

**AN ORDINANCE AMENDING ORDINANCE 1101 - 1989
[KNOWN AS LAKEMORE ZONING ORDINANCE]
BY ADDING REGULATIONS FOR CONSTRUCTION
DEBRIS CONTAINERS AND DUMPSTERS**

Now, Therefore, Be It Ordained by the Council of the Village of Lakemore, Ohio:

Section 1: That Ordinance 1101 - 1989 [known as the Lakemore Zoning Ordinance] is hereby amended as set forth in this Ordinance.

Section 2: That Section 603.19 is hereby added to Article VI of the Zoning Code, which new section shall read as follows:

**ZONING REGULATION FOR CONSTRUCTION DEBRIS
CONTAINERS AND DUMPSTERS**

Construction Debris Containers and Dumpsters:

Construction debris containers and dumpsters are not permitted in any zoning district within the Village unless the property owner has first obtained a permit and complies with all regulations set forth in this section.

- a. Any person desiring to place a construction debris container or dumpster within the Village shall first apply for and obtain a zoning permit and pay a permit fee of twenty dollars (\$20.00).
- b. Any construction debris container or dumpster to be located on property in any residential district shall be situated behind the front building set back lines, and insofar as possible shall be located out of sight from public streets.
- c. Any construction debris container or dumpster to be located on property in any commercial district must be located in an area approved by the zoning inspector; the zoning inspector's approval shall be obtained **before** the container or dumpster is delivered to the property. In determining the proper location for the dumpster, the zoning inspector shall consider the existing set back lines, the uses of other properties in the vicinity, the sight lines from any public street or area, and other appropriate criteria that would lessen the impact on the neighborhood.
- d. No construction debris container or dumpster shall remain on any property for longer than ninety (90) days in any district. In extraordinary circumstances, the permit can be renewed for one

additional ninety-day period upon approval of a renewal application and payment of a second zoning permit fee. If the construction debris container or dumpster is not removed from the property before the expiration of 90 days after it is first placed on the property (or the extension if applicable), the property owner shall be assessed and shall pay a fee of ten dollars (\$10.00) per day for each day the container or dumpster remains on the property after the expiration of the ninety-day period.

- e. This section does not apply to closed trash dumpsters (dumpsters with lids) that are utilized by apartment complexes or commercial businesses for the collection and removal of trash by authorized refuse haulers.

Section 3: That all ordinances, resolutions, or parts of ordinances or resolutions inconsistent herewith are hereby repealed.

Section 4: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: May 7, 2007



DAVID E. CARTER, Mayor

ATTEST:



RICHARD QUAY, Fiscal Officer

I, Richard Quay, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance No. 1384 - 2007 was duly adopted by Council at its regular meeting held on May 7, 2007.



RICHARD QUAY, Fiscal Officer