

CITY OF IOWA CITY PERMIT SYSTEM FOR SOLID WASTE CONTAINERS IN THE DOWNTOWN ALLEYS

Definitions and Size Limits

Solid Waste Container A receptacle used by any person or operator to store solid waste during the interval between solid waste collections.

Grease Container A solid waste container in which grease is stored during the interval between grease collections.

Recycling Container A solid waste container in which recyclables are stored during the interval between recycling collections.

Volume Volume of the solid waste container may be 1-yard, 1.5 yard, 2-yard, or 95-gallon.

Dimensions No solid waste container shall be larger than seventy-two (72) inches in length, forty-eight (48) inches in width, or two (2) yards in volume.

Permit Process

Permit Required No person shall place or maintain any solid waste container on the public right-of-way in the downtown without first obtaining a permit.

Application An application for a permit to place or maintain a solid waste container in the downtown public right-of-way shall be filed with the Clerk on a form provided by said department.

Issuance The Clerk or designee may issue a revocable permit to a person to use the downtown public right-of-way to maintain a solid waste container after payment of the permit fee, after providing proof of insurance, and after assurance that the person shall comply with all conditions of the City ordinances, including the Fire Code, Section 7-1 of the City Code.

Number & Location The City shall determine the number of containers that the permit holder may place on the right of way. The permit holder shall determine the location of the containers except that they shall be placed flush with the face of the building.

Duration Each permit shall be issued for a period of three (3) years.

Fees The annual permit fee of \$60.00 is on a per dumpster basis. No permit shall be issued without payment of the permit fee. Permit fees are nonrefundable and are not subject to proration. If a permit holder replaces a solid waste container due to its poor condition or other reason, the permit may be transferred to the replacement container and an additional fee shall not be required.

Placement The permit holder shall adhere the permit in a conspicuous place on the front of the solid waste container in the upper, center area.

Insurance A permit holder shall provide, at the time the permit application is filed, a certificate of

insurance for comprehensive general liability, automobile liability, excess liability, and worker's compensation insurance, naming the City of Iowa City as an additional insured. Minimum coverage amounts are set by the City of Iowa City Risk Manager. The permit holder shall provide thirty (30) calendar days notice to the City before cancellation of said insurance.

Hold Harmless A permit holder shall pay on behalf of the City all sums which the City shall be obligated to pay by reason of any liability imposed upon the City for damages of any kind resulting from the placement or maintenance of a solid waste container, whether sustained by any person or persons, caused by accident or otherwise and shall defend at its own expense and on behalf of the City any claim against the City arising out of the placement or maintenance of said solid waste container.

Assignment The sale or assignment of a solid waste container permit is expressly prohibited unless approved in writing by the City Manager or designee.

Revocation and Suspension If the City Manager or designee finds that a city ordinance, state law, federal law, or a provision of the "City of Iowa City Permit System for Solid Waste Containers in the Public Alleys" has been violated, any permit issued may be revoked or suspended. The City shall notify the permit holder of the violation and the notice of violation shall state the following:

- a. A description of the reason for the revocation or suspension with reference to the applicable City ordinance, state law, federal law, or permit provision.
- b. Actions that must be taken by the permit holder to remedy the violation.
- c. The place and time at which the permit holder will be given the opportunity to present a written or oral statement to the City Manager or designee if the permit holder believes that there are not grounds for revocation or suspension.
- d. A statement that the solid waste container will be promptly removed by the City without further notice to the permit holder if the permit is revoked or suspended.

Removal If the solid waste container permit is revoked or suspended, the City may remove the solid waste containers without further notice to the permit holder. If the solid waste containers are removed, the City may store them at the Iowa City Streets Department. The costs that must be paid to reclaim it are the actual costs of removing the solid waste containers and a storage fee for storing the solid waste containers. The storage fee shall be a flat fee of \$5.00 per day per container. If the permit holder does not claim the solid waste container within thirty (30) days of its removal, it will be considered abandoned, and the City may dispose of it.

Notification All notifications required by this policy by the City to the permit holder shall be by electronic mail at the e-mail address listed on the application.

Additional Permit Requirements

Cleaned

- a. The permit holder shall steam clean and disinfect containers twice annually in at least four (4) month intervals and upon request.
- b. The permit holder shall maintain and cleanup leaks and spills that result from containers.
- c. Upon notification by the City, the permit holder shall clean up the leak or spill within 6 hours of the City sending the notice and shall repair the container within 24 hours.
- d. When emptying a container, the permit holder shall pick up all loose trash adjacent to the container and disposed of it properly.

e. The permit holder shall clean up any oil, hydraulic fluid and other liquids leaking or spilling from the permit holder's trucks in a timely manner and no later than 6 hours after the City sends a notice.

Lid The solid waste container shall be covered at all times with a watertight lid.

Painted/Labeled The solid waste container shall be painted and labeled identifying the owner including a telephone number.

Inspection The City may inspect a solid waste container at any time without prior notice to the permit holder.

Disposal of solid waste: The permit holder shall remove all solid waste material from serviced locations, which is not recycled, and haul it to the Iowa City Landfill. The City will provide access to the permit holder to the Landfill during normal Landfill hours of operation. The cost of disposal will be at the then-current rate per ton. The permit holder may apply for a charge account with the City, using the Landfill Charge Account Agreement in effect at the time of this Agreement. The permit holder shall not sort or separate solid waste materials at the source prior to loading or hauling said materials to the Landfill.

Disposal of recycling materials, used vegetable oil and compostable materials: The permit holder shall haul, dispose and store all materials hauled from serviced locations, including all recycling materials, used vegetable oil and compostable materials on a site and in a manner which meets the requirements of applicable federal, state and local laws and regulations, including zoning ordinances.