

ORDINANCE NO. 382

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HULL,  
IOWA, BY AMENDING CHAPTER 105, SECTION 105.11 OF THE CODE OF  
ORDINANCES OF THE CITY OF HULL REGARDING WASTE STORAGE CONTAINERS**

**BE IT ENACTED** by the City Council of Hull, Iowa:

**Section 1. SECTIONS AMENDED.** The Code of Ordinances of the City of Hull, Iowa, is amended as follows:

- a) Section 105.11 is hereby amended by striking the section in its entirety and substituting the following new section:

**SECTION 105.11  
WASTE STORAGE CONTAINERS**

**105.11 WASTE STORAGE CONTAINERS.** Every person owning, managing, operating, leasing or renting any premises, dwelling unit or any place where refuse accumulates shall provide and at all times maintain in good order and repair portable containers for refuse and recycling in accordance with the following:

1. Container Specifications. Waste storage containers shall comply with the following specifications:
  - A. Residential. Residential solid waste containers must be purchased from the City at the cost set on the City's schedule of rates as approved by the Council. Only City-approved containers are allowed, and may not be altered by the resident. After purchase, the container is the property of the resident.
  - B. Commercial. Commercial and industrial solid waste containers shall conform to the sanitation and littering provisions of this chapter, but the weight and shape specifications for containers may be varied by negotiation between the establishment, the collector and the City.
  - C. Recycling. For residential locations/addresses, the City, at no cost to the resident will provide one recycling container per address/pickup location. For non-residential locations/addresses, the recycling container must be purchased from the City at the cost set on the City's schedule of rates as approved by the Council. If the container is lost or broken, it must be replaced at the resident's or business's cost according to the City's schedule of rates as approved by the Council. The recycling container must remain with the property and may not be retained by the resident.

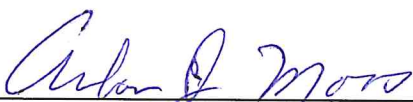
2. **Storage of Containers.** Residential solid waste containers shall be stored upon the residential premises. Commercial solid waste containers shall be stored upon private property, unless the owner has been granted written permission from the City to use public property for such purposes. The storage site shall be well drained; fully accessible to collection equipment, public health personnel, and fire inspection personnel. All owners of residential and commercial premises shall be responsible for proper storage of all garbage and yard waste to prevent materials from being blown or scattered around neighboring yards and streets.
3. **Location of Containers for Collection.** Containers for the storage of solid waste and recycling awaiting collection shall be placed within five (5) feet from the street or alley or curbside no later than 7:00 a.m. on the date of pickup.
4. **Nonconforming Containers.** Solid waste placed in containers that are not in compliance with the provisions of this section will not be collected.

**Section 2. REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**Section 3. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**Section 4. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed and approved by the Council the 10<sup>th</sup> day of October, 2022

  
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Arlan Moss, Mayor

ATTEST:

  
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Heidi Kramer, City Clerk

First Reading: September 26, 2022

AYES: Kyle Te Slaa, Les Van Roekel, Faye De Kam

NAYS: None

ABSENT: Ryan Beukelman & Kim Wielenga

Second Reading: October 10, 2022

AYES: Ryan Beukelman, Kyle Te Slaa, Les Van Roekel  
Kim Wielenga & Fay De Kam

NAYS: None

Third Reading: Waived

AYES:

NAYS:

Date of Publication: October 19, 2022