

ORDINANCE NO. 759

AN ORDINANCE AMENDING THE DACONO MUNICIPAL CODE CONCERNING REFUSE HAULERS AND RESIDENTIAL WASTE SERVICES.

WHEREAS, the City Council previously adopted Section 6-21(e) of the Dacono Municipal Code, which imposes certain vehicle requirements on refuse haulers operating within the City; and

WHEREAS, the City Council desires to amend Section 6-21(e) to increase the size of refuse hauling vehicles permitted within the City; and

WHEREAS, the City Council previously adopted regulations concerning residential waste services, which such regulations are contained in Section 7-6 of the Dacono Municipal Code; and

WHEREAS, the City Council desires to amend Section 7-6 to limit the number and size of rubbish containers allowed for residential waste service customers;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DACONO, COLORADO:

Section 1. Section 6-21(e) of the Dacono Municipal Code is hereby amended to read as follows (words to be deleted are ~~stricken~~; words to be added are underlined):

Sec. 6-21. Refuse haulers.

...

(e) Vehicle requirements. ~~On and after January 1, 1990, n~~No refuse hauler shall operate any vehicle, for refuse hauling purposes, within any residentially zoned district of the city, unless the vehicle meets the following requirements:

(1) The vehicle must be a single or tandem axle vehicle;

(2) The vehicle must weigh not more than ~~twenty-seven-sixty-six~~ six thousand (~~27,66,000~~) pounds when empty ~~and no more than thirty-six thousand (36,000) pounds when fully loaded~~; and

(3) The vehicle must have a capacity of no more than ~~twenty-five~~ (~~2025~~) cubic yards.

Section 2. Section 7-6(c) of the Dacono Municipal Code is hereby amended to read as follows (words to be deleted are ~~stricken~~; words to be added are underlined):

Sec. 7-6. City residential waste services.

...

(c) All residential waste shall be placed in containers as provided in section 7-2 of this article by the owner, tenant or occupant of each residence. Residential waste services shall include the collection of residential waste from a maximum of five (5) thirty (30) gallon rubbish containers on the scheduled collection day. Containers shall be placed in the alley adjacent to each residence on a schedule as established by the city. If there is no adjacent alley, containers shall be placed on the street in front of the residence.

Section 3. If any article, section, paragraph, sentence, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

INTRODUCED, READ, ADOPTED ON FIRST READING, AND ORDERED PUBLISHED BY TITLE AND POSTED IN FULL this 11th day of July, 2011.

PUBLIC HEARING AND SECOND READING WILL BE THE 25th day of July, 2011, AT 6:00 P.M. AT DACONO CITY HALL, 512 CHERRY STREET, DACONO, CO.

READ, ADOPTED ON SECOND READING, APPROVED, SIGNED, AND ORDERED PUBLISHED BY TITLE this 25th day of July, 2011.

CITY OF DACONO, COLORADO

Charles Sigman, Mayor

ATTEST:

Valerie Taylor, City Clerk

Summary of Ordinance No. 759, **“AN ORDINANCE AMENDING THE DACONO MUNICIPAL CODE CONCERNING REFUSE HAULERS AND RESIDENTAL WASTE SERVICES.”** Amends the Dacono Municipal Code to increase the size of refuse hauling vehicles permitted within the City and to impose a rubbish container limitation on residential waste service customers.