

AN ORDINANCE NO. 19-19, AS AMENDED

Amending § 244-14 of Chapter 244, Solid Waste, of the Colonial Heights City Code, by providing an exception for the location of solid waste and recycling cans and containers for the owners or tenants of certain multifamily housing, and providing an exception for those customers receiving certain assistance in rolling cans and containers to the street and rolling them back toward a residence.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLONIAL HEIGHTS:

1. That § 244-14 of Chapter 244, Solid Waste, of the Colonial Heights City Code is amended as follows:

**§ 244-14. Supervision of collection; cans and containers.**

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- E. Solid waste and recyclable material shall be placed in the manner required by this section in the City right-of-way between the extended side lot lines of, and in front of, the residence or commercial establishment from which it is to be collected, unless some other public place, including but not limited to a location near or in an alley in the rear of the property, has been designated for a specific residence or commercial establishment by the Director of Public Works in the interest of the public or convenience and safety. In no event shall any solid waste can or container, or recycling can or container, be placed in the City right-of-way, or other designated place, prior to 12:00 noon of the day preceding the scheduled collection day. For the purposes of this subsection, the term "solid waste" shall include tree limbs, shrubbery, brush cuttings, hedge trimmings, lawn rakings, leaves and similar materials, which are regulated by § 244-21 of this Code. All solid waste cans and containers, and recycling cans and containers, after being emptied, shall be removed from the City right-of-way by the owners or tenants by 7:00 p.m. of the day following collection. Except for the time period specified in this subsection that a can or container may remain in the City right-of-way, all solid waste and recycling cans and containers shall remain in a location behind the front plane of the residence or business. Provided, however, that for

any housing for which there is both no side yard and no legal right to place the cans and containers in the rear of a home, the home's owner or tenant shall be deemed to be in compliance with this subsection if he keeps his solid waste and recycling cans and containers out of the City right-of-way and as close as possible to the front of the home, except for the time period this subsection provides for leaving a can or container in the right-of-way to be emptied. Provided further, however, that if a customer has an arrangement with the City's solid waste and recycling collectors for the collectors to roll the cans and containers to the street, empty them, and roll them back toward the customer's residence, the cans and containers may also be placed anywhere out of the City right-of-way when the cans and containers are not being rolled out for collection. The Director of the Department of Planning and Community Development or his designee shall enforce these provisions relating to the placement in, and removal from, the City right-of-way of cans and containers.

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2. This ordinance shall be effective upon approval on second reading.

Approved:

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

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I certify that the above ordinance was:

Adopted on its first reading on \_\_\_\_\_.

Ayes: \_\_\_\_\_. Nays: \_\_\_\_\_. Absent: \_\_\_\_\_. Abstain: \_\_\_\_\_.

The Honorable Michael A. Cherry, Councilman: \_\_\_\_\_.

The Honorable Kenneth B. Frenier, Councilman: \_\_\_\_\_.

The Honorable W. Joe Green, Jr., Councilman: \_\_\_\_\_.

The Honorable John E. Piotrowski, Councilman: \_\_\_\_\_.

The Honorable John T. Wood, Councilman: \_\_\_\_\_.

The Honorable Elizabeth G. Luck, Vice-Mayor: \_\_\_\_\_.

The Honorable T. Gregory Kochuba, Mayor: \_\_\_\_\_.

Adopted on its second reading on \_\_\_\_\_.

Ayes: \_\_\_\_\_. Nays: \_\_\_\_\_. Absent: \_\_\_\_\_. Abstain: \_\_\_\_\_.

The Honorable Michael A. Cherry, Councilman: \_\_\_\_\_.

The Honorable Kenneth B. Frenier, Councilman: \_\_\_\_\_.

The Honorable W. Joe Green, Jr., Councilman: \_\_\_\_\_.

The Honorable John E. Piotrowski, Councilman: \_\_\_\_\_.

The Honorable John T. Wood, Councilman: \_\_\_\_\_.

The Honorable Elizabeth G. Luck, Vice-Mayor: \_\_\_\_\_.

The Honorable T. Gregory Kochuba, Mayor: \_\_\_\_\_.

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
City Attorney