

1st Reading: June 23, 2016
2nd Reading: June 23, 2016

SPONSOR: BORGARD

ORDINANCE NO. 3606

BILL NO. 16-42

AN ORDINANCE AMENDING SECTION 225.010, "DEFINITIONS", AND SECTION 225.020, "SOLID WASTE STORAGE", OF THE MUNICIPAL CODE OF THE CITY OF FENTON.

WHEREAS, discussion was held at the June 9, 2016 Committee Meeting relating to proposed amendments to Section 225.010, "Definitions", and Section 225.020, "Solid Waste Storage"; and

WHEREAS, the Board of Aldermen desires and finds it in the best interest of the City to amend Chapter 225 as discussed at the Committee Meeting.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FENTON, MISSOURI, AS FOLLOWS:

Section 1. Section 225.010, "Definitions", of Chapter 225 of the Municipal Code of the City of Fenton, Missouri is hereby amended by repealing the existing definitions of "Disposal Yard Waste" and "Storage" in their entirety and enacting new definitions of the same to read as follows:

DISPOSABLE YARD WASTES CONTAINER

Disposable paper sacks with a capacity of twenty (20) to thirty (30) gallons primarily designated for disposal of grass clippings and yard wastes.

STORAGE: Keeping, maintaining or storing solid waste or yard wastes from the time of its production until the time of its collection.

All other definitions within Section 225.010 not amended herein shall remain in full force and effect.

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Section 2. Section 225.020, "Solid Waste Storage", of Chapter 225 of the Municipal Code of the City of Fenton, Missouri is hereby amended by repealing Section 225.020 in its entirety and enacting a new Section 225.020 to read as follows:

Section 225.020 Solid Waste Storage.

- A. The occupant of every dwelling unit and of every institution commercial or business, industrial or agricultural establishment producing solid waste within the corporate limits of the City, shall provide sufficient and adequate containers for the storage of all solid waste except bulky rubbish and demolition and construction waste to serve each such dwelling unit and/or establishment; and to maintain such solid waste containers at all times in good repair.
- B. The occupant of every dwelling unit and of every institution commercial, industrial, agricultural or business establishment shall place all solid waste to be collected in proper solid waste container except as otherwise provided herein; and shall maintain such solid waste containers and the area surrounding them in a clean, neat and sanitary condition at all times.
- C. Residential solid waste shall be stored in containers approved or supplied by the City. Containers shall be leakproof, waterproof, and fitted with a fly-tight lid and shall be properly covered at all times except when depositing waste therein or removing the contents thereof. The weight of any additional individual container and contents shall not exceed fifty (50) 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.
- D. Residential solid waste containers shall be stored upon the residential premises within an enclosed structure or behind the front elevation of the residential structure or where the container is not visible from the street. For the purpose of this Section, the front elevation of the structure is any elevation that is parallel with a street, alley or thoroughfare adjoining the lot.
- E. Commercial solid waste containers shall be stored upon private commercial property, unless the owner shall have been granted written permission from the City to use public property for such purposes. The storage site shall be well drained; fully accessible to collection equipment, public health personnel and fire inspection personnel. Commercial solid containers shall be screened as set forth in Section 462.020.B.3 of the Zoning Code or as required by any approved site plan.

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- F. Tree limbs less than four (4) inches in diameter and brush shall be securely tied in bundles not larger than forty-eight (48) inches long and eighteen (18) inches in diameter. Tree limbs for collection shall be stored within an enclosed structure or behind the front elevation of the residential structure or where it is not visible from the street. For the purpose of this Section, the front elevation of the structure is any elevation that is parallel with a street, alley or thoroughfare adjoining the lot. The weight of any individual bundle shall not exceed fifty (50) pounds. All bundles must be tied with twine or similar material however metal or metallic ties shall not be used.
- G. Yard wastes shall be in biodegradable bags with a City sticker adhered to them and maintained as to prevent the dispersal of wastes placed therein upon the premises served, upon adjacent premises or upon adjacent public rights-of-way. Yard wastes for collection shall be stored within an enclosed structure or behind the front elevation of the residential structure or where it is not visible from the street. For the purpose of this Section, the front elevation of the structure is any elevation that is parallel with a street, alley or thoroughfare adjoining the lot. The weight of any individual container and contents shall not exceed fifty (50) pounds.
- H. Solid waste containers which are not approved will be collected together with their contents and disposed of.

Section 3. All other provisions within Chapter 225 shall remain in full force and effect.

Section 4. If any clause, word, paragraph, section or other part or portion of this ordinance is held to be invalid, illegal or unconstitutional for any reason, the Board of Aldermen hereby declares it would nevertheless have enacted the remaining portions thereof and such remaining portions shall remain in full force and effect.

Section 5. This Ordinance shall be in full force and effect after the date of its passage and approval.

PASSED this 23rd day of June, 2016.


MICHAEL D. POLIZZI, MAYOR

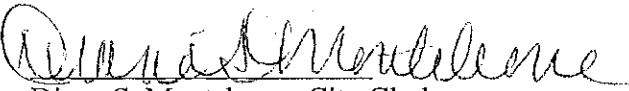
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APPROVED this 23rd day of June, 2016.


MICHAEL D. POLIZZI, MAYOR

ATTEST:


Diane S. Monteleone, City Clerk

Motion to approve. Roll Call vote:

Ayes: Bade, Sobey, Voyles, Maurath, Clauss, Borgard, Patton, Glick

Nays: 0

Absent: 0

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