

**CITY OF DAYTON, KENTUCKY
ORDINANCE NO. 2020#15**

**AN ORDINANCE AMENDING REGULATIONS FOR THE
ISSUANCE OF TEMPORARY PERMITS FOR DUMPSTERS
AND PORTABLE STORAGE UNITS.**

**NOW, THEREFORE BE IT ORDAINED BY THE CITY OF DAYTON,
CAMPBELL COUNTY, KENTUCKY AS FOLLOWS:**

Section I

That the following sections shall be amended in the Code of Ordinances for the City of Dayton:

CHAPTER 96 – STREETS, SIDEWALKS, AND PUBLIC WAYS.

**§96.40 DUMPSTERS AND OTHER RECEPTACLES FOR DEMOLITION AND
CONSTRUCTION DEBRIS.**

(A) No person shall place a dumpster or other receptacle for demolition or construction debris in or on any yard, street, or sidewalk until he or she submits an application to and obtains a permit (hereinafter “dumpster permit”) from the Code Enforcement Department.

(B) The Code Enforcement Department may issue a dumpster permit for a period not to exceed fourteen days (14), for the purpose of containing demolition or construction debris while the applicant conducts rehabilitation or construction work at the location identified in the application. The Code Enforcement Department may grant an extension of up to seven (7) days upon showing of good cause by the applicant. Such devices must be placed upon private property unless some physical condition exists that would prohibit placement in the yard or driveway. If the device cannot be placed on private property it may be placed on a city street directly in front of the property of the permit holder.

(C) Every person desiring a dumpster permit shall make application in writing, to the Code Enforcement Department, stating the location where the dumpster is to be placed, the name, address and phone number of the owner or agent of the property to be served by the dumpster, the name and phone number of the solid waste company or owner of the dumpster, and any other information that the Code Enforcement Department may reasonably require. The permit application must be accompanied with a dumpster permit fee of \$20.00. ~~[\$75.00 which shall be returned to the applicant after the expiration of the permit unless the provisions of this section are not complied with.]~~

(D) Every person responsible for the placement of a dumpster or other receptacle for demolition or construction debris must comply with the requirements listed on the dumpster permit.

(E) The city may cause to have a dumpster or other receptacle for demolition or construction debris removed from its location in the city, at the expense of the person responsible for its placement, if:

- (1) The person responsible for the placement of the dumpster has not obtained a dumpster permit from the Code Enforcement Department; or

- (2) The dumpster permit issued by the Code Enforcement Department - or an extension thereof - has expired; or
- (3) A person who obtains a dumpster permit places the dumpster at a location different than the location identified in the application for the permit; or
- (4) Refuse is placed in the dumpster from location(s) other than the location identified in the application.

§ 96.41 PORTABLE STORAGE UNITS.

(A) No person shall place a portable storage unit or similar container on any yard, driveway, street or sidewalk until he or she submitted an application to do so and obtains a permit (hereinafter “portable storage unit permit”) from the city’s Code Enforcement Department.

(B) For purposes of this section a portable storage unit is defined as a transportable unit designed and used primarily for temporary storage of building material, household goods, personal items and other material for use on a limited basis on residential property.

(C) The Code Enforcement Department may issue a portable storage unit permit to allow the placement of a unit not to exceed fourteen (14) days from the date of the issuance of the permit. The Code Enforcement Department may grant an extension of up to seven (7) days upon showing of good cause by the applicant. Such devices must be placed upon private property unless some physical condition exists that would prohibit placement in the yard or driveway. If the device cannot be placed on private property it may be placed on a city street directly in front of the property of the permit holder.

(D) Every applicant shall provide the location of the temporary portable storage unit, the name, address, phone number and e-mail address (if applicable) of the owner or agent of the property to be served by the temporary portable storage unit; and the name address, phone number and e-mail address (if applicable) of the service company that provides the temporary portable storage unit and any other information that the Code Enforcement Department may reasonably require.

(E) The permit application must be accompanied with a dumpster permit fee of \$20.00. ~~[\$75.00 which shall be returned to the applicant after the expiration of the permit unless the provisions of this section are not complied with.]~~

(F) Any device which is placed in violation of this section or is not removed at the end of the time for which it is authorized by the city to remain in place may be removed by the city, with prior notice of not less than twenty-four (24) hours, and the cost of such removal, together with the cost of administration of its removal, shall be reimbursed to the city by the applicant.

Section II

This ordinance shall be in full force and effect from and after its adoption, approval and publication

as is required by law.

PASSED by City Council of the City of Dayton, Campbell County, Kentucky assembled in regular session.

First Reading: 11-17-2020
Second Reading: 12-1-2020

ATTEST: Donna Leger
DONNA LEGER
CITY CLERK/TREASURER

RB
MAYOR BEN BAKER