

# Memo

**To:** Trustee Gohl  
**From:** Heritage & Environs Committee, Chairman Fern  
**cc:** Board of Trustees, Village President  
**Date:** April 24, 2017  
**Re:** Refuse Lid Ordinance

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We already have codes, ordinances and fines in place regarding when trash and recycling may be brought to the roadside and established fines for littering. However, we do not have an existing code, ordinance or fine on the utilization of inadequate containers which results in much of the trash that lines our roads. **The Heritage and Environs Committee (HEC) asks the Trustees to amend the existing refuse collection ordinance or implement a separate ordinance to mandate the use of secured containers (containers with lids) for roadside trash and recycling collection.**

**All refuse-filled containers (trash and recycling) set out for roadside collection shall be securely covered to prevent their contents being strewn by wind or other means into the surrounding area.**

Vintage low profile recycling bins, traditional open style trash cans and trash bags set curbside are not adequate to secure refuse. High winds readily remove the contents from the historic low profile recycling bins and open style trash cans with un-bagged waste. Trash bags set curbside are frequent snacks for our local wildlife and end up torn.

As someone who regularly participates in neighborhood roadside cleanup projects I can state my strong belief that much of the trash collected on my road is not litter thrown out of passing cars but is trash that was disposed of in an inadequate manner.

The existing language in our refuse collection ordinance (7-3-5) addresses “roadside collection”. By amending the existing ordinance or using similar language we can address some of the concerns of the HEC.

- Enforcement would be treated the same as the existing roadside code.
- Roll off containers are typical of home construction or remodeling and not placed by the roadside.
- Homeowners or residents who have garage or backdoor service would not be subject to the amended ordinance.

Those that need updated containers will find that they are available thru the haulers and most home improvement stores for a modest cost. It is our belief that this will help maintain the beauty and character of our unique community.

**ORDINANCE AMENDING REGULATIONS REGARDING SCAVENGERS AS SET FORTH IN TITLE 7, CHAPTER 3 IN THE VILLAGE CODE**

**WHEREAS**, the Village of Barrington Hills (“Village”) is a duly organized and existing Illinois home rule municipality pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

**WHEREAS**, the Village of Barrington Hills is authorized and empowered, under the Municipal Code and the Village Code of the Village of Barrington Hills, to set and adopt regulations for the conduct of business within the Village, including but not limited to those relative to operators of scavenger businesses; and

**WHEREAS**, in the Village Board of Trustees has previously adopted regulations allowing scavengers to operate within the Village, which regulations are set forth in the Village Code in Title 7, Health and Sanitation, as Chapter 3, Scavengers; and

**WHEREAS**, the Heritage and Environs Committee has recently reviewed the regulations set forth in Title 7, Chapter 3, and has determined that certain provisions of the regulations require modification and clarification to best meet the needs of the Village and its residents; and

**WHEREAS**, the Village President and Board of Trustees have reviewed the amendments recommended and based on the recommendations of the Heritage Environs Commission, and deem it prudent and necessary to adopt an amendment of Title 7, Chapter 3 of the Village Code.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake and McHenry Counties, Illinois, as a home rule municipality, the following:

**SECTION ONE:** That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

**SECTION TWO:** That regulations relative to scavenger services shall be amended to provide for a fine in the event that there is a failure to place all refuse for pick-up in a container with a cover, and for such purpose, Title 7, Chapter 3 Scavenger be and hereby is amended effective October 1, 2017 to state as follows:

**7-3-5: PLACEMENT OF REFUSE TO BE COLLECTED:**

(A) Any refuse, debris, waste or containers thereof or household furnishings or any other articles set out for disposal, whether roadside or behind the lot line, shall be set out no earlier than the day before a pickup and such containers shall remain set out only one day after collection of its contents.

(B) All refuse-filled containers set out for collection shall be securely covered to prevent their contents being strewn by wind or other means into the surrounding area.

(C) Penalty. Any person who violates this section shall be fined \$50. Each day shall be a separate occurrence and fined accordingly.

**SECTION THREE:** That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

**SECTION FOUR:** That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

Ayes:            Nays:            Absent:

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Barrington Hills, Illinois, this 24<sup>th</sup> day of April, 2017.

APPROVED:

ATTEST:

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Village President

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Village Clerk