



12650 DETROIT AVENUE 44107 216-529-6055  
[www.lakewoodoh.gov](http://www.lakewoodoh.gov)  
Lakewood City Council  
SARAH KEPPLER, PRESIDENT  
JASON SHACHNER, VICE PRESIDENT

**Council at Large**  
THOMAS R. BULLOCK III  
TRISTAN RADER  
SARAH KEPPLER

**Ward Council**  
KYLE BAKER, WARD 1  
JASON SHACHNER, WARD 2  
CINDY STREBIG, WARD 3  
CINDY MARX, WARD 4

Issued 05/01/24

## **PUBLIC NOTICE – PUBLIC WORKS & SUSTAINABILITY COMMITTEE**

Public Works & Sustainability Committee will meet Monday May 6, 2024 at 5:30 p.m. in the Auditorium of Lakewood City Hall at 12650 Detroit Avenue. The meeting is open to the public.

Individuals with disabilities who require accommodations for participation in meetings must request accommodations at least 3 business days ahead of the scheduled meeting. Contact Michelle Nochta at (216) 529-5906 [michelle.nochta@lakewoodoh.net](mailto:michelle.nochta@lakewoodoh.net).

The meeting will be livestreamed on the City's website at the following link:

---

[www.lakewoodoh.gov/councilvideos](http://www.lakewoodoh.gov/councilvideos)

---

### **PUBLIC COMMENT PROTOCOL (Updated 6/21)**

The public is invited to comment on agenda items in person or by submitting a written comment in advance of the meeting using the eComment platform available [HERE](#). New users must create an eComment account.

### ***The agenda is as follows:***

Approval of the minutes of the September 11, 2023 and September 25, 2023 meetings of the Public Works & Sustainability Committee.

**ORDINANCE 08-2024** - AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Chapter 911 Lakewood Incinerator to update the provisions for the operation of the newly opened refuse and recycling center. (*1<sup>st</sup> read & referred to PWS 4/15/24*)

Tristan Rader, Chair  
Tom Bullock, Cindy Marx; Members

**PUBLIC WORKS & SUSTAINABILITY COMMITTEE**

ORDINANCE NO. 08-2024

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Chapter 911 Lakewood Incinerator to update the provisions for the operation of the newly opened refuse and recycling center.

WHEREAS, on January 16, 2024 the City of Lakewood opened the newly constructed refuse and recycling center to the public; and

WHEREAS, Lakewood no longer owns or operates an incinerator necessitating the updating of the codified ordinances to reflect the operation of the refuse and recycling center and to establish fees and update terms; and

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the City of Lakewood, this Council by a vote of at least two thirds of its members determines that this ordinance is an emergency measure and that it shall take effect immediately, and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments, in that the new refuse and recycling center is operational and the legislation should reflect the new practices; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. That Chapter 911 Lakewood Incinerator, of the Lakewood Codified Ordinances, currently reading as follows:

**CHAPTER 911 LAKEWOOD INCINERATOR**

**911.01 HOURS OF OPERATION; AUTHORITY OF DIRECTOR OF PUBLIC WORKS.**

(a) The Lakewood incinerator, located at 12920 Berea Road shall be open for collections between the hours of 8:00 a.m. to 3:00 p.m., Monday through Friday, and shall be closed on Saturday, Sunday and legal holidays.

(b) The Director of Public Works is hereby authorized to vary the hours of operation as he deems necessary and to establish limits on both the quality and quantity of refuse, garbage and other materials brought to the Lakewood incinerator.

(c) The Director is hereby authorized to establish rules and regulations for the pick up and collection of refuse, garbage and other materials by the Service Department.

(d) The Director shall, from time to time, establish a schedule of rates and collection user fees for the collection and disposal of nonresidential refuse, garbage and other material by the Public Works Department, by filing said schedule with the Clerk of Council. If Council fails to reject said schedule within sixty days, said schedule shall become effective.

**911.02 CHARGES.**

(a) Definitions. For purposes of this section, the following definitions shall apply:

(1) "Solid waste" means wastes from residential and business premises within the City of Lakewood as part of the normal waste services or products of the premises, or construction and demolition debris arising out of improvements made to the residential or business premises in the City of Lakewood, but shall not include any type of waste that the Director of Public Works

excludes from the waste stream based upon the requirements of law, rule or regulation, or for any other reasonable cause.

(2) "Personal vehicle" means a car, station wagon, van or pickup truck that is registered, or otherwise affiliated by satisfactory evidence, to the owner or resident of the place of residence or business.

(3) "Satisfactory evidence" means such documentary presentation or other verification deemed sufficient, in the sole discretion of the Director of Public Works or his designees, to show that the origin of the solid waste or the personal vehicle delivering same are sufficiently connected to the City of Lakewood to permit the deposit of solid waste at the City of Lakewood's facility, or to permit the deposit without the charges otherwise provided for in this section, including but not limited to building permits, occupancy permits, reference letters, motor vehicle registration, Ohio driver's license, and such telephone verification procedures as the Director of Public Works may prescribe.

(b) Residents of the City, or the owners of residential properties located in the City, may bring refuse, garbage and other solid waste materials arising out of the use of their Lakewood residence or residential property, and construction or demolition debris arising out of improvements made to their property, to the City of Lakewood Division of Refuse and Recycling facility in their own personal vehicle without charge, if personal identification, vehicle registration, and building permit, where applicable, or other satisfactory evidence are provided to establish residence or ownership of property, ownership of vehicle and origin of debris.

(c) Owners of business situated in the City may bring refuse, garbage and other solid waste materials arising out of the use of their place of business using their own personal vehicle without charge, if personal identification, vehicle registration and Certificate of Occupancy, or other satisfactory evidence are provided. An owner of a business may designate an employee, and a vehicle affiliated with the business, to transport the refuse with prior approval by the City of Lakewood Division of Refuse and Recycling.

(d) Any refuse, garbage or other solid waste materials brought:

(1) By, for or on behalf of contractors and commercial haulers, or

(2) By residents of the City and owners of businesses situated in the City who bring refuse, garbage or other solid waste materials arising out of the use of their place of residence or business using a vehicle that does not meet the personal vehicle criterion or satisfactory evidence determination of the Director of Public Works or his designee, shall be charged as follows:

(01) Automobile	\$30.00
(02) Trailer	30.00
(03) Pick-up Truck	30.00
(04) Van	30.00
(05) Dump Truck up to GVW 10,000	80.00
(06) Rental truck or van, up to GVW 10,000	80.00

Nothing in this subsection shall be construed to limit the power of the Director of Public Works or his designee from prohibiting the deposit of solid waste not originating in the City of Lakewood. Identification, such as a building permit or service contract, or other satisfactory evidence must be provided to establish origin of debris.

(e) Vehicles with a gross vehicle weight more than 10,000 pounds shall not be permitted to dump at the City of Lakewood Division of Refuse and Recycling facility.

(f) Partial loads may be charged at a lower rate. Vehicles with sideboards or oversize loads may be charged at a higher rate to compensate for the additional load as shall be determined by the City of Lakewood Division of Refuse and Recycling personnel on duty.

(g) No refuse, garbage, other waste material, or recyclable materials arising out of the use of premises located outside of the City shall be accepted at the City of Lakewood Division of Refuse and Recycling facility.

(h) The Director of Public Works is hereby authorized to establish a schedule of charges, and standards for the waiver of said charges in special circumstances, for special pick-up of bulk items to compensate the City for the cost of removal, transportation and disposal.

**911.03 BRUSH INCINERATOR CHARGES. (REPEALED)**

is hereby repealed.

Section 2. That new Chapter 911 Lakewood Refuse and Recycling Center, of the Lakewood Codified Ordinances, is hereby enacted to read as follows:

**CHAPTER 911 LAKEWOOD ~~INCINERATOR~~REFUSE AND RECYCLING CENTER**

**911.01 HOURS OF OPERATION; AUTHORITY OF DIRECTOR OF PUBLIC WORKS.**

~~(a) The Lakewood incinerator, located at 12920 Berea Road shall be open for collections between the hours of 8:00 a.m. to 3:00 p.m., Monday through Friday, and shall be closed on Saturday, Sunday and legal holidays.~~

(b) The Director of Public Works is hereby authorized to ~~vary the~~establish hours of operation as he deems necessary and to establish limits on both the quality and quantity of refuse, garbage and other materials brought to the Lakewood ~~incinerator~~refuse and recycling center.

(c) The Director is hereby authorized to establish rules and regulations for the pick up and collection of refuse, garbage and other materials by the ~~Service~~-Department of Public Works.

(d) The Director shall, from time to time, establish a schedule of rates and collection user fees for the collection and disposal of nonresidential refuse, garbage and other material by the Public Works Department, by filing said schedule with the Clerk of Council. If Council fails to reject said schedule within sixty days, said schedule shall become effective.

**911.02 CHARGES.**

(a) Definitions. For purposes of this section, the following definitions shall apply:

(1) "Solid waste" means wastes from residential and business premises within the City of Lakewood as part of the normal waste services or products of the premises, or construction and demolition debris arising out of improvements made to the residential or business premises in the City of Lakewood, but shall not include any type of waste that the Director of Public Works excludes from the waste stream based upon the requirements of law, rule or regulation, or for any other reasonable cause.

(2) "Personal vehicle" means a car, ~~station wagon~~SUV, van or pickup truck that is registered, or otherwise affiliated by satisfactory evidence, to the owner or resident of the place of residence or business.

(3) "Satisfactory evidence" means such documentary presentation or other verification deemed sufficient, in the sole discretion of the Director of Public Works or his designees, to show that the origin of the solid waste or the personal vehicle delivering same are sufficiently connected to the City of Lakewood to permit the deposit of solid waste at the City of Lakewood's facility, or to permit the deposit without the charges otherwise provided for in this section, including but not limited to building permits, occupancy permits, reference letters, motor vehicle registration, Ohio driver's license, and such telephone verification procedures as the Director of Public Works may prescribe.

(b) Residents of the City, or the owners of residential properties located in the City, may bring refuse, garbage and other solid waste materials arising out of the use of their Lakewood residence or residential property, and construction or demolition debris arising out of improvements made to their property, to the City of Lakewood Division of Refuse and Recycling facility in their own personal vehicle without charge, if personal identification, vehicle registration, and building permit, where applicable, or other satisfactory evidence are provided to establish residence or ownership of property, ownership of vehicle and origin of debris.

(c) Owners of business situated in the City may bring refuse, garbage and other solid waste materials arising out of the use of their place of business using their own personal vehicle without charge, if personal identification, vehicle registration and Certificate of Occupancy, or other satisfactory evidence are provided. An owner of a business may designate an employee, and a vehicle affiliated with the business, to transport the refuse with prior approval by the City of Lakewood Division of Refuse and Recycling.

(d) Any refuse, garbage or other solid waste materials brought:

~~(1) By, for or on behalf of contractors and commercial haulers, or~~

~~(2) By~~ residents of the City and owners of businesses situated in the City who bring refuse, garbage or other solid waste materials arising out of the use of their place of residence or business using a vehicle that does not meet the personal vehicle criterion or satisfactory evidence determination of the Director of Public Works or his designee, shall be charged as follows a fee as established in subsection 911.01(d) of this chapter. :

<del>(01) Automobile</del>	<del>\$30.00</del>
<del>(02) Trailer</del>	<del>-30.00</del>
<del>(03) Pick-up Truck</del>	<del>-30.00</del>
<del>(04) Van</del>	<del>-30.00</del>
<del>(05) Dump Truck up to GVW 10,000</del>	<del>-80.00</del>
<del>(06) Rental truck or van, up to GVW 10,000</del>	<del>-80.00</del>

Nothing in this subsection shall be construed to limit the power of the Director of Public Works or his designee from prohibiting the deposit of solid waste not originating in the City of Lakewood. Identification, such as a building permit or service contract, or other satisfactory evidence must be provided to establish origin of debris.

(e) Vehicles with a gross vehicle weight more than 10,000 pounds shall not be permitted to dump at the City of Lakewood Division of Refuse and Recycling facility.

~~(f) Partial loads may be charged at a lower rate. Vehicles with sideboards or oversize loads may be charged at a higher rate to compensate for the additional load as shall be determined by the City of Lakewood Division of Refuse and Recycling personnel on duty.~~

~~(g)~~ No refuse, garbage, other waste material, or recyclable materials arising out of the use of premises located outside of the City shall be accepted at the City of Lakewood Division of Refuse and Recycling facility.

~~(gh)~~ The Director of Public Works is hereby authorized to establish a schedule of charges, and standards for the waiver of said charges in special circumstances, for special pick-up of bulk items to compensate the City for the cost of removal, transportation and disposal.

**~~911.03 BRUSH INCINERATOR CHARGES. (REPEALED)~~**

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least five members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the

Council and approval by the Mayor; otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Sarah Kepple, President of Council

\_\_\_\_\_  
Maureen M. Bach, Clerk of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Meghan F. George, Mayor

## **Lakewood Refuse and Recycling Center Fees**

**Car \$50.00**

**Van or SUV \$75.00**

**Truck \$100.00**