

Ordinance Number 257-2019**Council Member:** McCormack

An emergency ordinance to amend Section 551.22 of the Codified Ordinances of Cleveland, Ohio, 1976, as enacted by Ordinance No. 773-A-80, passed December 14, 1981, relating to the waste collection hours in and near a residential district.

WHEREAS, residents in and near residential districts have been disrupted by early morning waste collection times by private commercial waste haulers; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 551.22 of the Codified Ordinances of Cleveland, Ohio 1976, as enacted by Ordinance No. 773-A-80, passed December 14, 1981, is amended as follows:

Section 551.22 Hours of Collection and Transportation

No person owning or driving a vehicle hauling solid waste shall cause the collection, transportation or transfer of such waste other than between the hours of 6:00 a.m. and 7:00 p.m., except that in areas within 250 feet of a residential district such collection, transportation or transfer shall begin no earlier than 7:00 a.m. No collection, transportation or transfer shall occur on Saturdays after 6:00 p.m. or on Sundays. Application for exceptions to this provision may be made to the Director of Public Works, on a form provided by the Director. Such exceptions shall be granted only where the applicant is able to demonstrate circumstances of great practical difficulty in the collection and transportation of solid waste in areas where there is heavy daytime vehicular and pedestrian traffic and a concentration of commercial activity.

Section 2. That existing Section 551.22 of the Codified Ordinances of Cleveland, Ohio 1976, as enacted by Ordinance No. 773-A-80, passed December 14, 1981, is repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Passed June 3, 2019.

Effective June 5, 2019.