishing and verifying that the improved property for which the permit is requested is located within the town). In order to utilize the drop-off yard, one of two types of permits must be obtained:

(A) A permit to utilize the drop-off yard as a property owner. Completion of an application form containing the following minimum information is required: name, address, permit number and the model and license plate number of the vehicle which will be used to haul the brush/bulk items for drop-off. Upon receipt, the permit must be affixed at the left-hand (driver's side) end of the front bumper. The permit shall be positioned with lettering and numbers upright. Only one permit will be issued for each improved property;

(B) A special use permit will be issued only to disabled or infirm residents or owners of improved residential properties that may otherwise be able to show just cause that would prevent them from bringing brush/bulk items to the drop-off yard. Each request for such a permit will be reviewed on a case by case basis by the Public Works Department. The special use permit would be valid for a 30-day period, issuable upon request, for disposal of brush/bulk items generated on-site at the improved residential property. Presentation of this permit will allow the use of the brush/bulk item drop-off yard by someone other than the resident or property owner.

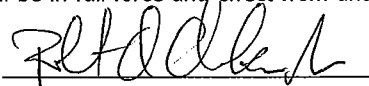
(2) *Brush/Bulk Item acceptable materials.* Trash must be separated as follows:

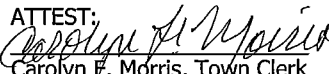
- (A) White goods and metals; bicycles must have the tires removed;
- (B) Non-recyclable glass, and ceramics;
- (C) Furniture such as beds, sofas, mattresses chairs and the like;
- (D) Construction and demolition materials such as flooring, cabinets, paneling, carpeting, insulation, lumber and other wood products, and shingles;
- (E) Not more than one wheelbarrow load of brick, concrete or asphalt materials;
- (F) Tree limbs, branches and yard waste;
- (G) Lawnmowers, weed eaters, blowers or similar gas-powered equipment, with gas tanks removed;
- (H) Bulk trash generated on-site at the property.

(3) *Prohibited items.* The following are examples of bulk waste prohibited from drop-off at the town brush/bulk item drop-off yard:

- (A) Hazardous materials of any type waste, including empty fuel tanks, propane tanks or any pressurized containers;
- (B) Any bulk waste from residential or commercial properties produced as a result of a contracted service, except as otherwise provided in subsection (b) (1) (B) of this ordinance.

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from and after the 4th day of **August 2010**.


Robert O. Oakes, Jr., Mayor
Town of Nags Head

ATTEST:

Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:

John Leidy, Town Attorney

Date adopted: August 4, 2010

Motion to adopt by Commissioner _____
Motion seconded by Commissioner _____
Vote: _____ AYES _____ NAYS

