

(First Published in the Columbus News Report _____, 2022)

ORDINANCE NO. 1497

AN ORDINANCE BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF COLUMBUS, KANSAS, CHAPTER 34, SOLID WASTE, SECTION 34 - 25 (b).

WHEREAS, the Solid Waste regulations pertaining to certain penalties shall be amended and updated.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLUMBUS, KANSAS:

SECTION 1. The 2020 Code of Ordinances for the City of Columbus, Kansas, Chapter 34 - Solid Waste, Section 34-25(b), Ordinance Number 1493 shall be amended and updated as follows:

New Sec. 34-25. –City issued poly carts; preparation and placement of waste for collection

(a) *City to issue poly-carts.* Residential and business owners and occupants will be issued a city-owned, 35-gallon or 95-gallon, poly-cart. Additional poly-carts can be requested to City Hall for an additional fee.

(b) *Preparation of waste for disposal.* All garbage shall be drained of excess liquids and wrapped in paper or other disposable material before being placed in garbage bags. All trash must be bagged and must be placed inside the City issued poly-cart. The poly-cart lid must be properly closed.. Customers have the option hold additional trash that does not fit in the poly- cart until the next trash pick-up day. Continued overflow may lead to City issuing an additional poly-cart to the address and additional fee added to the monthly utility bill. ***Continued violations of this policy may result in a \$20.00 administrative fee added to the customer's next utility bill.***

(1) Any person who wishes to contest said penalty may submit a written request for an Administrative Hearing within seven business days of the payment of the fee. Said hearing shall be conducted by a panel consisting of the City Administrator, Public Works Utility Director and one additional City employee selected by the City Administrator.

(2) The hearing shall be for the purpose of determining if the person was in violation of subsection (b) and shall be held as soon as practicable after the request. The written decision of the Hearing Panel shall be mailed, first class mail, and/or by email transmission to the last known physical address and/or email account of the person contesting the penalty.

(3) If the hearing panel finds that the person was not in violation of subsection (b), then the penalty of \$20.00 shall be refunded to that person.

(4) If the person disputes the decision of the hearing panel, the person may file a written

appeal for final hearing before the City Council within seven days after receiving the decision of the hearing panel.. The hearing before the City Council shall be conducted within thirty days after receiving the written appeal.


- (c) *Collecting spillage.* Owners and occupants shall be responsible to pick-up and clean up garbage that has been disturbed or scattered, creating loose trash or litter in the city. Solid waste collectors employed by the City or operating under contract with the City are not responsible for picking up loose garbage and litter.
- (d) *Waste to be placed at alley or curb.* City issued poly-carts shall be placed adjacent to the alley, or where no alley exists, at the curb, by 7:00 a.m. on collection day to a location approximately ten (10) feet from vehicles; no more than three (3) feet from the curb or street; approximately five (5) feet from other objects (mailboxes, poles, other carts, etc.); oriented with the handle and wheels facing away from the street. Customers should remove empty carts no later than 7:00 p.m. on collection day.
 - (1) Trash fees are listed below in section 34-51 and reflect fees for fire zone customers using 35- or 95-gallon poly-carts.
 - (2) Additional poly-carts may be rented for \$6.00 per month with a three cart maximum.
 - (3) The customer will not be charged for cart repair or replacement due to normal wear and tear or contractor handling. The customer will be charged a fee for replacement carts due to damage caused by the customer.
- (e) *Maximum weight and capacity of containers.* Containers to be manually lifted shall not exceed 95 gallons in capacity nor weigh more than 65 pounds when full.
- (f) *Bundling of tree limbs required, maximum bundle size.* Tied bundles of tree limbs may be placed for collection. Bundles shall not exceed three feet in length or one foot in diameter.

(Code 2014, §§ 15-502(a), 15-502(c), 15-502(d), 15-505, 15-509, Ord. Number 1469, Ord. Number 1484, Ord. Number 1493)

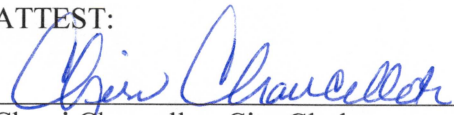
SECTION 2: All ordinances and resolutions and parts thereof in conflict are hereby expressly repealed in so far as they conflict herewith.

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after publication in the official City newspaper of the City of Columbus, Kansas.

SECTION 4. PASSED AND APPROVED. Passed by the Governing Body of the City of Columbus, Kansas, this 16th day of May, 2022.



Grant Spieth, Mayor

ATTEST:


Cheri Chancellor, City Clerk

