

Bill NO. 11-05

Ordinance NO. _____

AN ORDINANCE AMENDING TITLE II, CHAPTER 235, OF THE CITY OF NORMANDY, MISSOURI, CODE PERTAINING TO THE SCREENING OF DUMPSTERS.

WHEREAS, the City Council of the City of Normandy, Missouri, wishes to protect the health, safety and general welfare of the City's residents; and

WHEREAS, improperly screened and enclosed dumpsters allow vermin and other pests to scavenge through the refuse with greater ease; and

WHEREAS, improperly screened and enclosed dumpsters constitute an eyesore; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORMANDY, MISSOURI, AS FOLLOWS:

Section One. Chapter 235, is hereby amended by the addition of a new Section 235.065, entitled "Trash Containers – Screening", to read as follows:

1. All commercial buildings and buildings containing four or more residential units within the City of Normandy, having one or more trash containers shall adequately screen the trash containers with appropriate materials, so as to conceal the visibility of the trash containers from the right-of-way and from neighboring residential properties. For the purposes of this Section a "trash container" is any container that is over 100 gallons in size and which is not for public use.
2. All such trash container enclosures shall conform to all yard and setback requirements for principal and accessory structures. This ordinance shall not apply to any trash containers which are not reasonably visible, as determined by the Code Enforcement Officer, from residential properties or a public right-of-way.
3. Screening for trash containers shall be of a suitable material, such as a vinyl polymer, that matches or is compatible with the building. If the screening is constructed from wood, it must be painted or stained so as to protect from rotting and in a manner matches the building to which it relates. Chain

link fences shall not be permitted as a means for screening trash containers.

Section Two. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

Section Three. The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered in the process of recodifying or servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

Section Four.

This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED BY THE CITY COUNCIL FOR THE CITY OF NORMANDY, MISSOURI, THIS _____ DAY OF _____, 2011.

Presiding Officer

Attest:

Pam Rogers, MMC/MPCC, City Clerk

APPROVED THIS _____ DAY OF _____, 2011.

Patrick Green, Mayor

Attest:

Pam Rogers, MMC/MPCC, City Clerk

First Reading _____
Second Reading _____