

# Illegal Dumping - The Orlando Solution



**MUNICIPAL WASTE MANAGEMENT  
ASSOCIATION**

**FALL SUMMIT 2009**

**ORLANDO, FL**

# Types of Dumping



## **In Right of Way (ROW)**

Green Waste

MSW – contains perusable

Junk or non-perusable

## **Private property – Dumping**

Code Enforcement – property owner

Illegal Storage

## **Private property - improper placement**

Violation of SW regulations

# SW Ordinance – Ch 28



**Not helpful in certain circumstances**

Green waste

Junk only

**Most helpful in:**

MSW on ROW

MSW on private property

Move out/eviction

# Orlando City Code Chapter 28



Establishes basic authority for SW collection

Power to create SW regulations

Provisions prohibiting:

Improper storage of waste

Scattering on streets, alleys, parkways, or public place

Violations of collection regulations become:

*Non-Regularly Scheduled Pick-Up*

*Actual Cost of Collection*

*Plus \$100.00 administrative fee*

# Basic Authority



Sec. 28.05. All solid waste accumulated in the City shall be collected, conveyed and disposed of by the City or its designated agents, licensees, franchises or contract representatives under the direction of the Bureau pursuant to the terms and provisions of this Chapter, and such rules and regulations as the Director shall prescribe for the collection, conveyance and disposal of such solid waste

# Authority to Adopt Regulations



Sec. 28.06. Director of Public Works; Supervision, Regulations, Appeal from Regulations.

(1) All solid waste accumulated in the City shall be collected, conveyed and disposed of under the supervision of the Director of Public Works, or his designee. The Director is hereby authorized to adopt and amend reasonable rules and regulations concerning the collection, conveyance, and disposal of solid waste as he shall deem necessary, including but not limited to, regulations concerning the days of collection and type and location of containers.

## Sec. 28.09. General Provisions



*Storing of Solid Waste.* No person shall place any solid waste in any street, alley, or other public place or upon any private property, whether owned by such person or not, within the City, except it be in proper containers for collection or in metal, plastic, or other type containers under express approval of the Director. Nor shall any person throw or deposit any solid waste in any lake, stream or other body of water.

*Scattering of Solid Waste.* No person shall cast, place, sweep or deposit anywhere within the City any solid waste upon any street, sidewalk, alley, sewer, parkway or other public place or in any such a manner that it may be carried or deposited by the elements, upon any street, sidewalk, alley, sewer, parkway, or other public place, or into any premises within the City.

## Sec. 28.10. Special Solid Waste Problems



3) *Non-Regularly Scheduled Pick-Up.* For any non-regularly scheduled pick-up of solid waste or other material referenced in this Chapter due to the violation of this Chapter, including, but not limited to early placement, unauthorized accumulation or scattering of solid waste or other material, the City's Bureau Chief of Solid Waste Management shall have the authority to assess an administrative charge for the actual cost of labor, vehicles and materials necessary to properly transport the solid waste or other materials away from the customer's residential or commercial premise. For any and all successive non-regularly scheduled pick-ups during any twelve (12) month period, the Bureau Chief, in addition to the administrative charge, shall have the authority to assess an administrative penalty up to and including one hundred and 00/100 dollars (\$100.00).

# Appeal Process



Fee for *Non-Regularly Scheduled Pick-Up* is not a fine

Appeal of regulations & Fees?

Must be heard by City Council

Regulations must be reasonable

Administrative fee (\$100) was approved by Council

# Chapter 28



Municode.com

Orlando City Code Chapter 28

[Mike.carroll@cityoforlando.net](mailto:Mike.carroll@cityoforlando.net)

407-246-2314

Thanks !

# Discussion



Green Waste

ROW

Private property