

PROPOSED CHANGES TO CHAPTER 16, CODE OF ORDINANCES

Environmental Quality & Public Works Committee

January 23, 2018



LEXINGTON



Presentation Outline

- Reasons for Proposed Ordinance Changes
- Process to Develop Proposed Changes
- Proposed Changes to Ordinance Language



Reasons for Proposed Ordinance Changes

- Waste Management Collections Special Request Audit Issued June 6, 2017

Two high priority findings requiring further action:

1. Inequity in Loan-A-Box fee structure
2. Collection of dumpster extra dump fees should be centralized and should agree to a fee schedule

- Request for changes from enforcement staff to make it safer to issue citations



Process to Develop Proposed Changes

- Determine true cost of service for:
 - Loan-A-Box delivery/service
 - Extra dumpster collection
- Develop proposed changes to language in LFUCG Code of Ordinances:
 - Section 16-6.2(b) – Loan-A-Box Fees
 - Section 16-10(c) – Notice of Violation Issuance
 - Section 16-11(a) – Extra Dumpster Collection Fee

Loan-A-Box & Truck





Loan-A-Box Fees; Section 16-6.2(b)

Existing Condition

Provide 10 CY roll-off container to residents inside the urban service area.

Fee: \$75.00 within DWM collection area;

\$180.00 outside DWM collection area but inside urban service area.

Analysis of True Cost of Service

Estimated labor cost: \$38.59 per service point

Estimated vehicle cost: \$36.72 per service point

Estimated disposal cost: \$13.46 per service point

Total Cost to service one loan-a-box container: \$88.77



Proposed Changes to Section 16-6.2(b)

Section 16-6.2(b) of the Code of Ordinances is hereby revised to read as follows:

The division of waste management will provide a ten-cubic yard size "roll off" refuse collection container upon request for properties within the urban services boundary. ~~to residents of Fayette County who live in the urban service area upon request.~~ The fee for the container shall be ninety dollars (\$90.00) per calendar day ~~seventy five dollars (\$75.00) if the subject property is located within the division of waste management refuse collection service area and shall be one hundred eighty dollars (\$180.00) for properties not located in the division's service area.~~ The fee shall be adjusted each year on July 1 to account for changes in the Consumer Price Index for All Urban Consumers (CPI-U) as reported by the U.S. Department of Labor.



Extra Dumpster Collection; Section 16-11(a)

Existing Condition

Provide additional dumpster collection as requested by commercial entity.

Fee: \$35.00 per service point

Analysis of True Cost of Service

Estimated labor cost: \$1.48 per service point

Estimated vehicle cost: \$35.31 per service point

Estimated disposal cost: \$10.76 per service point (8 CY container)

Total Cost to service 8 CY container: \$47.55



Proposed Changes to Section 16-11(a)

Section 16-11(a) of the Code of Ordinances is hereby revised to read as follows:

Sec. 16-11. - Dumpster collection schedules.

The urban county government shall make a maximum of two (2) collections per week from each establishment having dumpster containers. If a dumpster is blocked by a vehicle or is obstructed in any other way which prohibits access to a dumpster, the Division of Waste Management ~~division of solid waste~~ will return for this collection only if collection schedules allow. If more collections are needed by certain establishments, a service charge shall be made for each additional dumpster container collected. The amount of the charge for each additional dumpster container collected shall be fifty dollars (\$50.00) and shall be adjusted each year on July 1 to account for changes in the Consumer Price Index for All Urban Consumers (CPI-U) as reported by the U.S. Department of Labor. ~~determined by the commissioner of public works and shall be an amount sufficient to defray the cost of providing said additional collections. A rate schedule will be published periodically and maintained and will contain the rate for extra dumpster pickups.~~ No dumpster containers will be collected or emptied by the urban county government if its collection equipment is required to pass over a curb. Such containers shall be placed and located as directed by the director of the division of waste management.



Proposed Changes to Section 16-10(c)

Section 16-10(c) is hereby revised to read as follows:

(c) When a violation of subsection (b) has occurred the director, division of waste management, or his designee shall affix a notice of violation to the front door of the residence or structure, ~~or to the roll cart container~~ or other conspicuous place and serve upon the property owner, by personal service or by regular mail to the last known address of the owner of the property as it appears on the current tax assessment roll, or to the owner's designee and to the occupant(s) if readily determinable, a notice describing the violation and listing the date and time of the violation and informing the property owner or his designee and the occupant(s) that a civil fine pursuant to article XII may be assessed if the violation continues or two (2) or more notices of violation have previously been issued to the same owner on the same property within a twelve-month period.

Questions?



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