

CHAPTER 104

RENDERING

104.01 Purpose
104.02 Legislative Authority
104.03 Penalty for Violation
104.04 Establishing Rules and Regulations
104.05 Approval of Plans
104.06 Nuisance Declared
104.07 Methods of Disposal
104.08 License Application, Fee and Issuance

104.09 Rules for Operation
104.10 Use of Streets Prohibited
104.11 Rendering Establishment License Required
104.12 Storage Facility License Required
104.13 Transport Vehicle License Required
104.14 Offense or Nuisance Prohibited
104.15 Nuisance Defined

104.01 PURPOSE. The regulations established in this chapter are in accordance with a comprehensive plan for the purpose of promoting health, safety, morals and the general welfare of the community. They have been designed to regulate the location, the equipment and the mode of operation of the rendering establishments or business within the jurisdictional limits of the City, as defined in this chapter, for the purpose of protecting the general public as well as the residents of the City from health hazards arising from unsanitary conditions which may exist in conjunction with the operation of rendering establishments.

104.02 LEGISLATIVE AUTHORITY. The provisions of this chapter are adopted in the exercise of the powers granted to the City by the law including but not limited to the provisions of Chapter 364 of the Code of Iowa.

104.03 PENALTY FOR VIOLATION. Any person being the owner, operator or person in charge at the time of the establishment or any phase of the rendering business who shall violate any provisions of this chapter shall be in violation of this Code of Ordinances. Every day on which a violation exists shall constitute a separate offense.

104.04 ESTABLISHING RULES AND REGULATIONS. The Director of Public Works is hereby empowered to promulgate and enforce such reasonable rules and regulations as deemed necessary and proper to effectively protect the public health and consistent with the provisions of this chapter. The Director of Public Works or his authorized representative is authorized to enter and inspect all rendering businesses at any reasonable hour or at any hour the business is in operation.

104.05 APPROVAL OF PLANS. No permit or license for the use, construction, reconstruction or repair of any building or structure used or to be used as a part of a rendering business shall be issued by any department of the City until the plan therefore shall show adequate means for carrying out the provisions of this chapter and until such plan shall have been approved by the Director of Public Works.

104.06 NUISANCE DECLARED. All dead animals, dead fowl, dead fish, inedible offal, meat scraps, bones, suet, feathers, unrendered animal fat, waste cooking greases, and similar animal matter located within the jurisdictional limits of the City not properly kept under refrigeration or not disposed of as garbage under the provisions of this chapter are hereby declared a nuisance and menace to the public health, requiring the prompt collection and disposal thereof under the authority and direction of the Director of Public Works.

104.07 METHODS OF DISPOSAL. All matter declared a nuisance in Section 104.06, which is derived in whole or in part, directly or indirectly, from the carcass or carcasses of any cattle, horses, mules, asses, sheep, goats, hogs, or other livestock, domestic animals or domestic fowl which at the time of death had any disease or diseases for which Chapter

167 of the Code of Iowa proscribes or prescribes the manner in which the carcass or carcasses shall be disposed of, shall be disposed of in a manner permitted by said Chapter. All matter declared a nuisance in Section 104.06, which is not subject to Chapter 167 of the Code of Iowa, shall be turned over or delivered by the owner thereof:

1. Directly to a rendering establishment having a current license as provided in this chapter; or
2. To a collector of material for processing having a current license as provided in this chapter; or
3. To a sanitary landfill designated by the Director of Public Works. The person having such animals and fowl in their possession and desiring to avail himself of this means of disposal shall contact the Department of Public Works for the location of the sanitary landfill, shall have such animals and fowl transported there at their expense, and shall supply sufficient personnel to unload and place same where designated.

104.08 LICENSE APPLICATION, FEE AND ISSUANCE. Every person who is operating or desires to operate a rendering business or any phase thereof, shall immediately make application in writing to the Director of Public Works, upon forms prescribed and furnished by such City officer, for all required permits to operate and do business within the jurisdiction limits of the City, and shall pay therefore an annual fee based upon the cost of inspecting the facilities of such rendering business or phase thereof to be computed as prescribed in this section. The annual fee shall include the cost of reinspecting the facilities as a result of failure to keep such facilities in such a manner as to meet the requirements of this chapter. No license shall be issued for any premises which is in violation of the zoning ordinance of the City. The fees shall be computed as follows:

1. Collector's license: Amount based upon the number of transport vehicles to be inspected, at fifty dollars (\$50.00) per vehicle per fiscal year;
2. Rendering materials storage facility license: two hundred dollars (\$200.00) per fiscal year when such facility is not an integral part of a rendering establishment;
3. Rendering establishment license: Five hundred dollars (\$500.00) per fiscal year.

All fees shall be payable to the City, and shall accompany the application for license. A license for operation of a rendering business shall be issued under the corporate seal of the City, shall be signed by the Director of Public Works and shall authorize the person therein named to establish, maintain and operate a rendering business at the place designated in such license. Such license shall expire in the month one (1) year from the date of original issuance or renewal, and shall be renewed in each successive year thereafter. Following the receipt of an application for a license and proof that the required annual fee has been paid, the Director of Public Works will conduct such investigation as deemed necessary to determine whether the applicant's premises, personnel and equipment are proper and adequate for the services proposed or offered. Upon a determination by the Director of Public Works that the applicant has met the requirements of this chapter, the Director of Public Works will issue the applicant the appropriate license. The collectors rendering materials, storage facility, and/or rendering establishment license will be displayed upon the wall of the main office located upon the premises for which the license is issued. Should the application for license be denied, three-fourths of the fee will be returned.

104.09 RULES FOR OPERATION. Reserved.

104.10 USE OF STREETS PROHIBITED. It is unlawful for any person not having a current collector's license issued pursuant to this chapter to use the streets, alleys or avenues of

the City for the purpose of collecting, removing or transporting animal matter declared a nuisance in Section 104.06.

104.11 RENDERING ESTABLISHMENT LICENSE REQUIRED. It is unlawful for any owner, operator, or person in charge at the time to operate a rendering establishment within the jurisdictional limits of the City without having a current rendering establishment license issued pursuant to this chapter. A separate license is required for each premises.

104.12 STORAGE FACILITY LICENSE REQUIRED. It is unlawful for any owner, operator, or person in charge at the time to engage in the rendering business by maintaining, operating or causing to be operated any separate premises as a facility where animal matter, declared to be a nuisance in Section 104.06, is collected or stored pending further processing or disposal unless the aforesaid separate premises has a current rendering materials storage facility license issued pursuant to this chapter or is an integral part of a currently licensed rendering establishment. A separate license is required for each premises requiring a rendering materials storage facility license.

104.13 TRANSPORT VEHICLE LICENSE REQUIRED. It is unlawful for any person to operate or to cause another to operate a transport vehicle upon the roads, highways, street, alleys, or avenues within the jurisdictional limits of the City for the purpose of collecting, removing, or transporting animal matter declared a nuisance in Section 104.06 above, unless said transport vehicle is covered by a current collector's license and meets the requirements for such vehicles set forth in this chapter.

104.14 OFFENSE OR NUISANCE PROHIBITED. It is unlawful for any person within the jurisdictional limits of the City to operate a rendering business or any phase thereof unless the rendering business or phase thereof shall at all times be so conducted as to create no offense or nuisance.

104.15 NUISANCE DEFINED. Any, all or any combination of the following conditions or places within the jurisdictional limits of the City are hereby specifically declared to be a nuisance dangerous to public health punishable as such, and shall be abated.

1. Any condition or place allowed to exist which permits any dangerous, unwholesome, nauseous, or offensive odors, gases or fumes to escape into the open air in such amounts as to be substantially offensive, uncomfortable and annoying to any community, family, or person of ordinary sensibilities, tastes, and habits at a distance of more than two hundred (200) feet from the building, premises, or processing area where such odors, gases or fumes emanated; or
2. Any condition or place allowed to exist which constitutes a breeding place for flies; or
3. Any condition or place allowed to exist where sewage, sewerage, human excreta, waste water, garbage, or any other matter is deposited, stored, discharged, or exposed in such a way as to be a potential instrument or medium in the transmission of disease to or between any person or persons; or
4. Any condition or place allowed to exist which harbors rats; or
5. Any condition or place allowed to exist which may be proved to injuriously affect the public health; or
6. Any collection of water in which mosquitoes are breeding.