

## ESCALANTE CITY ORDINANCE NO. 2018-05

### **AN ORDINANCE ADDRESSING DUMPSTERS AND ALSO ADDRESSING GARBAGE ON COMMERCIAL PROPERTIES.**

**WHEREAS** Escalante City has an interest in promoting a clean environment to citizens of the community; and

**WHEREAS** Escalante City currently doesn't have an ordinance to address dumpsters or garbage on commercial properties; and

**WHEREAS** Escalante City wishes to establish guidelines regarding the same.

### **CONSTRUCTION REFUSE**

#### Definitions.

“Refuse dumpster” or “dumpster” is any portable container used or designed for collection of, transportation of, or disposal of refuse, waste, construction/demolition materials, or the like. Refuse dumpster shall include, but is not limited to, “roll off” boxes or containers, collection bins, tubs, and portable storage containers.

“License requirements.” The company owning and emptying the dumpster within city limits must be licensed in the city, Garfield County, or in the State of Utah.

#### Rules.

- A. Persons building, remodeling or demolishing houses within the city limits shall obtain a dumpster to be placed on the construction site to collect the refuse within seven days of when work begins. All commercial properties shall also obtain dumpsters or have large garbage cans on their property and are responsible for disposing of their properties garbage/waste.
- B. Dumpsters must be well maintained and in good working condition. Dumpsters must be covered when materials inside are easily airborne, pose a hazard, emit an odor or are otherwise offensive.
- C. Debris must be placed inside the dumpster; not alongside or on top of it.
- D. All dumpsters are required to be emptied when full. For the purpose of this chapter, full is defined as when the contents of the dumpster reach an average level of one-foot below the top edge of the dumpster sides. Any dumpster which has received the full status, and is not emptied within seven calendar days shall be considered in violation of this chapter.

E. Cleaning dumpsters on the street or sidewalk is prohibited.

Penalty.

Any person who violates this chapter is guilty of a class B misdemeanor punishable by a civil penalty not less than \$300.00 and no more than \$500.00. In addition, the Court may require the violator to pick up the debris or perform other community service commensurate with the offense committed.

PASSED AND ORDERED POSTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018

**ESCALANTE CITY**

By: \_\_\_\_\_  
MELANI TORGERSEN, Mayor

ATTEST:

\_\_\_\_\_  
STEPHANIE STEED, Recorder