


RESOLUTION NO. 2022-28

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SEDONA,
ARIZONA, ESTABLISHING AS A PUBLIC RECORD CHANGES TO SEDONA CITY
CODE CHAPTER 8.05 (GARBAGE AND SOLID WASTE REMOVAL AND
CONTAINMENT).**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SEDONA, ARIZONA that the changes to Sedona City Code Chapter 8.05 (Garbage and Solid Waste Removal and Containment) as set forth in Exhibit A "2022 Amendments To Sedona City Code Chapter 8.05 Garbage And Solid Waste Removal And Containment, Sections 8.05.070 And 8.05.080" and attached hereto, constitutes a public record to be adopted by reference in Ordinance No. 2022-05 pursuant to A.R.S. § 9-802.

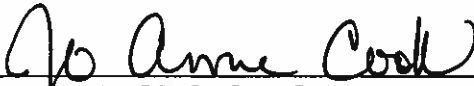
One paper copy and one electronic copy of this public record shall be filed in the office of the City Clerk and kept available for public use and inspection.

APPROVED AND ADOPTED by the Mayor and Council of the City of Sedona, Arizona this 13th day of September, 2022.



Sandra J. Moriarty, Mayor

ATTEST:



JoAnne Cook, CMC, City Clerk

APPROVED AS TO FORM:



Kurt W. Christianson, City Attorney

Exhibit A

"2022 Amendments to Sedona City Code Chapter 8.05 Garbage and Solid Waste Removal and Containment, Sections 8.05.070 and 8.05.080."

8.05.070 Containers – General requirements.

A. Every responsible party, person or commercial or residential solid waste generator shall place, or cause to be placed, all solid waste and recycling accumulating on the private premises or business establishment in containers provided by their service provider.

B. All materials and solid waste prepared for collection shall be stored in a container provided by the service provider until removed by that service provider, unless those materials are properly prepared for a bulk waste collection service.

C. Any user of a solid waste or recycling container provided by a service provider shall be required to use and maintain the container as follows:

1. Cleaning. All containers shall be used, maintained and stored in a clean and sanitary condition.

2. The user shall bag and securely tie all putrescible material in solid waste containers, thereby maintaining the container free of intense odors, evidence of flies in any stage of development, and any other nuisance or threat to public health or safety.

3. Lids or Covers. ~~Between collection days, t~~The lids or covers of any container(s) shall at all times be kept fully closed and secure in such a manner to prevent intrusion of moisture, infestation of insects, and scattering of solid waste or recyclable materials. ~~Between collection days, covers or lids shall be kept closed except when containers are being loaded or emptied.~~

D. It is the responsible party's obligation to properly contain solid waste or recyclable materials generated on their private premises or business establishment and to keep the area around the container continuously clear and free of all debris.

E. It shall be a violation of this chapter to overload or overfill a container. Solid waste and recycling containers shall at all times be kept in such a manner as to preclude the scattering of solid waste and recyclable materials from a container assigned to or associated with that property, private premises or business establishment. If such spilling or scattering of solid waste does occur, it shall be the immediate responsibility of the responsible party to remove and properly dispose of such spillage. For the purposes of this section, the term "property" includes adjacent private or public property or right-of-way if the solid waste has been scattered to such locations from a container assigned to or associated with the subject property.

~~F. Solid waste containers shall be placed out for collection at the edge of the right of way or street.~~

~~GE.~~ No person other than a responsible party for where the container is located or the service provider where the container is located shall remove any material or solid waste from the container, place any

material or solid waste within the container, or tamper with the container. [Ord. 2021-02 § 1, 1-26-2021; Res. 2021-03 § 1 (Exh. A), 1-26-2021].

8.05.080 Preparation for collection.

A. All residential solid waste for collection shall be prepared for collection as follows:

1. Residential solid waste and recycling containers may be placed at edge of the street, right-of-way or collection point after 12:00 p.m. on the day preceding collection. All containers must be placed so as not to interfere with pedestrian or vehicular traffic. Containers must be removed from the street, right-of-way, or collection point prior to 11:59 p.m. on the day of collection. No container shall be permanently stored in the public right-of-way without approval from the city manager or designee.

2. All solid waste and recycling containers shall be stored, between collection days, on the private premises or business establishment in a manner that minimizes the container's visibility. ~~This could be inside a garage, behind a fence, vegetation or other screening in a side yard, or otherwise obscured from view~~ from a public street. The designated collection days shall be determined by the service provider.

3. ~~Lids must be closed except when containers are being loaded or emptied.~~ All solid waste and recycling must fit securely into the container with the lid closed for collection. The lids of containers set out or used for residential solid waste or recycling collection must be **entirely** closed. No solid waste or recycling may be set or stored around the perimeter of the container.

B. The responsible party must provide sufficient containers at the private premises or business establishment to accommodate the amount of solid waste generated by the private premises or business establishment to comply with this chapter. It shall be unlawful, and no responsible party shall permit or allow the accumulation of solid waste upon any property within the city except in containers provided for the disposal of such solid waste. [Ord. 2021-02 § 1, 1-26-2021; Res. 2021-03 § 1 (Exh. A), 1-26-2021].