



Legislation Details (With Text)

File #:	07-1211	Version:	1	Name:	1-22-08 Amendments to Ch 26 and 55
Type:	Ordinance	Status:		Status:	Passed
File created:	12/26/2007	In control:		In control:	City Council
On agenda:	2/4/2008	Final action:		Final action:	2/4/2008
Enactment date:	2/4/2008	Enactment #:		Enactment #:	ORD-08-03

Title: An Ordinance to Amend Sections 2:4, 2:5, and 2:7 of Chapter 26 (Solid Waste Management) of Title II, and Section 5:54 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor (Ordinance No. ORD-08-03)

Sponsors:

Indexes:

Code sections: Chapter 26 - Solid Waste, Chapter 55; Sec. 5:54 - Zoning - open space

Attachments: 1. Ch. 26 and 55 Amended Final Approved Version.doc, 2. Ch 26 and 55 Revisions Briefed, 3. Ch 55 - Refuse Container Minutes, 4. Ch 55 Refuse Container Staff Report, 5. Ch 26 and 55 Revisions.doc, 6. Attachment A.pdf, 7. C-1 Revisions

Date	Ver.	Action By	Action	Result
2/4/2008	2	City Council	Amended	Pass
2/4/2008	2	City Council	Adopted as Amended on Second Reading	Pass
2/4/2008	2	City Council	Amended	Pass
2/4/2008	2	City Council	Held and Closed	
1/22/2008	2	City Council	Approved on First Reading	Pass

An Ordinance to Amend Sections 2:4, 2:5, and 2:7 of Chapter 26 (Solid Waste Management) of Title II, and Section 5:54 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor (Ordinance No. ORD-08-03)

City Council approval is requested to amend Section 2:4 of Chapter 26 (Solid Waste Management), which addresses points of storage for solid waste collection containers, as well as the related issue in Section 5:54 (Required Open Space) of Chapter 55 (Zoning). The City Planning Commission reviewed and recommended approval of the proposed amendment to Chapter 55 at its meeting of December 18, 2007.

The current ordinance requires that solid waste containers be stored at the rear or side of buildings. While this is not a problem at the vast majority of locations, there are a limited number of locations throughout the city where this is not feasible. It is proposed that the City Administrator or the Public Services Area Administrator have the authorization to grant an approval for an alternate at these locations. This information will be tracked in Cityworks.

An example of a business location with this issue is Bellanina Day Spa at 203 North Fourth Avenue. Here they have built an attractive fence at the front corner of their property that screens their solid waste containers.

A residential example is Village Townhomes, located between Washtenaw and Packard. At this

location, there is no practical way for middle units to move their trash carts to the sides or backs of the buildings. This location is proposing to install front screening for the containers, either in the form of fencing or vegetation.

Under Section 2:4, Council approval is also requested to modify the setout time for solid waste containers within the DDA. The proposed amendment will require that solid waste containers (except for one and two-family uses) not be set out earlier than 5 p.m. the day before collection, and be removed from the curb by noon the day of collection. This item was reviewed with business associations last year and is widely supported.

Council's approval is also requested to amend Section 2:5 of Chapter 26, which updates solid waste container requirements. This section has been re-written to be more logical and systematic. In addition, staff is recommending that effective April 1, 2008, resident-supplied cans no longer be allowed for compost collection. The reason for eliminating the cans is that they have been an ongoing source of injuries for collection workers. Issues include but are not limited to: overweight cans, materials frozen in the bottom of the cans, and cans frozen to the ground. Other curbside collection methods are unchanged. Residents will have the option of purchasing City-approved carts through local vendors.

Finally, Council approval is requested to amend Section 2:7 of Chapter 26, which will properly reference the newly opened Wheeler Service Center.

This ordinance is recommended to take effect ten days after legal publication or on February 14, 2008, whichever is later.

Prepared by: Tom McMurtrie, Systems Planning Unit

Reviewed by: Sue F. McCormick, Public Services Area Administrator
Jayne Miller, Community Services Area Administrator

Approved by: Roger W. Fraser, City Administrator
(See attached Ordinance)