

1st READING 8/17/2015
Klemm / Koester

2nd READING 9/8/2015

CITY OF FREEPORT

STEPHENSON COUNTY, ILLINOIS

COUNCIL: 9/21/2015

ORDINANCE NO. 2015-43

As Amended on September 14, 2015

AN ORDINANCE AMENDING CHAPTER 1060 ENTITLED "GARBAGE AND RUBBISH COLLECTION AND DISPOSAL", SECTION 1060.07 (DUMPSTERS AND TRASH CONTAINERS IN PUBLIC WAYS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

ADOPTED BY THE

CITY COUNCIL

OF THE

CITY OF FREEPORT, ILLINOIS

THIS 21st DAY OF September, 2015

Published in pamphlet form by authority of the

City Council of the City of Freeport,

Stephenson County, Illinois, this

22nd day of September, 2015.

AN ORDINANCE AMENDING CHAPTER 1060 ENTITLED "GARBAGE AND RUBBISH COLLECTION AND DISPOSAL", SECTION 1060.07 (DUMPSTERS AND TRASH CONTAINERS IN PUBLIC WAYS) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

ORDINANCE NO. 2015-43

As Amended on September 14, 2015

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS as follows:

Section 1. That Chapter 1060 entitled "GARBAGE AND RUBBISH COLLECTION AND DISPOSAL", Section 1060.07 (DUMPSTERS AND TRASH CONTAINERS IN PUBLIC WAYS) is hereby amended to read as follows:

"1060.07 DUMPSTERS, AND TRASH CONTAINERS, TRAILERS, CONSTRUCTION TRAILERS, OR EQUIPMENT USED FOR CONSTRUCTION PROJECTS IN PUBLIC WAYS, INCLUDING TRAILERS/WAGONS.

- (a) No person, firm or corporation shall place any dumpster, ~~or~~ trash container, trailer, construction trailer or equipment used for construction projects in supplying equipment to a site or removing debris from a site, in a public street or public way for a period of fifteen days or more, without first obtaining a written permit therefor from the Community Development Director. Each permit shall cover a single dumpster, ~~or~~ trash container, trailer, or equipment, shall be for a period of time not to exceed five days, shall fix the site or location of the dumpster, ~~or~~ trash container, trailer, or equipment, which site or location shall be determined by the Community Development Director, shall limit the use of the dumpster or trash container to the temporary storage of trash or refuse which is disposable at the City landfill and may contain such other regulations as the Community Development Director may prescribe regarding the size of the dumpster, ~~or~~ container, trailer, or equipment, dimensions, weight limit, covering or camouflage for the dumpster or trash container and coloring or markings on the exterior of the dumpster or trash container. No permit shall be required for the first fourteen days of such placement. Each permittee shall, as a condition of the issuance of such permit, agree to indemnify the City from damage to third parties, and shall agree to be liable to the City for any damage to City property, including, but not limited to pavement, sidewalks, curbs, or trees. Obtaining a City permit for any of the above does not absolve the permittee from IDOT or USDOT regulations, if parked on routes under their jurisdiction. Each permit shall be for a period of five days and the fee for the permit shall be seven dollars and fifty cents (\$7.50) per five day increment.
- (b) Any dumpster, trailer, construction trailer or equipment used for construction projects in supplying equipment to a site or

removing debris from a site storage container, such as trailers, dumpsters, wagons, or other container as described in section (a) above, which is placed on any street in the City of Freeport shall have on it reflective markings. These markings will be placed on all corner edges for the full height of the unit. Reflective markings shall consist of red and white all-weather reflective tape and be a minimum of two inches (2") wide. Edges shall mean sides and rear, if attached to a vehicle (4 locations), and sides, rear, and front, if stand-alone (8 locations), so it is visible from any side or end. No such dumpster, container, trailer, or equipment shall be located within ten feet (10') of a fire hydrant; nor shall it block access to the site at which it is located, any visible shut-offs in the street, or any vehicular traffic. The actual markings may be waived at the discretion of the Community Development Director, if in his/her sole discretion the reflective markings are adequate to protect the public safety. These markings will be placed on the rear and the traffic (road) side of the vehicle. They may be done with a reflective triangle sign or reflective tape and meet or exceed ANSI/ANSAE S276.7 and S279.15. For larger containers reflective tape is also recommended with the equilateral triangle utilizing tape size 2" x 9", "L" shaped in each corner.

Section 2. This Ordinance shall be effective immediately upon its passage by the City Council, its approval by the Mayor, and its publication as provided by law.

Section 3. This Ordinance is expressly adopted pursuant to the Home Rule Powers of the City of Freeport under Section 6 of Article VII of the Illinois Constitution of 1970.

Section 4. All ordinances or parts of ordinances in conflict with this Ordinance are repealed insofar as they conflict.

Section 5. If any section, clause or provision of this Ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid, and this City Council hereby expressly declares that it would have enacted this Ordinance even with the invalid portion deleted.

21st PASSED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS this
day of September 2015.


Martha E. Zuravel, City Clerk

YEAS: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester, Chesney (8)

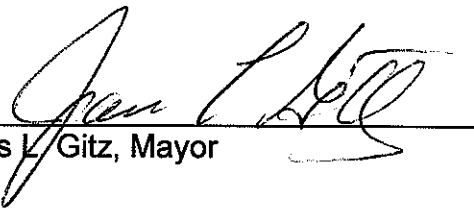
NAYS: none

ABSTAIN: none

PRESENT: Eight Alderpersons

Ordinances Dumpster tk 9.14.15 version

APPROVED by the Mayor of the City of Freeport this 22nd day of September, 2015.



James L. Gitz, Mayor

Date Published: 09/22/2015
Date Effective: 10/02/2015

Approved as to form:

Sarah M. Griffin
Corporation Counsel