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**Community Services Committee**

**DEPARTMENT:** Development Services  
**FROM:** Tony D. McIlwain, Development Services Director  
**MEETING:** September 25, 2024

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**SUBJECT:**

Receive a report, hold a discussion and provide staff direction regarding unattended donation containers. (*Staff Contact: Tony McIlwain, AICP, CFM, Development Services Director*)

**SUMMARY:**

The purpose of this item is to discuss with the Community Services Committee the need to update Code of Ordinances, Chapter 34, Article VIII, *Unattended Clothing Donation Containers*. The current ordinance regulating this type of use was last updated in 2004 and needs to be amended. There has been a legal case (*Planet Aid v. City of St. Johns, MI, 2015*) that provides for certain First Amendment Rights protection for these types of uses. Additionally, staff has received a citizen complaint and questions regarding the city's administrative oversight and permitting authority of "blessing boxes" on municipal property.

**RECOMMENDATION:**

Staff recommends that the Committee discuss updates to the Code and consideration of the "blessing boxes".

**PRIOR ACTION/INPUT (Council, Boards, Citizens):**

N/A

**REFERENCE:**

[City of Burleson, TX UNATTENDED CLOTHING DONATION CONTAINERS \(ecode360.com\)](https://www.ecode360.com/city-of-burleson-tx-unattended-clothing-donation-containers)

**FISCAL IMPACT:**

N/A

**STAFF CONTACT:**

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