

AGENDA ITEM SUMMARY

Subject: Consider Second Reading of Ordinance 1158 amending Chapter 106 of the Charles City Code of Ordinances by adding a new Section 106.10 to provide regulations for permitting and use of dumpsters

Recommendation: Approve the Second Reading of Ordinance 1158

Background Summary:

We will continue discussion on revising the City Code to permit dumpsters within the right-of-way with the second reading of Ordinance 1158. This ordinance adds a new section to Chapter 106 that will require the company providing the dumpster to apply for and be issued a permit prior to placing a dumpster within the right-of-way.

I have been in contact with Mr. Jeff Pitchel with LJP Waste Solutions (Jendro Sanitation) regarding details of the ordinance and permit requirements. We have revised the permit form to no longer require the placement of cones around the dumpster but will require the placement of reflectorized tape at the corners of the dumpster. Mr. Pitchel questioned the ordinance and how it will affect their dumpsters on wheels that are transported as trailers by individuals to specific sites. Since these trailers are licensed equipment, Ordinance 1158 does not pertain to this type of dumpster.

The first reading of the ordinance was approved at the April 4 City Council Meeting. There are no changes to Ordinance 1158 from the version approved at the first reading.

We recommend approval of the second reading of Ordinance 1158.

ORDINANCE NO. 1158

AN ORDINANCE AMENDING CHAPTER 106 - COLLECTION OF SOLID WASTE OF THE CHARLES CITY CODE OF ORDINANCES BY ADDING A NEW SECTION 106.10 TO PROVIDE REGULATIONS FOR PERMITTING AND USE OF DUMPSTERS.

BE IT ENACTED by the City Council of the City of Charles City, Iowa:

SECTION 1. New Section. The following new section 106.10 titled “Dumpsters and Other Equipment,” is hereby added to read as follows:

106.10 DUMPSTERS AND OTHER EQUIPMENT. No dumpster, temporary refuse container, or any other non-registered, non-self-propelled equipment shall be placed or allowed to stand upon any public property or right of way without first obtaining a permit from the Zoning Administrator of the City of Charles City. All equipment shall be placed and maintained in accordance with the permit requirements. No equipment shall be placed on a public sidewalk or within twenty-five (25) feet of an intersecting street right-of-way. The owner of each storage container shall be responsible for obtaining a permit in accordance with this Section.

SECTION 2. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. When Effective. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the City Council on this _____ day of _____, 2022.

Approved this ____ day of _____, 2022.

Dean Andrews, Mayor

ATTEST:

Trudy O'Donnell, City Clerk

As certified, the foregoing was published as Ordinance No. _____ on the ____ day of _____, 2022.

City Clerk

Dumpster Permit Application

Date: _____

Application shall be approved prior to placement of dumpster container in accordance with Chapter 106 Section 106.10 of the Charles City Code of Ordinances. Complete all information by typing or printing legibly.

Dumpster Location Information

Exact Location: _____

(NOTE: Dumpsters must be placed adjacent to the curb and not extend into the travel lane or obstruct driveways, sidewalks, stop signs, or fire hydrants. Dumpster shall not be placed closer than 25 feet from an intersecting street right-of-way.)

Size of Dumpster Container: _____

Start Date: _____ End Date: _____

Provide explanation why the dumpster container cannot be placed in the driveway or yard:

Project description the dumpster is being used for: _____

Applicant Information (Applicant is the dumpster provider and hauler)

Company Name: _____ Phone: _____
(24 Hour Emergency Contact)

Company Address: _____

Company Monitored Email Address: _____

Dumpster Permit Requirements:

1. Dumpster shall be removed on or before the end date shown above
2. Applicant is responsible for street damage
3. Applicant shall place reflective red and white tape diagonally striped 6 inches in width and 24 inches in length (min.) located at each corner facing traffic near the top of the dumpster
4. Dumpster will be required to be removed immediately if not in compliance with the permit requirements

As the applicant, I understand and agree to the above dumpster permit requirements:

Signed: _____

Printed Name: _____

Approved by the City of Charles City

SIGNED: _____
Charles City Representative