

AN ORDINANCE AMENDING SECTION 255 OF THE CODE OF ORDINANCES, CITY OF BLUE SPRINGS, MISSOURI, TO CLARIFY PLACEMENT AND STORAGE OF TRASH CONTAINERS FOR RESIDENTIAL PROPERTIES

WHEREAS, the City of Blue Springs first adopted regulations for the storage and placement of trash containers on residential properties throughout the City by Ordinance No. 769 on February 17, 1975; and

WHEREAS, the City of Blue Springs has determined that it is in the best interests of the City staff, the citizens and trash haulers of Blue Springs, Missouri to adopt new regulations for the storage and placement of trash containers on residential properties throughout the City to be more reflective of the prevailing, modern-day industry standard methods of trash collection using trash containers and trucks with mechanical grab-arms; and

WHEREAS, City Staff is committed to bringing forward amendments to the Code of Ordinances, City of Blue Springs, Missouri as needed; and

WHEREAS, the Solid Waste Management Commission (SWMC) recommended amending the City Code to remove the requirement that trash and trash containers could not be deposited for pickup closer than five feet from the dwelling premises at both the October 7, 2020 and March 7, 2018 SWMC meetings and made a presentation to City Council on June 18, 2018 with the same recommendation; and

WHEREAS, staff believes the proposed amendments will provide the City, property owners, and trash haulers clear direction and understanding of the regulations regarding the placement and storage of trash containers while still preserving the visual integrity and aesthetics of residential neighborhoods.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BLUE SPRINGS, MISSOURI, as follows:

NOTE: LANGUAGE TO BE ADDED IS UNDERLINED. LANGUAGE TO BE DELETED IS SHOWN AS ~~STRICKEN~~. Sections and Subsections not set out herein are not amended or changed.

Section 1. That Section 255 of the Code of Ordinances, City of Blue Springs, Missouri, is hereby amended to read as follows:

Section 255.030. Collection.

A. The occupant or owner of every dwelling unit and of every institutional, commercial or business, industrial or agricultural establishment generating solid waste within the corporate limits of the City, shall be required to obtain appropriate collection services by contracting with a City licensed private hauler.

B. Location of solid wastes placed for residential collection:

1. All solid wastes, including trash containers, tree limbs and yard wastes, as described in Section **255.020(E)** and **(F)**, respectively, ~~shall~~ may be deposited for pickup either at the curb or no closer to public street than five (5) feet from the dwelling premises, including attached garages. Said solid wastes shall be deposited for pickup on the driveway unless physical limitations of the premises would make such placement impossible or create any undue hardship. ~~Curb-side pickups of trash are expressly prohibited.~~

~~2. Any resident whose solid wastes cannot be placed within said perimeter as above referred to, due to physical limitation and/or undue hardship, or inability to conform to perimeter requirements shall arrange for the pickup of solid wastes excluding curbside pickups with their private hauler. Solid waste and solid waste containers as described in Section 255.020(E) and (F), respectively, shall only be placed for pickup from 6:00 P.M. the night before collection day until 10:00 P.M. on collection day.~~

C. All residential solid waste, other than bulk rubbish, shall be collected at least once weekly. All commercial solid waste shall be collected at least once weekly and shall be collected at such lesser intervals as may be fixed by the Director or requested by the commercial establishment upon a determination that such lesser intervals are necessary for the preservation of the health and/or safety of the public.

D. The collection of refuse in residential districts is permissible only between the hours of 6:00 A.M. and 6:00 P.M. Monday through Saturday.

E. Residential solid waste containers shall be stored upon the residential premises within 5 feet of the dwelling premises, including attached garages, at all times other than listed in B.2. above. Commercial solid waste containers shall be stored upon private property. The storage site shall be well drained, properly screened, fully accessible to collection equipment, public health personnel and fire inspection personnel.

F. Solid waste collectors providing service to an occupant or owner of a dwelling unit and of institutional, commercial or business, industrial or agricultural establishments shall be responsible for the collection of solid waste from the designated pickup location to the transportation vehicle, provided the solid waste was stored in compliance with the provisions set forth in this Chapter. Any spillage or blowing litter caused as a result of the duties of the solid waste collector shall be collected and placed in the transportation vehicle by the solid waste collector.

Section 2. That this Ordinance shall be in full force and effect from and after its passage and approval.

Section 3 Scrivener's Errors. Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Administrator without the need to come before the City Council.

PASSED by the City Council of the City of Blue Springs, Missouri, and approved by the Mayor of Blue Springs, this 4th day of December 2023.

CITY OF BLUE SPRINGS

Carson Ross, Mayor

ATTEST:

Erin Ford, City Clerk

1st Reading: December 4, 2023
2nd Reading: December 4, 2023