

---

## City Council Regular Meeting

**DEPARTMENT:** Development Services

**FROM:** Tony D. McIlwain, Development Services Director

**MEETING:** August 18, 2025

---

**SUBJECT:**

Consider and take possible action on an ordinance amending Chapter 34, Article VIII, of the Code of Ordinances regulating unattended clothing donation containers. (First Reading) (Staff Contact: Tony D. McIlwain, Development Services Director)

**SUMMARY:**

This proposed ordinance amends Code of Ordinances, Chapter 34, Article VIII, *Unattended Clothing Donation Containers*. The City's current ordinance is over twenty years old and not compliant with recent court decisions relating to charitable solicitations and First Amendment protection. Staff is proposing several requirements for larger donation containers, while providing an exemption for small donation boxes (e.g. blessing box, little library).

**RECOMMENDATION:**

Staff recommends that the Council approve the ordinance following its second reading.

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

September 25, 2024: Staff provided a briefing to the Community Services Committee on unattended donation containers.

May 21, 2025: The Community Services Committee approved a motion to take the draft ordinance forward to the full Council.

August 4, 2025: The Council directed staff to bring the ordinance amendment forward for consideration and possible action.

**REFERENCE:**

[City of Burleson, TX UNATTENDED CLOTHING DONATION CONTAINERS \(ecode360.com\)](https://www.burlesontx.com/UNATTENDED-CLOTHING-DONATION-CONTAINERS)

**FISCAL IMPACT:**

Proposed Expenditure/Revenue: n/a  
Account Number(s): n/a  
Fund: n/a  
Account Description: n/a

**STAFF CONTACT:**

Tony D. McIlwain, AICP, CFM  
Development Services  
[tmcilwain@burlesontx.com](mailto:tmcilwain@burlesontx.com)  
817-426-9684