

LEGISTAR # 210064
DISTRICT # ALL

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda

Resolution or Ordinance (Blue) Waiver of First Requested
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO : PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager

DATE : February 23, 2021 **(BOT) Date:** March 4, 2021

SUBJECT: Text Amendment to Chapter 129 of Village Code: Collection Box
Business Regulations

SUBMITTED BY: William J. Heniff, AICP, Director of Community Development ~~WA~~

BACKGROUND/POLICY IMPLICATIONS:

The Economic and Community Development Committee (ECDC) transmits for your consideration its recommendation regarding the above-reference petition.

The ECDC recommended approval of this ordinance by a unanimous vote. Please place this resolution on the March 4, 2021 Board of Trustees agenda with a waiver of first reading.

Fiscal Impact/Funding Source:

Review (as necessary):
Finance Director _____ Date _____
Village Manager _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the agenda distribution.



MEMORANDUM

TO: Scott R. Niehaus, Village Manager

FROM: William J. Heniff, AICP, Director of Community Development

MEETING DATE: March 4, 2021

SUBJECT: **Text Amendment to Chapter 129 of Village Code: Collection Box Business Regulations**

Please find the following items for Village Board consideration as part of the March 4, 2021 Board meeting:

1. Economic and Community Development Committee (ECDC) memo; and
2. An Ordinance adopting business regulations for Collection Boxes.

The ECDC recommended approval of this ordinance by a unanimous vote. Please place this resolution on the March 4, 2021 Board of Trustees agenda with a waiver of first reading.

ORDINANCE _____

AN ORDINANCE AMENDING TITLE XI
OF THE LOMBARD VILLAGE CODE IN REGARD TO
COLLECTION BOXES

WHEREAS, the Corporate Authorities of the Village deem it reasonable to periodically review the Lombard Village Code and make necessary changes; and

WHEREAS, the Corporate Authorities of the Village finds that a new chapter, Chapter 129, was needed regarding collection boxes; and

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, as follows:

SECTION 1: That Title XI, Chapter 129 of the Village Code of Lombard, Illinois is hereby added to read as follows:

Chapter 129: - Collection Boxes

Article I. – Collection Boxes

§ 129.001

(A) PERMIT REQUIRED.

1. *Permit required.* No person, firm, association, partnership, corporation, LLC or other entity shall place a donation box on any private property within the corporate limits of the Village without first obtaining a permit.
2. *Permits not transferrable.* Permits issued under this Chapter are not transferrable.
3. *Duration of Permit.* All permits issued under this Chapter are valid for one calendar year and subject to renewal on January 1st of each year.

(B) REGULATIONS

1. All donations of electronics and furniture, and donations of household goods too large to fit in the donation box, are prohibited.
2. All donations must be fully contained within the donation box. Donations not fully contained in the donation box are considered a public nuisance and subject to removal by the Village at the property and/or donation box owners' expense.
3. Donation boxes shall not be allowed in residential zoning districts.
4. Donation boxes shall not be allowed on vacant land.
5. All donation boxes must be placed within the buildable area of a lot.
6. No donation boxes shall be placed in a parking space or infringe on parking in any way.
7. All donation boxes shall be placed on a hard, permanent surface.
8. No permit shall be issued for any donation box if any depth or width exceeds six (6) feet or height exceeds eight (8) feet.

9. The name and telephone number of the donation box company shall be permanently and prominently affixed to the front of each donation box.
10. The pick-up times for removal of all donated contents shall be posted and be visible on the front of the box.
11. The total number of donation boxes that may be permitted and located on a lot at any time is limited to two (2).

(C) MAINTENANCE.

1. Donation boxes shall not be allowed to become unsightly, unkempt or to remain in a state of disrepair.
2. Donation boxes shall be kept free of rust and graffiti.
3. Donation boxes shall be regularly emptied to prevent overflow of donations.
4. Donation boxes shall not allow clothing or other items to remain outside of the donation box or to otherwise allow the donation box to become or remain a public nuisance.
5. The property owner, lessee, and donation box company shall have shared responsibility to maintain the donation box on the property.
6. If a donation box is not maintained as required by the Lombard Village Code, the donation box will be considered a nuisance and may be abated in accordance with Chapter 94 "Nuisances" of the Lombard Village Code.

SECTION 2: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this ____ day of _____, 2021.

First reading waived by action of the Board of Trustees this ____ day of _____, 2021.

Passed on second reading this ____ day of _____, 2021.

Ayes: _____

Nays: _____

Absent: _____

Approved this ____ day of _____, 2021.

Keith T. Giagnorio, Village President

ATTEST:

Ordinance No. _____
Re: Chapter 129
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Sharon Kuderna, Village Clerk

Published in pamphlet from this _____ day of _____, 2021.

Sharon Kuderna, Village Clerk