



# MANAGER'S MEMO ITEM

---

**ITEM:** Ordinance Amending Time Restrictions for Garbage Set-Out  
**WORKSHOP DATE:** November 22, 2005  
**PREPARED BY:** Mike Baker, Assistant Village Manager  
**BID AMOUNT:** N/A **ACCOUNT:** N/A  
**BUDGET AMOUNT:** N/A

**PURPOSE:** To amend the time restrictions for the placement and removal of refuse containers on the parkway prior to and following refuse collection

## ISSUE SUMMARY:

---

The Municipal Code currently requires that refuse subject to curbside scavenger removal be placed on the parkway no earlier than 6:00 p.m. on the evening prior to the collection day. The Code also requires that all containers and materials not collected be removed from the parkway by 7:00 p.m. on the day of scavenger service.

It was determined that these restrictions place an undue burden on certain residents and should be amended to allow greater flexibility, while preserving defined standards regarding refuse on the parkway. For instance, some residents, for personal safety reasons, prefer not to put their refuse on the parkway after sunset. The current 6:00 p.m. restriction does not allow for this during the fall and winter months, when the sun sets before 6:00 p.m. In addition, the 7:00 p.m. removal requirement can be difficult for residents who work late or have alternate work schedules to meet. In order to correct these issues, it is proposed that the 6:00 p.m. restriction be changed to 12:00 noon and the 7:00 p.m. restriction be changed to 12 midnight. The Director of Code Services indicated that these revisions would not create any difficulties or challenges in the enforcement of this section of the ordinance.

## ATTACHMENTS:

---

- Ordinance Revisions to Section 13.49.1

## STAFF RECOMMENDATION:

---

Staff recommends approval of the proposed ordinance revisions.

## REQUESTED COURSE OF ACTION:

---

Place on active agenda for December 6, 2005 Council Meeting

Refuse

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING RESTRICTIONS FOR THE PLACEMENT OF GARBAGE, REFUSE, RECYCLABLES, COMPOSTABLE MATERIALS, ETC. ON PARKWAYS FOR SCAVENGER REMOVAL**

BE IT ORDAINED by the Village Council of the Village of Downers Grove in DuPage County, Illinois, as follows: (Additions are indicated by ~~shading~~/underline; deletions by ~~strikeout~~):

**Section 1. That Section 13.49.1. is hereby amended to read as follows:**

**13.49.1. Storing or placing garbage, refuse, recyclables, compostable materials, etc., on the parkway for scavenger removal.**

Notwithstanding any other provision of this Code, garbage, refuse, recyclables, compostable materials and similar items may be placed on parkways in the Village only to facilitate their removal by scavengers, and only if the following provisions are observed by the person placing or causing to be placed on the parkways items of refuse or compostable materials:

(a) Any refuse or compostable materials placed on the parkway shall either be marked or contained in the manner designated by the licensed scavenger to facilitate its collection of scavenger fees, in one of the following ways:

(1) An appropriate refuse or yard waste sticker, as defined in Section 13-49.4 hereof, shall be affixed to the bag or container in which the refuse or compostable materials are contained, in such manner that the sticker is readily visible and can be readily removed by the scavenger; or

(2) A container obtained from the scavenger service shall be utilized to hold the refuse or compostable materials, upon an agreement with the scavenger for periodic billing for services to collect from such container.

(b) Any refuse, recyclables or compostable materials placed on the parkway shall be stored in containers or otherwise appropriately secured to ensure that debris or refuse is not scattered by weather, animals or other causes; and

(c) Refuse, recyclables or compostable materials stored in containers or otherwise appropriately secured, may be placed on the parkway after ~~6:00~~12:00 noon ~~P.M.~~ ~~the evening~~day preceding scavenger service. Refuse, recyclables, compostable materials and containers used to store these items shall be removed from the parkway by ~~7:00~~12:00 P.M. ~~midnight~~ of the day of scavenger service. (Ord. No. 3297, § 7; Ord. No. 3320, § 1.)

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

**Section 3.** That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

\_\_\_\_\_  
Mayor

Passed:  
Published:  
Attest: \_\_\_\_\_  
Village Clerk