



CITY COUNCIL
ATLANTA, GEORGIA

A SUBSTITUTE ORDINANCE

01-O-0712

BY FULL COUNCIL

A SUBSTITUTE ORDINANCE TO AMEND THE CITY OF ATLANTA'S CODE OF ORDINANCES, CHAPTER 130 "SOLID WASTE", SECTION 130-37 "REMOVAL OF GARBAGE", TO REQUIRE OWNERS OF APARTMENT HOUSES, INCLUDING PUBLIC HOUSING, CONDOMINIUMS AND TOWNHOUSES, TO FURNISH COMMERCIAL CONTAINERS FOR RECYCLABLES AND THE COLLECTION OF THEM; AND FOR OTHER PURPOSES.

WHEREAS, Chapter 130, Section 130-37(c) of the City of Atlanta's Code of Ordinances requires owners and managers of multi-family residential buildings to furnish commercial containers in sufficient number to adequately contain the garbage and refuse disposal for the location; and

WHEREAS, the Department of Public Works of the City of Atlanta receive many requests for recycling pick-up from residents of multi-family buildings; and

WHEREAS, it is desirable to reduce the waste stream going to landfills from all sectors of the City of Atlanta and further protect the environment;

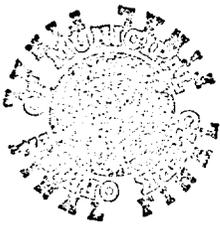
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That Subsection 130-37(c)(3) of the City of Atlanta's Code of Ordinances is amended by deleting it in its entirety and replacing it with the following:

(3) Containers used at apartment houses, townhouses, condominiums and public housing.

a. The owners of apartment houses, including public housing, condominiums and townhouses consisting of six or more living units, shall furnish commercial containers in sufficient number to adequately contain the garbage and refuse disposal at the location. The type, size, number and location of these commercial containers required shall be subject to the approval of the commissioner, but in no instance shall a container be less than a four-yard commercial container.

b. The owners of apartment houses, including public housing, condominiums and townhouses consisting of six or more living units, shall further furnish commercial containers in sufficient number and size for the location for the collection of recyclables, including, at a minimum, the materials the City collects as part of its curbside recycling program,



which materials include glass, plastics, newspapers, aluminum cans, and to provide for their collection. The type, size, number and location of these commercial containers required shall be determined by such owner in its reasonable discretion. Owners subject to this Subsection (c)(3)b. shall have until January 1, 2002, to comply with its requirements, after which time the enforcement provisions of Subsection (c)(4)b. will apply. All recycling programs that are fully funded by the owner or management company will not be subject to any additional fees by the City of Atlanta. Additionally, all recyclable materials are subject to the resale market; any materials subject to recycling will be exempt from the program if a resale market does not exist.

SECTION 2: That Subsection 130-37(c)(4)b. of the City's Code of Ordinances is amended by deleting it in its entirety and substituting in its place the following:

b. Enforcement. If an apartment house owner, including an owner of public housing, condominiums and townhouses consisting of six or more living units, is found in violation of subsections (c)(3)(a) or (b) of this section, it shall be the duty of the commissioner to give notice to the owner to abate the violation within a stated period of time not to exceed seven days.

SECTION 3: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

JUN 04, 2001
JUN 08, 2001

RCS# 2933
6/04/01
5:14 PM

Atlanta City Council

Regular Session

01-0-0712 Require owners of apartment homes, etc.
 to furnish containers for recyclables
 ADOPT ON SUB

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 3

Y McCarty	B Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	NV Martin	Y Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
NV Winslow	Y Muller	B Boazman	NV Pitts

01-0-0712

01-0-0712

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCILMEMBER CLAIR MULLER

AN ORDINANCE TO AMEND THE CITY OF ATLANTA CODE OF ORDINANCES CHAPTER 130 ENTITLED "SOLID WASTE", SECTION 130-37 "REMOVAL OF GARBAGE", (c) "RECEPTACLES", TO ADD NEW LANGUAGE THAT WOULD REQUIRE OWNERS OF APARTMENT HOUSES, INCLUDING PUBLIC HOUSING, CONDOMINIUMS AND TOWNHOUSES TO FURNISH COMMERCIAL CONTAINERS FOR RECYCLABLES AND YARD TRIMMINGS AND THE COLLECTION OF BOTH; AND FOR OTHER PURPOSES.

ADOPTED BY JUN 04 2001

COUNCIL w/o objection
As Amended

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 5/7/01

Referred To: City Utilities

Date Referred 5/21/01

Referred To: City Utilities

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee City Utilities
 Date 5-15-01
 Chair Clair Muller
 Action: Fav, Adv, Hold (see rev. side)
 Other: no substance as amended
 Members Richard M. Spivey
 Refer To Clair Muller
John M. Spivey

Committee City Utilities
 Date 5-29-01
 Chair Clair Muller
 Action: Fav, Adv, Hold (see rev. side)
 Other: ON COUNCIL
 Members As Amended
 Refer To Clair Muller

FINAL COUNCIL ACTION

- 2nd Reading
- 1st & 2nd Readings
- 3rd Reading
- Consent
- V Vote
- RC Vote

CERTIFIED

CERTIFIED JUN 4 2001

ATLANTA CITY COUNCIL PRESIDENT

Richard M. Spivey

CERTIFIED JUN 04 2001

Richard Spivey
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED JUN 8 2001
Raymond M. Murray
 MAYOR