

**TEXT AMENDMENT SUMMARY: SOLID WASTE SERVICES
2-13-18**

2017-169

Purpose: The purpose of this text amendment is to add and modify definitions and update words to terms currently used by Solid Waste Services, and amend the requirements regarding solid waste containers, compactors, recycling containers, solid waste and recycling handling areas and service entrances to align with a complete update made to Chapter 10, Article I, Section 10-1 and Article II of the Municipal Code, approved by City Council on September 11, 2017, and effective January 1, 2018.

Note: Underlined text is provided to show changes between existing language and the proposed regulations.

Item	Current Zoning Ordinance Language	Chapter 10 as approved by City Council on September 11, 2017	Proposed Regulations	Rationale
Definitions New	<ul style="list-style-type: none"> Large Waste Container: No definition 	<ul style="list-style-type: none"> Large Waste Container: A dumpster, compactor, open-top container, and detach-able container that is used for collecting, storing, or transporting <u>Residential solid waste</u>. A Large Waste Container has a minimum capacity of two cubic yards and picked up by a specially equipped truck for trans-ported the waste materials to the disposal site. 	<ul style="list-style-type: none"> Large Waste Container: A dumpster, compactor, open-top container, and detachable container that is used for collecting, storing, or transporting <u>solid waste</u>. A Large Waste Container has a minimum capacity of two cubic yards and picked up by a specially equipped truck for transporting the waste materials to the disposal site. 	<ul style="list-style-type: none"> Proposes a new definition to align the definition of “Large Waste Container” with Chapter 10, Article I, Section 10-1. Removes the term, “Residential” from the definition, because Section 12.403 provides regulations for both residential and non-residential uses. Chapter 10, Article II mostly addresses residential solid waste.
	<ul style="list-style-type: none"> Recycling Station: No definition 	<ul style="list-style-type: none"> No definition 	<ul style="list-style-type: none"> Recycling Station: The area designated for the collection and temporary storage of recyclables. 	<ul style="list-style-type: none"> The term, “recycling station” is used in the Solid Waste Services contract and is the current term used to designate the area where recyclables are stored and collected for pick-up. A future technical correction is planned to align Chapter 10, Article I, Section 10-1 and Article II.
Definition - Modified	<ul style="list-style-type: none"> Recycling Container: <u>Containers</u> used exclusively for the collection and temporary storage of recyclable materials. 	<ul style="list-style-type: none"> No definition 	<ul style="list-style-type: none"> Recycling Container: <u>Any container, including but not limited to a Large Waste Container,</u> used exclusively for the collection and temporary storage of recyclable materials. 	<ul style="list-style-type: none"> Modifies the current definition in the Zoning Ordinance to align with definitions found in Chapter 10, Article I, Section 10-1. Definition is modified to be broader, in the event a new type of recyclable container becomes available on the market in the future.
Definition - Modified	<ul style="list-style-type: none"> Recycling Collection Center: An area containing one or more “recycling <u>containers</u>” operated by a unit of local government, or its designee, which is set aside and used by <u>member</u> of the public, including business entities, to collect recyclable materials. 	<ul style="list-style-type: none"> No definition 	<ul style="list-style-type: none"> Recycling Collection Center: An area containing one or more “<u>Recycling Stations</u>” operated by a unit of local government, or its designee, which is set aside and used by <u>members</u> of the public, including business entities, to collect recyclable materials. 	<ul style="list-style-type: none"> The term, “Recycling Station” is the current term used to designate the area where recyclables are stored and collected. A future technical correction is planned to align Chapter 10, Article I, Section 10-1 and Article II. The word “member” is made plural to correct grammar.

Item	Current Zoning Ordinance Language	Proposed Regulations	Rationale
Section 12.403 - Title	<ul style="list-style-type: none"> Section 12.403. <u>Solid waste containers, compactors, recycling containers, solid waste and recycling handling areas.</u> 	<ul style="list-style-type: none"> Section 12.403. <u>Large Waste Containers, Recycling Stations, space allocations, and service entrances.</u> 	<ul style="list-style-type: none"> The title of Section 12.403 is modified to include “Large Waste Containers” to align the definition with Chapter 10, Article I, Section 10-1. Also aligns the Zoning Ordinance terms with current ones used by Solid Waste Services. “Space allocations” is the current term used to indicate the area(s) on a site set aside for Large Waste Containers and Recycling Stations. “Service entrances” is the current term used to indicate the area where collection vehicles maneuver to collect solid waste and recyclables.
Section 12.403 – First paragraph	<ul style="list-style-type: none"> The following requirements shall apply to <u>all solid waste containers (including dumpsters), compactors, recycling containers, solid waste and recycling handling areas, recycling containers, solid waste and recycling handling areas,</u> and service entrances accessory to any multi-family or nonresidential use and shall be shown on submitted plans: 	<ul style="list-style-type: none"> The following requirements shall apply to <u>any Large Waste Container and any Recycling Station, space allocations,</u> and service entrances accessory to any multi-family or nonresidential use and shall be shown on submitted plans: 	<ul style="list-style-type: none"> Updates the text to include “Large Waste Container”, the proposed definition that aligns with Chapter 10, Article I, Section 10-1. Also aligns the Zoning Ordinance, terms with current terms used by Solid Waste Services. Modifies text with the addition of “any”.
Section 12.403, Subsection (3), First Paragraph “All Uses”	<ul style="list-style-type: none"> (3) <u>All Uses.</u> When a recycling <u>container</u> is placed on a property permitted before October 17, 2001, the minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces for each recycling <u>container</u>, if necessary, to provide space for the location and servicing of the recycling <u>container</u>. This provision is included in these regulations to allow existing uses or uses for which building permits have been obtained prior to the date set forth above to place recycling <u>containers</u> on the property without the location of recycling <u>containers</u> creating a violation of these regulations. 	<ul style="list-style-type: none"> (3) <u>All Uses.</u> When a <u>Recycling Station</u> is placed on a property permitted before October 17, 2001, the minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces for each <u>Recycling Station</u>, if necessary, to provide space for the location and servicing of the <u>Recycling Station</u>. This provision is included in these regulations to allow existing uses or uses for which building permits have been obtained prior to the date set forth above to place a <u>Recycling Station</u> on the property without the location of <u>any Recycling Station</u> creating a violation of these regulations. 	<ul style="list-style-type: none"> Updates the text with a modified definition. Changing “recycling container” to “Recycling Station”, which is a current term used by Solid Waste Services. Modifies text with the addition of “a” and “any”.
Section 12.403, Subsection (3), Second Paragraph. “Residential uses only”	<ul style="list-style-type: none"> <u>Residential uses only.</u> When a <u>solid waste container or compactor</u> is placed on a property permitted before October 17, 2001, the minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces for each compactor, and two (2) spaces for <u>each solid waste container</u>, if necessary, to provide space for the location and servicing of <u>the compactor and solid waste containers</u>. [This provision is included in these regulations to allow existing uses or uses for which building permits have been obtained prior to the date set forth above to place <u>compactors, and/or solid waste containers</u> on the property without the location of <u>such compactors and/or</u> 	<ul style="list-style-type: none"> <u>Residential uses only.</u> When a <u>Large Waste Container</u> is placed on a property permitted before October 17, 2001, the minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces for each compactor-<u>type of Large Waste Container</u>, and two (2) spaces for <u>any other type of Large Waste Container</u>, if necessary, to provide space for the location and servicing of <u>each Large Waste Container</u>. This provision is included in these regulations to allow existing uses or uses for which building permits have been obtained prior to the date set forth above to place a <u>Large Waste Container</u> on the property without the location of <u>any Large Waste Container</u> creating a violation of these 	<ul style="list-style-type: none"> Updates the text to the proposed definition for “Large Waste Container” to align with Chapter 10, Article I, Section 10-1. Clarifies parking reductions so that no non-conforming uses are created. Eliminates “[]” from the last sentence. Modifies the text with the addition of “a”, “any”, “each” “-type” and “any other type”.

	<u>solid waste containers</u> creating a violation of these regulations.]	regulations.	
Item	Current Zoning Ordinance Language	Proposed Regulations	Rationale
Section 12.403, Subsection (4), Non-residential uses, First Paragraph	<ul style="list-style-type: none"> (4) All non-residential uses that are permitted after October 17, 2001, shall be required to set aside space for <u>recycling and solid waste containers</u>. Equal space shall be allocated for both <u>recycling and solid waste containers</u>. Space for <u>each of these containers</u> shall be indicated on the submitted plans <u>even if containers are not proposed as the primary method of solid waste or recycling collection</u>. 	<ul style="list-style-type: none"> (4) All non-residential uses that are permitted after October 17, 2001, shall be required to set aside space for <u>each Large Waste Container and each Recycling Station</u>. Equal space shall be allocated for both <u>Large Waste Containers and each Recycling Station</u>. <u>Any</u> space <u>allocation</u> shall be indicated on the submitted plans. 	<ul style="list-style-type: none"> Updates text with the new proposed definition for “Large Waste Container” to align with Chapter 10, Article I, Section 10-1. Also updates the text to current terms used by Solid Waste Services. Removes an unneeded clause in the last sentence to allow changes of use in the building, which may use Large Waste Containers and Recycling Stations in the future. The number and size of Large Waste Containers and Recycling Stations is determined individually by each non-residential use. Modifies text with “each”, and “any”.
Section 12.403, Subsection (4), Non-residential uses, Second Paragraph	<ul style="list-style-type: none"> All multi-family <u>complexes</u>, which are permitted after October 17, 2001, shall be required to set aside space for <u>recycling containers and solid waste containers</u> used for the collection of solid waste as follows. 	<ul style="list-style-type: none"> All multi-family <u>developments</u>, which are permitted after October 17, 2001, shall be required to set aside space for <u>each Large Waste Container and each Recycling Station</u> used for the collection of solid waste as follows. <p>Continued on next page</p>	<ul style="list-style-type: none"> To align with Chapter 10, Article I, Section 10.1, the term “multi-family complex” is now called “multi-family development”. Updates text with the new proposed definition for “Large Waste Container” to align with Chapter 10, Article I, Section 10-1. Also updates the text with current terms used by Solid Waste Services. Set aside space is determined by the City in the third paragraph of Section 12.403, subsection (4) (below).

Item	Current Zoning Ordinance Language	Proposed Regulations	Rationale
<p>Section 12.403, Subsection (4), Non-residential uses, Third Paragraph</p>	<ul style="list-style-type: none"> Space for Solid Waste Containers. - At a minimum, space for <u>an eight (8) cubic yard container per each thirty (30) units or eight (8) cubic yard compactor per each ninety (90) units. If there are less than thirty (30) units, no space allocate)on is required unless solid waste container service is the primary method of collection.</u> 	<ul style="list-style-type: none"> Space for Large Waste Containers. - For eleven (11) units or less, <u>no space allocation is required if a Large Waste Container is not used for collection. For eleven (11) units or less using a Large Waste Container for collection, the minimum space allocation shall be an eight (8) cubic yard Large Waste Container. For twelve (12) units or more, the minimum space allocation shall be an eight (8) cubic yard dumpster-type of Large Waste Container per every thirty (30) units or an eight (8) cubic yard compactor-type of Large Waste Container per every ninety (90) units.</u> 	<ul style="list-style-type: none"> Updates text with the new proposed definition for “Large Waste Container” to align with Chapter 10, Article I, Section 10-1. Aligns and reduces the number of multi-family units that do not require any space allocation if a Large Waste Container is not used for collection, from less than 30 units to 11 units or less. This aligns with Chapter 10, Article I, Section 10-1 (rr). Increases the number of multi-family units that require a minimum space allocation for a Large Waste Container (LWC) for collection. This aligns with the definitions in Chapter 10, Article I, Section 10-1(v) and (rr) regarding the sizes of multi-family developments: <ul style="list-style-type: none"> <u>Current Minimum Space Allocation:</u> <ul style="list-style-type: none"> 0-29 units: No space required. 0-30 units = One 8 cu. yd. container (dumpster), OR 0-90 units = One 8 cu. yd. compactor <u>Proposed Minimum Space Allocation:</u> <ul style="list-style-type: none"> 0-11 units: No space required, if a LWC is not used, OR 0-11 units: One 8 cu. yd. LWC 12+ units: One 8 cu. yd. LWC (dumpster-type) for every 30 units, OR 12+ units: One 8 cu. yd. LWC (compactor-type) for every 90 units.

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Section 12.403, subsection (4), Fourth Paragraph, “Space for Recycling Stations”	<p>Space for recycling <u>containers</u> shall be allocated as follows:</p> <table><tr><th colspan="3">Required space allocation for recycling <u>containers</u> in multi-family units</th></tr><tr><th>Number of Units</th><th>Allocate space for:</th><th>Approximate Sq. footage required</th></tr><tr><td>0—<u>29</u></td><td>No space required</td><td>No space required</td></tr><tr><td><u>30</u>— 80</td><td>One recycling station</td><td>144 sq. ft.</td></tr><tr><td>81—160</td><td>Two recycling stations</td><td>2 × 144 sq. ft. (288 sq. ft. total)</td></tr><tr><td>161—240</td><td>Three recycling stations</td><td>3 × 144 sq. ft. (432 sq. ft. total)</td></tr><tr><td>241—320</td><td>Four recycling stations</td><td>4 × 144 sq. ft. (576 sq. ft. total)</td></tr><tr><td>321—400</td><td>Five recycling stations</td><td>5 × 144 sq. ft. (720 sq. ft. total)</td></tr><tr><td>401—480</td><td>Six recycling stations</td><td>6 × 144 sq. ft. (864 sq. ft. total)</td></tr></table> <p>For each subsequent group of 80 units, space for one recycling station must be added.</p> <p>Each recycling station represents space for five 96-gallon carts and is approximately 144 sq. ft. Space for recycling stations may be distributed throughout the complex, however, space for each individual station must equal 144 sq. ft. with a minimum width of 34 inches and accommodate five 96-gallon carts.</p>	Required space allocation for recycling <u>containers</u> in multi-family units			Number of Units	Allocate space for:	Approximate Sq. footage required	0— <u>29</u>	No space required	No space required	<u>30</u> — 80	One recycling station	144 sq. ft.	81—160	Two recycling stations	2 × 144 sq. ft. (288 sq. ft. total)	161—240	Three recycling stations	3 × 144 sq. ft. (432 sq. ft. total)	241—320	Four recycling stations	4 × 144 sq. ft. (576 sq. ft. total)	321—400	Five recycling stations	5 × 144 sq. ft. (720 sq. ft. total)	401—480	Six recycling stations	6 × 144 sq. ft. (864 sq. ft. total)	<p>Space for <u>Recycling Stations</u> shall be allocated as follows:</p> <table><tr><th colspan="3">Required space allocation for recycling <u>stations</u> containers in multi-family <u>developments</u></th></tr><tr><th>Number of Units</th><th>Allocate space for:</th><th>Approximate Sq. footage required</th></tr><tr><td>0—<u>11</u></td><td>No space required</td><td>No space required</td></tr><tr><td><u>12</u>— 80</td><td>One recycling station</td><td>144 sq. ft.</td></tr><tr><td>81—160</td><td>Two recycling stations</td><td>2 × 144 sq. ft. (288 sq. ft. total)</td></tr><tr><td>161—240</td><td>Three recycling stations</td><td>3 × 144 sq. ft. (432 sq. ft. total)</td></tr><tr><td>241—320</td><td>Four recycling stations</td><td>4 × 144 sq. ft. (576 sq. ft. total)</td></tr><tr><td>321—400</td><td>Five recycling stations</td><td>5 × 144 sq. ft. (720 sq. ft. total)</td></tr><tr><td>401—480</td><td>Six recycling stations</td><td>6 × 144 sq. ft. (864 sq. ft. total)</td></tr></table> <p>For each subsequent group of 80 units, space for one recycling station must be added.</p> <p>Each recycling station represents space for five 96-gallon carts and is approximately 144 sq. ft. Space for recycling stations may be distributed throughout the complex <u>development</u>, however, space for each individual station must equal 144 sq. ft. with a minimum width of 34 inches and accommodate five 96-gallon carts.</p>	Required space allocation for recycling <u>stations</u> containers in multi-family <u>developments</u>			Number of Units	Allocate space for:	Approximate Sq. footage required	0— <u>11</u>	No space required	No space required	<u>12</u> — 80	One recycling station	144 sq. ft.	81—160	Two recycling stations	2 × 144 sq. ft. (288 sq. ft. total)	161—240	Three recycling stations	3 × 144 sq. ft. (432 sq. ft. total)	241—320	Four recycling stations	4 × 144 sq. ft. (576 sq. ft. total)	321—400	Five recycling stations	5 × 144 sq. ft. (720 sq. ft. total)	401—480	Six recycling stations	6 × 144 sq. ft. (864 sq. ft. total)	<ul style="list-style-type: none">• Updates the text to current terms used by Solid Waste Services.• Reduces the number of multi-family units where no space allocation is required for Recycling Stations from 0 -29 units to 0-11 units, to align with the definitions for multi-development sizes in Chapter 10, Article I, Section 10-1 (v) and (rr).• Reduces the number of multi-family units where one Recycling Station is required from 30-80 units to 12-80 units, to align with the definitions for multi-development sizes in Chapter 10, Article I, Section 10-1 (v) and (rr).
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Section 12.403, subsection (4), Fifth Paragraph	<ul style="list-style-type: none">• All locations for recycling <u>containers</u>, solid waste and recycling handling areas, solid waste containers and/or <u>compactors</u>, and their service entrances as required under section 12.403 shall be shown on site plans for their review and approval.	<ul style="list-style-type: none">• All locations for <u>Recycling Stations</u>, <u>Large Waste Containers</u>, <u>space allocations</u>, and their service entrances as required under section 12.403 shall be shown on site plans for their review and approval.	<ul style="list-style-type: none">• Updates text with the new proposed definition for “Large Waste Container” to align with Chapter 10, Article I, Section 10-1. Also updates the text to current terms used by Solid Waste Services.																																																						

<p>Section 12.403, subsection (4), Sixth Paragraph</p>	<ul style="list-style-type: none"> • Exceptions to Section 12.403, <u>item</u> (4). A permit shall not be denied if: (a) the project for which the permit is sought is for the renovation or redevelopment of an existing building or facility, and (b) the existing building or facility does not have sufficient exterior property available for a recycling <u>container(s)</u>. The minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces, if necessary, to provide space for the location and servicing of <u>recycling containers</u>. 	<ul style="list-style-type: none"> • Exceptions to Section 12.403, <u>subsection</u> (4). A permit shall not be denied if: (a) the project for which the permit is sought is for the renovation or redevelopment of an existing building or facility, and (b) the existing building or facility does not have sufficient exterior property available for <u>any Recycling Station</u>. The minimum number of parking spaces required by these regulations may be reduced by up to three (3) spaces, if necessary, to provide space for the location and servicing of <u>any Recycling Station</u>. 	<ul style="list-style-type: none"> • Replaces “item” with “subsection”, to match formatting convention. • Updates the text to current terms used by Solid Waste Services. • Modifies the text by the addition of “any”.
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