

RESOLUTION NO. 2

**RESOLUTION OF VALPARAISO BOARD OF
PUBLIC WORKS AND SAFETY ESTABLISHING
PROCEDURES FOR TEMPORARY DUMPSTER LOCATIONS**

WHEREAS, the Valparaiso Board of Public Works and Safety is responsible for preserving and protecting the public health, welfare and safety of the citizens of Valparaiso; and

WHEREAS, the Valparaiso Director of Public Works has advised the Valparaiso Board of Public Works and Safety that a need exists for establishing procedure for regulating the temporary location of dumpsters in public streets and alleys of the City of Valparaiso; and

WHEREAS, the Valparaiso Board of Public Works and Safety is desirous of establishing a policy and by way of the adoption of this resolution does establish the following policies and procedures for the siting of temporary dumpster locations on the public streets and alleys of the City of Valparaiso.

IT IS HEREBY RESOLVED by the Valparaiso Board of Public Works and Safety that the following regulations shall apply to the temporary locating of dumpsters in the public streets and alleys of the City of Valparaiso:

1. Prior to the locating of any dumpster on or in a public street or alley in the City of Valparaiso, all refuse companies must obtain a permit from the Director of Public Works. Permits shall be issued for a maximum period of ten (10) days and are renewable for additional periods of ten (10) days at the discretion of the Director of Public Works. Dumpsters may not be placed within fifty (50) feet of an intersection or in such a manner and fashion so as to cause traffic safety problems by unreasonably blocking the normal flow and pattern of traffic. No dumpster may be placed so as to block a public sidewalk.
2. The refuse company shall provide barricades and/or traffic control devices meeting the minimum criteria contained in the Manual On Uniform Traffic Control Devices for Streets and Highways in the State of Indiana. Refuse companies shall be responsible for installing and maintaining the required barricades and/or traffic control devices.
3. The refuse company shall sign a liability statement assuming all risks associated with the placement of the dumpster in any public street or alley and shall provide to the Director of Public Works proof of liability insurance which shall name the City of Valparaiso as a co-insured with liability limits determined by the Director of Public Works.

4. Failure to follow any of these policies shall be reason for denial or revocation of a permit and a pattern or practice of violating these regulations shall be grounds for denial of future permits to a refuse company.
5. A refuse company may appeal any decision of the Director of Public Works and Safety concerning these regulations to the Valparaiso Board of Public Works and Safety.

ALL OF WHICH HAVING BEEN RESOLVED AND ADOPTED by the Valparaiso Board of Public Works and Safety this 7th day of July, 2004.

VALPARAISO BOARD OF PUBLIC WORKS
AND SAFETY

Jon Gustus
David F. Pike
[Signature]

ATTEST:

Sharon Emerson