

ORDINANCE NO. 2024-12

INTRODUCED BY: Council Member Sheri Sax

AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTION 1064.021 ENTITLED “LOOSE RECYCLING SERVICES” AND DECLARING AN EMERGENCY.

WHEREAS, City Council wishes to amend Codified Ordinance Section 1064.021 entitled “Loose Recycling Services” by eliminating the mandate for backyard and/or side yard pickup of loose recycling services; and

WHEREAS, City Council’s Service and Utilities Committee reviewed proposed specifications for two-wheel carts or bins for recycling in a variety of sizes, all of which carts or bins are lifted automatically by a tipper or side-arm affixed to a truck after being placed curbside;

WHEREAS, City Council wishes to further amend Codified Ordinance Section 1064.021 entitled “Loose Recycling Services” to require the City to provide assistance to those residents who request such assistance with moving loose recycling bins back and forth to the curbside;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY HEIGHTS, COUNTY OF CUYAHOGA, AND STATE OF OHIO, THAT:

Section 1. Council hereby amends Codified Ordinance Section 1064.021 entitled “Loose Recycling”, which shall read in its entirety as follows:

1064.021 LOOSE RECYCLING SERVICES

- (a) The following terms shall be defined as follows:
 - (1) “Designated Recyclable Materials” or “DRM” shall mean items or materials that may be recycled using the City’s Loose Recycling Services, as determined from time to time by the City’s Service Director.
 - (2) “Loose Recycling Services” shall mean the pick-up and disposal by the City of Designated Recyclable Materials (“DRM”) contained loosely in Recycling Bins for transforming or remanufacturing such DRM into usable or marketable materials other than landfilling or incineration.
 - (3) “Recycling Bins” shall mean containers provided by the City to residents for loose containment of DRM.
- (b) The City shall offer Loose Recycling Services to residents and/or occupants of residential dwellings. ~~Loose Recycling Services shall be offered by means of backyard and/or side yard pickup.~~
- (c) The City shall provide Recycling Bins to residents who wish to participate in Loose Recycling Services.
- (d) To participate in the City’s Loose Recycling Services, residents shall opt-in or subscribe by obtaining Recycling Bin(s) from the City, at times and locations designated by the City.
- (e) The City shall provide assistance to residents who request assistance with moving recycling bins back and forth to a curbside location and the place of storage on residential property. The City will adopt administrative regulations to address assistance requested by residents.
- (f) The City shall provide Recycling Education to those residents who opt-in or subscribe to the City’s recycling program. The City will adopt administrative regulations to implement Recycling Education for City residents.

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(ge) The City Service Director shall adopt rules and regulations for the provision of Loose Recycling Services.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the requirements of Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is declared to be an emergency measure necessary for the preservation of the public peace, safety, health and welfare of the citizens of the City of University Heights, so that the City can take all necessary steps, without delay, to implement appropriate regulations and modernize the City’s recycling practices. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval of the Mayor; otherwise it shall become effective at the earliest time allowed by law.

Michael Dylan Brennan, Mayor

First Reading: _____

Passed: _____

Attest: _____
Kelly M. Thomas, Clerk of Council

Approved
as to form: _____
Luke F. McConville, Law Director

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