

INTRODUCED: JUL 23 2007

AN ORDINANCE No. 2007-230 -275

As Amended

To amend and reordain City Code § 86-44, concerning the times and places of collection, bulk items, brush collection, and collection of loose leaves, to establish a fee for trash receptacles remaining on city property after collection.

\_\_\_\_\_  
Patron -Mr. Tyler  
\_\_\_\_\_

Approved as to form and legality  
by the City Attorney  
\_\_\_\_\_

PUBLIC HEARING: SEP 24 2007 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That section 86-44 of the Code of the City of Richmond (2004) be and is hereby amended and reordained as follows:

**Sec. 86-44. Times and places of collection; bulk items; brush collection; collection of loose leaves.**

(a) Refuse receptacles and recycling bins must be placed out for collection by 6:00 a.m. of the scheduled collection day but not earlier than 4:00 p.m. of the day preceding, except for any special times as deemed necessary by the director of public works. The refuse receptacles and recycling bins must be removed [~~from city property~~] by 7:00 [~~p.m.~~] a.m. on the day following collection from city property and right-of-ways to include, but not be limited to,

AYES: 8 NOES: 0 ABSTAIN: \_\_\_\_\_  
NOV 26 2007

ADOPTED: \_\_\_\_\_ REJECTED: \_\_\_\_\_ STRICKEN: \_\_\_\_\_

sidewalks, alleys and median strips between sidewalks and roadways. [Receptacles] Refuse receptacles and recycling bins shall be placed for collection at a location designated by the director of public works. The public utility account holder of any property to which a refuse receptacle has been assigned shall be responsible for removing the refuse receptacle from City property by 7:00 [p.m. of] a.m. on the day [of] following collection. Any account holder who allows a refuse receptacle or recycling bin to remain on City property after 7:00 [p.m.] a.m. on the day following collection shall receive a notice from the Department of Public Works advising of the violation and allowing the account holder an opportunity to remove the refuse receptacle or recycling bin. If the refuse receptacle or recycling bin is not timely removed from City property, the Department of Public Works shall cause the account holder to be assessed a civil penalty in the amount [\$10.00] \$50.00 for each and every calendar day that each and every refuse receptacle or recycling bin remains on City property beginning with the date of the most recent past scheduled pick up time from Department of Public Works. Such civil penalty shall be included on the account holder's monthly utility statement and shall be subject to collection in the same manner as other utility charges including delinquent charges for utilities.

(b) Upon request, the director of public works shall schedule the collection of bulk items such as furniture or similar large items at no charge. However, for same-day collection of bulk items and for collection of appliances, a fee shall be charged as set forth in appendix A to this Code.

(c) Collection of loose tree trimmings less than four inches in diameter, six feet in length; shrubbery trimmings; and loose brush shall be scheduled by the director of public works.

(d) Collection of loose leaves shall be undertaken in accordance with a schedule established by the director of public works. Upon request, loose leaves may be collected outside the established collection period. A fee as set forth in appendix A to this Code shall be charged

for service outside the established collection period.

(e) If the director of public works finds that refuse quantities or location, building design or other factors are not compatible for refuse collection by city forces and equipment, the refuse shall be removed by private or contract collectors. The director of public works shall give adequate notice of such noncollectibility or noncompliance, so that other collection arrangements may be made.

(f) Fees for collection may only be waived during city-designated cleanups or declared emergencies.

(g) Real property owners or their agents who file for eviction proceedings with the city sheriff shall remove all property or items which are placed outside during an eviction within 72 hours of the eviction. Notwithstanding the collection fee provided for in subsection (b) of this section, if the evicted tenant, building owner or the owner's agent fails to immediately remove the property or items after the 72-hour time period has elapsed, the city will cause the immediate removal and assess the building owner a removal fee as set forth in appendix A to this Code.

§ 2. This ordinance shall be in force and effect on the [~~thirtieth~~] ninetieth day after its adoption.

A TRUE COPY:  
TESTE:

*Don Brown*

City Clerk