

AGENDA ITEM SUMMARY

Subject: Consider Third Reading and adoption 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 Third Reading of Ordinance 1158 and approve motion adopting 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.

Mr. Jeff Pitchel with LJP Waste Solutions (Jendro Sanitation) attended the last City Council meeting and was not opposed to the ordinance. Since the last Council meeting, I have been contacted by one other dumpster provider, and they were only seeking information and had no objections.

The first reading of the ordinance was approved at the April 4th City Council Meeting and the second reading approved at the April 18th City Council Meeting. There are no changes to the Ordinance from the previously approved version.

We recommend approval of the Third reading of Ordinance 1158. We recommend the motion adopting the ordinance and authorizing the City Clerk to publish it.

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