

Memo

To: Trustee Gohl
From: Heritage & Environs Committee, Chairman Fern
cc: Board of Trustees, Village President
Date: September 23, 2016
Re: Refuse Lid Ordinance

The Village of Barrington Hills Heritage and Environs Committee hereby forwards to the Barrington Hills Board of Trustees the proposed Refuse Lid Ordinance (RLO).

We propose amending the existing 7-3-5 Village Code to include the following:

B. All refuse must be placed in a container where a hinged lid is utilized. Failure to comply will result in a fine.

We further propose the following in order to remove the ambiguity of the fine.

C. Penalty. Any person who violates this section will be fined \$50. Each day will be separate occurrence and fined accordingly.

Given the rural nature of Barrington Hills, animals tear into plastic bags scattering debris which goes uncollected. This in turn diminishes the beauty of Barrington Hills.

It is the intent of the RLO proposed amendment to reduce the occurrence of animals tearing into household waste. Further the hinged requirement provides a semi-secure vessel whereby weather will not scatter debris onto a neighbor's yard. In addition, the current collection technology haulers utilize include mechanical arms extending off of the collection trucks which accommodate the hinged version of the waste receptacles. The hinged type of vessel prevents separation of the lid to the repository preventing lost lids and promotes use of the lid.

ORDINANCE AMENDING REGULATIONS REGARDING SCAVENGERS AS SET FORTH IN TITLE 7, CHAPTER 3 IN THE VILLAGE CODE

WHEREAS, the Village of Barrington Hills (“Village”) is a duly organized and existing Illinois home rule municipality pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the Village of Barrington Hills is authorized and empowered, under the Municipal Code and the Code of Ordinances of the Village of Barrington Hills, to set and adopt regulations for the conduct of business within the Village, including but not limited to those relative to operators of scavenger businesses; and

WHEREAS, in the Village Board of Trustees has previously adopted regulations allowing scavengers to operate within the Village, which regulations are set forth in the Village Code in Title 7, Health and Sanitation, as Chapter 3, Scavengers; and

WHEREAS, the Heritage and Environs Commission has recently reviewed the regulations set forth in Title 7, Chapter 3, and has determined that certain provisions of the regulations require modification and clarification to best meet the needs of the Village and its residents; and

WHEREAS, the Village President and Board of Trustees have reviewed the amendments recommended and based on the recommendations of the Heritage Environs Commission, and deem it prudent and necessary to adopt as amendments of Title 7, Chapter 3 of the Village Code.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, as a home rule municipality, the following:

SECTION ONE: That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

SECTION TWO: That regulations relative to scavenger services shall be amended to provide for a fine in the event that there is a failure to place all refuse for pick-up in a container with a hinged lid, and for such purpose, Title 7, Chapter 3 Scavenger be and hereby is amended effective January 1, 2017 to state as follows:

7-3-5: PLACEMENT OF REFUSE TO BE COLLECTED:

(A) Any refuse, debris, waste or containers thereof or household furnishings or any other articles set out for disposal, whether roadside or behind the lot line, shall be set out no earlier than the day before a pickup and such containers shall remain set out only one day after collection of its contents.

(B) All refuse must be placed in a container where a hinged lid is utilized. Failure to comply will result in a fine.

(C) Penalty. Any person who violates this section will be fined \$50. Each day will be a separate occurrence and fined accordingly.

SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Ayes: Nays: Absent:

PASSED AND APPROVED by the President and Board of Trustees of the Village of Barrington Hills, Illinois, this 26th day of September, 2016.

APPROVED:

ATTEST:

Village President

Village Clerk