

ORDINANCE NO. 9293-122

AN ORDINANCE REPEALING ORDINANCE NO. 9192-67, AND FURTHER AMENDING CHAPTERS TEN AND FOURTEEN OF THE CODE OF ORDINANCES, CITY OF URBANA, ILLINOIS REGULATING VEHICLES HAULING WASTE

WHEREAS, the former City Council passed Ordinance No. 9192-67, entitled "An Ordinance amending Chapters Ten and Fourteen of the Code of Ordinances, City of Urbana, Illinois regulating the location of the disposal of waste and licensing of commercial haulers" which became effective on February 27, 1992;

WHEREAS, it is now in the best interest of the City to repeal Ordinance No. 9192-67;

WHEREAS, to avoid confusion the City Council reaffirms that Sections 10-35 and 10-36 of the Code of Ordinances, City of Urbana which were repealed in Ordinance No. 9192-67 are repealed;

WHEREAS, Chapters Ten and Fourteen of the Code of Ordinances, City of Urbana, Illinois contain references to licenses for sanitary haulers;

WHEREAS, it is in the best interest of the City of Urbana to amend Chapters Ten and Fourteen to delete the references to licenses for sanitary haulers; and

WHEREAS, it is in the best interest of the City of Urbana to adopt vehicle operating requirements for vehicles hauling waste.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That Ordinance No. 9192-67, entitled "An Ordinance amending Chapters Ten and Fourteen of the Code of Ordinances, City of Urbana, Illinois regulating the location of the disposal of waste and the licensing of commercial haulers" is hereby repealed in its entirety.

Section 2. That Sections 10-35 and 10-36 of Chapter 10, "Garbage and Refuse", of the Code of Ordinances, City of Urbana, Illinois, are hereby repealed.

Section 3. That Section 10-2 of Chapter 10, "Garbage and Refuse", of the Code of Ordinances, City of Urbana, Illinois, is hereby amended to read as follows:

**Sec. 10-2. Disposal of garbage.**

(A) The keeper of every tenement house, lodging house, restaurant, boardinghouse, hotel, bakery, private residence or other place with a kitchen having refuse of an organic character commonly known as garbage shall provide for the disposal of such garbage by a hauler who shall be required to remove it at least once a week from the premises. No receptacles as required by section 10-1 for such garbage shall be placed, kept, maintained or stored by any person on city-owned or controlled right-of-way or in a front yard for the purpose of such disposal.

(B) No hauler shall remove any garbage, refuse, rubbish or debris of any kind whether such be placed in receptacles or not, if such is resting upon city owned or controlled right-of-way, or a front yard, except with written permission of the department of public works.

(C) Any person found guilty of violating this section shall be subject to the general penalties set out in section 1-10 of the Code of Ordinances, City of Urbana, Illinois.

Section 4. That the subsection of Section 14-7 of Chapter 14, "Licenses and Permits", of the Code of Ordinances, City of Urbana, Illinois, setting the license fee for Sanitary Haulers [(A)General Miscellaneous (1)] is hereby repealed.

Section 5. That Section 10-37 of Chapter 10, "Garbage and Refuse", of the Code of Ordinances, City of Urbana, Illinois, is hereby amended to read as follows:

**Sec. 10-37. Vehicle operating requirements.**

All vehicles hauling any rubble, construction and demolition wastes, municipal wastes or miscellaneous residential, commercial and industrial wastes within the city must conform to the following requirements:

(A) Vehicles must be constructed, loaded and operated so as to prevent any of the load from dropping, sifting, leaking, or otherwise escaping therefrom, except for those vehicles used in the maintenance of city streets and alleys.

(B) Vehicles hauling materials that may be blown from the bed must have a screen, tarpaulin, or other suitable cover so as to prevent the material from being blown from the bed.

(C) Vehicles shall be kept in a neat, clean, and sanitary condition; and shall be maintained so that they will not give off offensive or obnoxious odors.

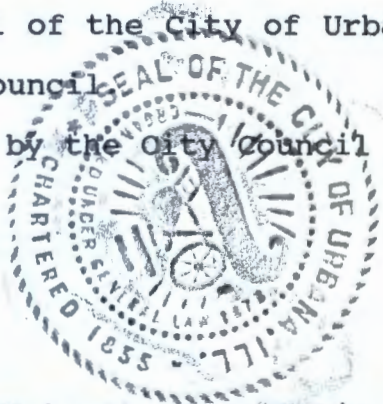
(D) Vehicles shall be operated and maintained in accordance with all applicable traffic, health, and sanitary ordinances, statutes, regulations, or rules of the city, county, and state.

Section 6. All ordinances, resolutions or motions or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 7. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council.

PASSED by the City Council this 21<sup>st</sup> day of June, 1993.



Phyllis D. Clark  
Phyllis D. Clark, City Clerk

APPROVED by the Mayor this 30<sup>th</sup> day of June, 1992.

Tod Satterthwaite  
Tod Satterthwaite, Mayor

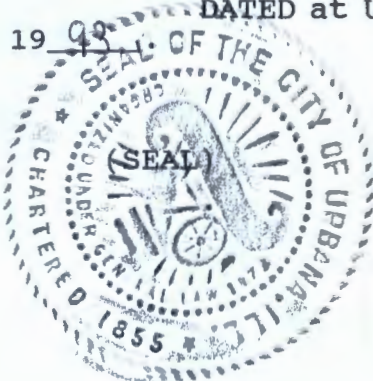
CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, Phyllis D. Clark, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the 21st day of June, 1993, the corporate authorities of the City of Urbana passed and approved Ordinance No. 9293-122, entitled AN ORDINANCE REPEALING ORDINANCE NO. 9192-67, AND FURTHER AMENDING CHAPTERS TEN AND FOURTEEN OF THE CODE OF ORDINANCES, CITY OF URBANA, ILLINOIS REGULATING VEHICLES HAULING WASTE, which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 9293-122 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 30th day of June, 1993, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

DATED at Urbana, Illinois, this 12th day of July, 1993.



Phyllis D. Clark  
CITY CLERK