

# Solid Waste Services Ordinance Revisions

HOUSING COMMITTEE

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## Solid Waste Services Ordinance Revisions

### Council Priority Alignment

- ▶ Great Neighborhoods, Safe Communities and Well-Managed Government focused on the Environment

### Purpose

- ▶ Introduce the referral topic related to Chapter 10, Articles I and II, technical changes and modernization

### Key Takeaways

- ▶ Council previously revised City Code Chapter 10 on September 11, 2017, with an effective date of January 1, 2018.
- ▶ The SWS ordinance was separated from the Public Health Nuisance ordinance, which is enforced by Code Enforcement.
- ▶ There are clarifications and enhancements necessary to modernize the Ordinance and to conform with current practices and regulations.

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# Policy Referral Summary

## Description

The City of Charlotte's Solid Waste Services Ordinance (Code of Ordinances, Chapter 10, Article II) governs the types of solid waste services – such as trash, recycling, yard waste, and bulky item pick up – provided by the city's Solid Waste Services Department. These services are necessary for the preservation of the health and general welfare of the people of the city. The Solid Waste Services Ordinance was last updated in 2017. There are clarifications and enhancements necessary to modernize the Ordinance and to conform with current practices and regulations.

## Policy Question

- ▶ What technical updates are needed to clarify and modernize the Solid Waste Services Ordinance?

## Committee Charge

- ▶ Review current Health & Sanitation Ordinance, Chapter 10, Articles I and II.
- ▶ Recommend any technical changes/enhancements necessary to clarify and/or modernize the ordinance.

# Objectives



Provide background information



Offer reasons for the ordinance revisions



Outline key ordinance revisions



Provide next steps

## Background

Council previously revised City Code Chapter 10 on September 11, 2017, with an effective date of January 1, 2018.

The SWS ordinance was separated from the Public Health Nuisance ordinance, which is enforced by Code Enforcement.

SWS ordinance is codified in Chapter 10, Article I (definitions) and Chapter 10, Article II (collection services).

## Reasons for the Ordinance Revisions

- ▶ Ordinance revisions are **not** meant to delve into service level changes (enhancements or reductions)
- ▶ Clarify service eligibility for duplexes, triplexes, quadraplexes, townhomes, and etc.
- ▶ Ordinance revisions are necessary to conform to SWS's longstanding service delivery approach.

## Reasons for the Ordinance Revisions

- ▶ **SWS collection services (dumpster vs. rollout) has been based on the number of residential units in the residential development for:**
  - Duplexes, Triplexes, Quadraplexes, etc.
  - Townhomes
  - Apartments, Condos

## Outline Key Ordinance Revisions – Modified definition and updated references

Large Container-eligible development means 30 or more residential units in a residential development approved by the city prior to January 1, 2018, or 12 or more residential units in a residential development approved by the city after January 1, 2018. For this definition, any calculation of the number of the residential units shall include those residential units in duplexes, triplexes, quadraplexes, apartments, condos, townhomes, and/or residential units sharing a common wall or roof. This definition excludes detached single-family dwellings.

**Outline Key Ordinance Revisions – Modified definition and updated references**

Small Container-eligible development means 29 or less residential units in a residential development approved by the city prior to January 1, 2018, or 11 or less residential units in a residential development approved by the city after January 1, 2018. For this definition, any calculation of the number of the residential units shall include those residential units in duplexes, triplexes, quadraplexes, apartments, condos, townhomes, and/or residential units sharing a common wall or roof. This definition excludes detached single-family dwellings.

**Outline Key Ordinance Revisions – Modified definition**

- Personal waste container means any container that is not a city-issued container and is used by a person for collection services of ~~garbage and recyclables, and is smaller than a large waste container~~ yard waste.
- Small waste container means the city-issued receptacle for use by a person for collection services of garbage, recyclables, and small business garbage.

### Outline Key Ordinance Revisions – New definition

- ▶ Unified Development Ordinance approval means any approval of a premises for purposes of zoning, subdivision, or development by the City's Planning, Design and Development department, or other designated department of the city.

### Outline Key Ordinance Revisions – Amended Section 10-30

- ▶ **Updated Section 10-30(a)(1)**
  - This service shall be provided to city facilities and the following residential units: detached single-family dwellings, ~~duplexes, triplexes, quadplexes, small multi family development~~ small waste container-eligible development, and ~~large multi family development~~ large waste container-eligible development.

## Outline Key Ordinance Revisions – Amended Section 10-31

### ▶ Added Section 10-31(a)(3) and renumbered remainder

- A business enterprise is eligible to receive a small waste container for service pursuant to section 10-30(b) and section 10-30(c).

## Outline Key Ordinance Revisions – General

- Clarified that accessory dwelling units are eligible to receive curbside collection services in a separate small container. Any accessory dwelling unit must have its own address.
- Updated references throughout ordinance.
- Streamlined language to improve readability.

## Next Steps

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Committee discussion and vote today (if ready) on recommended ordinance revisions

2

If Committee votes in favor of ordinance revisions, policy item will be placed on future Council agenda for vote

3

If Council votes in favor of ordinance revisions, ordinance revisions will become effective soon thereafter

## Questions/Comments

