

MEMORANDUM

To: Mayor & City Council

From: Steve Foote, AICP

Date: March 10, 2014

Subject: Amendments to the text of Chapter 27, specifically Article 9, "Supplemental Use Regulations," regarding trash receptacles for restaurants with a drive-through.

BACKGROUND

At the direction of Councilwoman Deutsch, at the Mayor and City Council January 13, 2014 meeting, staff has researched the question of requiring 'drive-thru' type trash receptacles at restaurants—offering the following changes for initial consideration by the City Council. As worded, these changes are proposed as an amendment to the zoning ordinance. If the Council is in support of these changes, then they can be added as a supplemental regulation to newly established restaurants with a drive-thru, by requiring a trash can with a drive-thru lid be placed in the stacking lane for ordering stations.

Pursuant to Section 27-18.100-C, the following review and approval criteria must be used in reviewing and taking action on all zoning ordinance text amendments:

- 1. Whether the zoning proposal is in conformity with the policy and intent of the comprehensive plan; and
- 2. Whether the proposed zoning ordinance text amendment corrects an error or inconsistency in the zoning ordinance, meets the challenge of a changing condition or is necessary to implement established policy.

The proposed amendments are as follows:

Section 27-9.80 Eating and Drinking Establishments Food Trucks

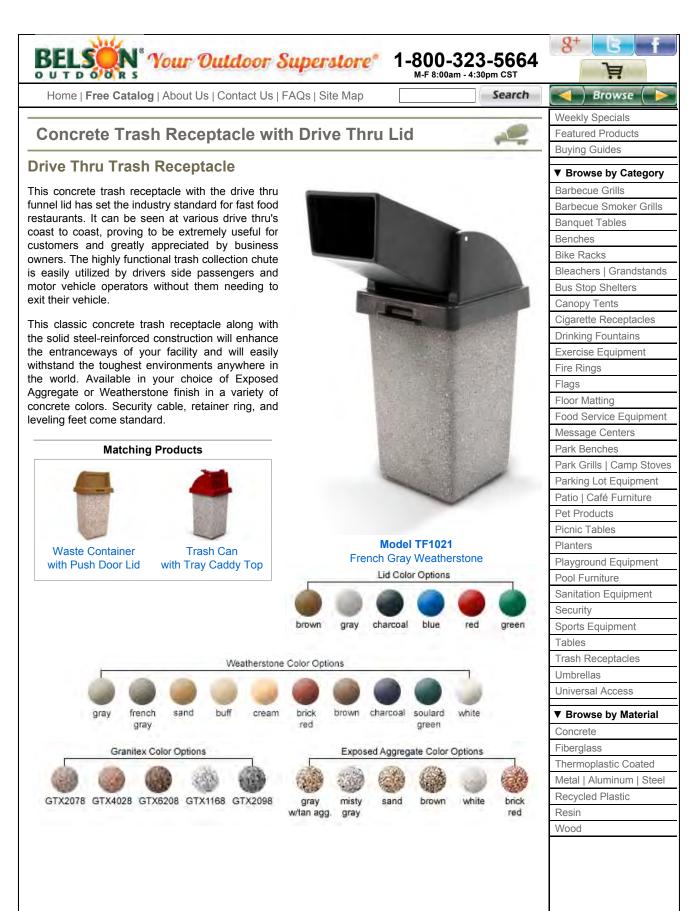
27-9.80-A. Restaurant, drive-thru

Drive-thru restaurants are subject to all of the following requirements:

- 1. <u>A minimum of one lined trash receptacle fitted with a drive-thru lid shall be</u> provided and placed in a convenient location in the drive-thru stacking lane. If there are multiple drive-thru lanes, then the trash receptacle must be placed after the ordering stations where the lanes converge.
- 2. Drive-thru trash receptacles must be at least 45-gallons in size.
- 3. <u>It shall be the responsibility of the property owner or other designee to</u> <u>maintain the area surrounding such outdoor receptacles—keeping it clean and</u> <u>free of accumulations of refuse.</u>
- 4. <u>The property owner or other designee must remove the cans refuse when not</u> <u>in operation and replace it with a new liner in a timely manner.</u>

27-9.80-B. Food Trucks

Food trucks are subject to all of the following regulations...



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F1415 Tr	ay Holder Attachment	Attachment Color V	(1 lbs) \$33.00	D
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F1408 Sc	quare Recycling Top	Choose Lid Color 🗸	(8 lbs) \$67.00	D
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