

**AN ORDINANCE AMENDING CHAPTER 13 OF THE CODE OF THE CITY OF PEORIA
PERTAINING TO REFUSE CONTAINERS**

WHEREAS, the City Council is a home rule unit of government pursuant to Article VII, Section 6 of the Constitution of the State of Illinois 1970, and may exercise any power and perform any function pertaining to its government and affairs; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS AS FOLLOWS:

Section 1. Chapter 13 of the Code of the City of Peoria is hereby amended by deleting the following stricken words and by adding the following underlined words:

Chapter 13 - GARBAGE, LITTER, VEGETATION AND INOPERABLE MOTOR VEHICLES

Sec. 13-40. - Placement of litter containers.

(b) All properties, excepting those zoned Industrial are required to have a dumpster must provide screening per the following standards. ~~Material must be wood, brick, vinyl or masonry. All dumpsters must be placed on a paved surface. Refuse containers shall be screened on all sides, with an enclosure that has a minimum height of six feet and a maximum height of 7 feet, and fully screens the refuse area from view. Enforcement of Sec. 13-40(b) will follow the process defined in Chapter 5 Article VI Housing Property Maintenance Code of the City of Peoria. Dumpster screening must also adhere to all applicable fencing, building and zoning requirements as defined in the City of Peoria code.~~

1. All dumpsters shall be limited to that area shown on an approved site plan.
2. All dumpster areas used to store trash or recyclable materials shall, whenever possible be located on the side or rear of the building and shall be effectively screened from view from residential properties or public rights-of-way.
3. Dumpster areas shall be located a minimum of fifty (50) feet away from residentially-zoned property lines. Where fifty (50) feet of separation is not available, the Development Review Board shall work with the applicant to locate the refuse area as optimally as possible.
4. Dumpsters visible from the public way or from Residentially zoned property shall be screened on all sides, with a minimum height of six (6) feet and a maximum height of seven (7) feet.
5. Screening shall be comprised of material that matches or compliments the building material of the principal structure. The Development Review Board shall have the authority to determine compliance with this requirement. In no case shall chain-link or wire material be permitted.

6. Enforcement of Sec. 13-40(b) and all subsections will follow the process defined in Chapter 5 Article VI Housing Property Maintenance Code of the City of Peoria.
7. Existing non-compliant screening shall be allowed to remain until it is replaced, damaged beyond 50% of construction value, or the parcel is redeveloped.

Section 2. This Ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS THIS

_____ DAY OF _____, 2019.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel