

CITY OF IOWA CITY
PERMIT SYSTEM
FOR SOLID WASTE CONTAINERS IN THE DOWNTOWN ALLEYS
(Adopted in Reso. No. 21-146)

Definitions

Downtown The area bordered by Gilbert Street to the east, Iowa Avenue to the north, Clinton Street to the west, and Burlington Street to the south and the area bordered by Gilbert Street to the east, Bloomington Street to the north, Dubuque Street to the west, and Jefferson Street to the south.

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.

Compost Container A container in which compostable materials are stored during the interval between compost collections.

Permit Process

Permit Required No person shall place or maintain any solid waste, grease, recycling or compost 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, grease, recycling or compost container in the downtown public right-of-way shall be submitted as set forth in the administrative rules.

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

Issuance The City Manager or designee may issue a revocable permit to a person to use the downtown public right-of-way to maintain a solid waste, grease, recycling or compost 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, this permits system, and the administrative rules.

Number & Location The City shall determine the number of containers that the permit holder may place on the right of way and the location of the containers.

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 and will coincide with the fiscal

year which begins July 1. No permit shall be issued without payment of the permit fee, and no container shall be placed on the right of way without payment of the permit fee. Permit fees are prorated quarterly. 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.

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 day 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, a provision of the "City of Iowa City Permit System for Solid Waste Containers in the Downtown Alleys," or the administrative rules has been violated, any permit issued may be revoked or suspended. The City shall provide the permit holder notice and opportunity to be heard as set forth in the administrative rules.

Removal of Container 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 Landfill. 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.

The City may remove a single container if it does not meet the cleanliness and related standards set forth in the administrative rules upon notice and opportunity to cure the violation. The costs and fees charged are the same as set forth above.

Disposal of Waste The permit holder shall remove and properly dispose of all waste placed in or adjacent to a container regardless of type, including but not limited to any bulky waste, "white goods," hazardous waste, toxic substances, and contaminants. Additionally, the permit holder shall remove and properly dispose of all waste in the entire alley including but not limited to any bulky waste, "white goods," hazardous waste, toxic substances, and contaminants.