

TO AMEND CHAPTER 6.04 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
"REFUSE COLLECTION BY THE CITY"

- WHEREAS, the United States is in the midst of a national crisis regarding the disposal of its solid waste materials; and
- WHEREAS, this crisis is particularly acute in Bloomington and in Monroe County due to the short life expectancy of the Monroe County landfill; and
- WHEREAS, the composting of yard wastes and the use of such composted materials are universally believed to be partial solutions to the problem; and
- WHEREAS, to address the local situation, the Monroe County Commissioners have banned yard wastes from the Monroe County landfill, effective March 1, 1990;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. The title of Chapter 6.04 shall be amended to read "REFUSE AND YARD WASTE COLLECTION BY THE CITY."

SECTION II. Section 6.04.010 Definitions, Subsection (d) Rubbish, shall be amended to delete the phrase "yard clippings."

SECTION III. Section 6.04.010 Definitions shall be amended to add the following subsection:

- (e) "Yard waste" means grass, weeds, leaves, brush, tree trimmings, hedge clippings, and other yard and garden materials.

SECTION IV. Section 6.04.020 Collection supervised by the Board of Public Works and Department of Public Works, shall be amended to read as follows:

All refuse and yard waste accumulated in the city that meets the requirements of this chapter shall be collected, conveyed and disposed of by the city under the supervision of the Board of Public Works and the Department of Public Works. The Board shall have the authority to make regulations concerning the days of collection, type and location of containers, and such other matters pertaining to the collection, conveyance and disposal as it finds necessary, and to change and modify the same, provided that such regulations are not contrary to the provisions of this chapter.

SECTION V. Section 6.04.030 Pre-collection practices shall be amended to delete subsections (b)(2) and (b)(4).

SECTION VI. Section 6.04.030 Pre-collection practices, subsection (b) Rubbish, shall be amended as follows:

Prior subsection (b)(3) shall be renumbered (b)(2).

SECTION VII. Section 6.04.030 Pre-collection practices shall be amended to add the following subsection:

- (c) Yard wastes.
- (1) All grass, weeds, leaves and other similar yard and garden materials shall be placed in receptacles separate from refuse and shall not be mixed with any other substances.
 - (2) Brush, tree trimmings, hedge clippings and similar materials shall be cut to a length not to exceed four feet and securely tied in bundles not more than two feet thick before being deposited for collection.

SECTION VIII. A new section shall be added to Chapter 6.04, which shall read as follows:

6.04.045 Yard waste receptacles. (a) Yard waste receptacles shall be provided by the owner, tenant, lessee, or occupant of the premises. Yard waste receptacles shall be maintained in good and sanitary condition, with no ragged or sharp edges or any other defect liable to hamper or injure the person collecting the contents thereof.

(b) All yard waste shall be placed in one of the following receptacles:

(1) A watertight metal, hard plastic or other approved container with a tight fitting cover, which shall be of a size not to exceed thirty-two gallons in capacity. A single container, when filled, shall not weigh more than one hundred pounds. Approval of containers shall be by the Director of the Sanitation Department.

(2) A two-ply wet strength paper bag to be securely sealed with the decal described in subsection (c) below. Bags shall be of a size not to exceed thirty-two gallons in capacity. A single bag, when filled, shall not weigh more than one hundred pounds. Approval of bags shall be by the Director of the Sanitation Department.

(c) The City shall provide decals for a reasonable fee through retailers in Bloomington, one of which must be placed on every container, bag or bundle containing yard waste.

SECTION IX. Section 6.04.050 Collection practices, subsections (b) and (c), shall be amended to read as follows:

(b) Collection shall be made from all places of residence within the city limits except apartment complexes and condominiums.

(c) Collection shall be made from curbs or, where there are no curbs, the property line immediately adjacent to the public thoroughfare. All containers, bags, bundles and other articles to be picked up must be placed adjacent to the curbs, and suitable for packers. All containers shall be put back in an upright position and the covers replaced.

SECTION X. Section 6.04.060 Violations and complaints shall be amended as follows:

Prior subsection (b) shall be renumbered (c).

Prior subsection (c) shall be renumbered (d).

SECTION XI. Section 6.04.060 Violations and complaints shall be amended to add the following subsection:

(b) The Sanitation Department shall not collect any yard waste in a container, bag or bundle that does not conform to the provisions of this chapter or that does not have a proper decal affixed thereto, because of failure to comply with these provisions.

SECTION XII. Section 6.04.070 Removal of refuse containers shall be renamed "Removal of refuse and yard waste containers."

SECTION XIII. Section 6.04.070 Removal of refuse and yard waste containers shall be amended to read as follows:

Containers, bags and other articles to be picked up shall not be placed upon the street or sidewalk so as to be visible from the street more than twenty-four hours prior to the time when such refuse and/or yard waste is to be collected. All refuse and yard waste containers shall be removed from the street or sidewalk on the same day as the collection is made. If a containment area is provided for refuse or yard waste containers permanently located in an alleyway, such area shall be located so as not to hinder refuse or yard waste pick-up or traffic by pedestrians or vehicles.

SECTION XIV. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and promulgation according to law.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 21st day of March, 1990.

Iris Kiesling

IRIS KIESLING, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 22ND day of MARCH, 1990.

James Mc Namara
JAMES McNAMARA ~~PATRICIA WILLIAMS~~, Clerk (DEPUTY)
City of Bloomington

SIGNED and APPROVED by me upon this 22ND day of MARCH, 1990.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance provides for separation of yard waste from refuse for collection by the City. The City will not collect any yard waste without the proper decal on an acceptable container or bag. This ordinance is necessary to address the restrictions currently in place regarding a ban of yard wastes from the Monroe County landfill.

SIGNED COPIES TO:

- JANE ST, JOHN
- PUBLIC WORKS (2)
- LEGAL
- UTILITIES
- POLICE
- BMC
- HT: PUBLICATION

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed 2 actual lines, neither of which shall total more than four solid lines of the type in which the body of the Advertisement is set)-Number of equivalent lines

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156 lines 1 COLUMN wide, equals 156 equivalent lines
at 0.330 cents per line.....\$51.48
Additional Charges for notices containing rule
or tabular work (50% of above amount).....
Charge for extra proofs of publication.....
(\$1.00 for each proof in excess of two)
TOTAL AMOUNT OF CLAIM.....\$51.48

DATA FOR COMPUTING COST

Width of Single Column 12.5 ems Size of type 6 point
Number of insertions 1 time

Pursuant to the provisions and penalties of Ch 155, Acts 1953.
I hereby certify that the foregoing is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: 03/30 , 1990

Leah Leahy
Title: billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana, Monroe County) ss
Personally appeared before me, a notary public in and for said county and state, the undersigned, Leah Leahy or Sue May who, being duly sworn, says that she is billing clerk for The Herald-Times newspaper of general circulation printed and published in the English language in the city of Bloomington in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

1990:
03/30

Leah Leahy

Subscribed and sworn to before me 03/30 , 1990

John D. Hodges Notary Public
Monroe Co. Indiana NOTARY PUBLIC STATE OF INDIANA
My Commission expires MY COMMISSION EXP. JAN. 10, 1992

