
SOUTH JORDAN CITY CITY COUNCIL REPORT

Council Meeting Date: June 4, 2024

Issue: Request to amend Title 7 Solid Waste Management Chapter 7.03.060 Insurance & 7.05.030 Charges for Special Community Services.

Submitted By: Raymond Garrison, Public Works Director

Department: Public Works

Staff Recommendation (Motion Ready): Adopt Ordinance 2024-12 amending Chapter 7.03.060 Insurance & 7.05.030 Charges for Special Community Services.

BACKGROUND

Chapter 7.03.060 Insurance & 7.05.030, Charges for Special Community Services, of the City Code, specifies the insurance requirement for commercial haulers and the different waste programs offered to the residents. During a review of the Chapter 7 of the municipal code, there were items related to these section of the code that were found to be outdated.

TEAM FINDINGS, CONCLUSIONS & RECOMMENDATIONS:

FINDINGS\CONCLUSIONS:

- The proposed amendment to the insurance requirement matches the City's insurance broker recommendations.
- The proposed amendment aligns with the different size of dumpsters currently offered for the neighborhood dumpster program.
- The proposed amendment will allow for changing dumpster sizes in the future without a code amendment.

RECOMMENDATIONS: Adoption of Ordinance 2024-12, which makes the following changes:

The recommended amendment to Chapter 7.03.060 & 7.05.030:

- 7.05.030 (B) - Change the wording for Neighborhood Dumpster Program from (30) cubic yard waste dumpsters to large waste dumpsters.
- 7.03.060 – Change the following general liability insurance requirement:
 - Property Damage from \$300,000 to \$350,000.
 - Add a 2,000,000 aggregate to the requirement.

FISCAL IMPACT: None

ALTERNATIVES:

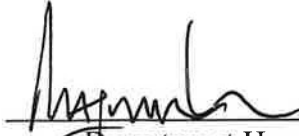
1. Adopt Ordinance 2024-12 with revisions;

2. Table the adoption of Ordinance 2024-12 to a later date for further discussion;
3. Not adopt Ordinance 2024-12

SUPPORT MATERIALS:

- Ordinance No. 2024-12
- Document with highlighted changes in chapter 7.05.030

City Council Action Requested:



Department Head



Date

ORDINANCE NO. 2024 - 12

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, AMENDING PORTIONS OF SECTIONS 7.03.060 (INSURANCE) AND 7.05.030 (CHARGES FOR SPECIAL COMMUNITY SERVICES) OF THE SOUTH JORDAN CITY MUNICIPAL CITY CODE RELATING TO INSURANCE REQUIREMENTS FOR COMMERCIAL HAULERS AND WASTE PROGRAMS OFFERED TO RESIDENTS.

WHEREAS, Utah Code § 10-9a-102 grants the City of South Jordan (the “City”) authority to enact ordinances that the South Jordan City Council (the “City Council”) considers necessary or appropriate for public health, safety and welfare; and

WHEREAS, the subject text amendments update insurance requirements for commercial haulers and allows for changing dumpster sizes in the neighborhood dumpster program without future code amendments; and

WHEREAS, the City Council held a public hearing and reviewed the subject text amendments; and

WHEREAS, the City Council finds that the subject text amendment will enhance the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH:

SECTION 1. Amendment. Sections 7.03.060 (Insurance) and 7.05.030 (Charges for Special Community Services) of the South Jordan City Municipal Code, as shown in the attached **Exhibit A**, are hereby amended.

SECTION 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, provisions and words of this Ordinance shall be severable.

SECTION 3. Effective Date. This Ordinance shall become effective immediately upon publication or posting as required by law.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, ON THIS _____ DAY OF _____, 2024 BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Patrick Harris	_____	_____	_____	_____
Kathie L. Johnson	_____	_____	_____	_____
Donald Shelton	_____	_____	_____	_____
Tamara Zander	_____	_____	_____	_____
Jason McGuire	_____	_____	_____	_____

Mayor: _____
Dawn R. Ramsey

Attest: _____
City Recorder

Approved as to form:


Gregory Simonsen (May 29, 2024 17:28 MDT)

Office of the City Attorney

EXHIBIT A

(Additions in **bold underline**, deletions in strikethrough)

7.03.060: INSURANCE

All commercial haulers and licensed private haulers shall have and maintain at all times general liability insurance in an amount not less than: a) property damage, three hundred **fifty** thousand dollars (\$3**50**0,000.00); and b) personal injury, one million dollars (\$1,000,000.00) per person and per accident **and two million dollars (\$2,000,000.00) aggregate**. In addition, all vehicles shall be covered by motor vehicle insurance required by law.

7.05.030: CHARGES FOR SPECIAL COMMUNITY SERVICES

Special Service Waste Program: The Special Service Waste Program ("SSWP") involves waste that is not normally picked up weekly in City supplied solid waste or recycling containers or dumpsters. Items such as couches, appliances, large items, and new move in boxes may be picked up on an as requested and as scheduled basis. SSWP fees will be assessed based on the type and quantity of items, or as determined by the Director. SSWP fees will be paid at time of pick up, or may be added to the resident's Municipal utility bill.

Neighborhood Dumpster Program: The Neighborhood Dumpster Program ("NDP") involves the delivery of a ~~thirty (30) cubic yard~~ **large** waste dumpster to a specific property or neighborhood for a fee. This dumpster may be used for neighborhood cleanup projects. The Director may establish restrictions prohibiting the collection of tires, hazardous waste materials, and other materials as deemed lawful.

Other Services: Service(s) not described elsewhere shall be charged at the hourly or daily rate approved by the Director for a truck and crew (hand loading) to load, transport, and dispose of solid waste or recyclables.