

ORDINANCE NO.: _____

AN ORDINANCE to amend Section 40-13(a) and (b) of the Code of Ordinances of the City of La Crosse regarding temporary use of streets by businesses renting dumpsters or storage containers.

WHEREAS, the existing Code of Municipal Ordinances of the City of La Crosse includes a Section authorizing the issuance of dumpsters (or refuse containers) for temporary placement on public streets, for building construction or alteration; and

WHEREAS, said Section does not include storage containers commonly used for moving activities, and the inclusion of such containers under an existing permit would provide for regulation, enforcement, and insurance requirements; and

WHEREAS, it is prudent to judiciously regulate permits for temporary use of public space for the general health, safety, and welfare of the City of La Crosse.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Section 40-13(a) and (b) are hereby amended to read as follows:

Sec. 40-13. Temporary use of streets by businesses renting dumpsters or storage containers.

- (a) *Permit required.* Unless a permit is obtained and maintained under article IV of this chapter, it shall be unlawful for any person engaged in the business of leasing dumpsters or refuse or storage containers for the storage of materials discarded or used in the process of construction or alteration of buildings, or moving activities, to place or allow for placement such dumpsters or ~~refuse~~ containers in any street, alley, highway, sidewalk or other public way within the City without first obtaining a permit from the City Engineer's Office.
- (b) *Application.* Applications for the dumpster or ~~refuse~~ container business permit shall be on forms provided by the City Engineer's Office. Each person engaged in the business of leasing to others, dumpsters or refuse or storage containers which are placed in any street, alley, highway, sidewalk or other public way within the City for the storage of materials discarded or used in the process of construction or alteration of structures or buildings, or moving activities, shall make a separate application and said permit shall terminate December 31 of each year.

SECTION II: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this division shall not be affected.

SECTION III: This Ordinance shall take effect upon passage and publication.

Shaundel Washington-Spivey, Mayor

Nikki M. Elsen, City Clerk

Passed:
Approved:
Published: