BILL 2018-46

Full Reading

AGENDA ITEM

TO: Mayor and City Council

FROM: Drew Bontrager, Public Works Director

DATE: September 20, 2018

RE: **Update to Solid Waste Code**

PURPOSE

The attached bill would amend, add, and delete sections of Division 2, of Article III, of Chapter 5 of the Solid Waste Code.

BACKGROUND

There are some sections that were more housekeeping type items to reflect current rates of service or insurance, and others were to reflect the change in solid waste collection. The specific changes are all in Division 2, of Article III, of Chapter 5 of the Solid Waste Code and outlined.

Section 5-52 (c) increase maximize size of containers (e) elimination of tree limb collection
Section 5-53 (b) how bulky rubbish is collected (c) elimination of alley collections
Section 5-55 (c) modification of collection fee (d) elimination of how fee set for bulky rubbish
Section 5-56 (b) modification of minimum insurance requirements and reporting

RECOMMENDATION

Staff recommends approval of the attached changes to Division 2, Article III of Chapter 5 of the Solid Waste Code.

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AN ORDINANCE AMENDING SECTIONS 5-52, 5-53, 5-55 AND 5-56 OF DIVISION 2, SOLID WASTE COLLECTION AND DISPOSAL OF ARTICLE III, REFUSE OF CHAPTER 5, HEALTH AND SANITATION OF THE CITY OF CAMERON CODE

WHEREAS, the Cameron City Code establishes service charges and sets regulations for the collection of residential solid waste, the recycling program and landfill post-closure activities; and

WHEREAS, following review of the agreement for residential solid waste collection with R&W Container, approved by Council on September 20, 2018 by Ordinance 6047, updates to the Municipal Code are now required.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAMERON, MISSOURI AS FOLLOWS:

Section 1. Paragraph (c) of Section 5-52, Storage and containers, of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation is hereby amended as follows:

Sec. 5-52. Storage containers.

(c) Residential solid waste shall be bagged and stored in containers of not more than forty-five (45) gallons nor less than thirty (30) gallons in capacity. Containers shall be leak proof, waterproof and fitted with a fly-tight lid and shall be properly covered at all times except when depositing waste in the container or removing the contents from the container. The containers shall have handles, bails or other suitable lifting devices or features. Containers shall be of a type originally manufactured for residential solid waste, with tapered sides for easy emptying. They shall be of lightweight and sturdy construction. The weight of any individual container and contents shall not exceed seventy-five (75) pounds. Galvanized metal containers, rubber or fiberglass containers and plastic containers which do not become brittle in cold weather may be used. Disposable solid waste containers with suitable frames or containers as approved by the director may also be used for storage of residential solid waste.

Section 2. Paragraph (e) of Section 5-52, Storage and containers of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation is hereby deleted and the following paragraphs (f) and (g) shall be renamed paragraphs (e) and (f) respectively.

Section 3. Paragraphs (b) and (c) of Section 5-53, Collection of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation are hereby amended as follows:

Sec. 5-53. Collection.

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(b) All solid waste collected shall, upon being loaded into collection equipment, become the property of the collection agency.

(c) Tree limbs and yard wastes, as described in subsections (e) and (f) of section 5-52, shall be placed at the curb for collection. Solid waste containers as required by this article for the storage of other residential solid waste shall be placed at the curb for collection. Any solid waste containers, tree limbs, yard wastes or other solid waste permitted by this article to be placed at the curb for collection shall not be so placed until the regularly scheduled collection day.

Section 4. Paragraph (c) of Section 5-55, Service Charges of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation is hereby amended as follows:

Sec. 5-55. Service charges.

(c) Residential collection. Except as otherwise provided, the service charge for collection of residential solid waste shall be determined by current Council approved contract per calendar month basis of each dwelling unit. The service charge for the recycling program shall be one dollar ($1.00) per calendar month of each dwelling unit. There shall also be a charge for landfill post closure, administrative, and other charges as the Council so determines. The service charges imposed upon the occupant of each dwelling unit, and billing therefor, shall be made to the person contracting for city water and/or sewerage service or for other water service to each such dwelling unit. In the absence of information that such person is neither the owner nor the tenant of such dwelling unit, billing therefor shall be made to the owner.

Section 5. Paragraph (d) of Section 5-55, Service charges of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation is hereby deleted and the following paragraphs (e), (f) and (g) shall be renamed paragraphs (d), (e) and (f) respectively.

Section 6. Paragraph (b) of Sec. 5-56, Permit and bond required for business of collecting, transporting, processing or disposing of Division 2, Solid Waste Collection and Disposal of Article III, Refuse of Chapter 5, Health and Sanitation is hereby amended as follows:

Sec. 5-56. Permit and bond required for business of collecting, transporting, processing or disposing.

(b) No such permit shall be issued until and unless the applicant therefor, in addition to all other requirements set forth, shall file and maintain with the City Clerk evidence of a satisfactory public liability insurance policy covering all operations of such applicant pertaining to such business and all vehicles to be operated in the conduct thereof in the amount of not less than current sovereign immunity limits and/or other required minimums. Should any such policy be cancelled, the City shall be notified of such cancellation by the insurance carrier in writing not less than ten (10) days prior to the effective date of such cancellation, and provisions to that effect shall be incorporated in such policy which shall also place upon the company writing such policy the duty to give such notice.

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Section 7. The Mayor is authorized to sign this Ordinance approving it on behalf of the City of Cameron.

Section 8. The City Clerk is directed to attest to the Mayor's signature.

Section 9. This Ordinance shall be in full force and effect upon its passage and approval.

Read two times, passed and approved this 5th day of November, 2018.

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Mayor Darlene Breckenridge

ATTEST:

_____
City Clerk

FULL READING