

File Number: Ord 14-3

Amending Legislative Code Chapters 60 and 65 pertaining to source-separated organics.

STATEMENT OF FINDINGS BY THE COUNCIL

WHEREAS, the Council of the City of Saint Paul, in Resolution No. 13-1906, requested the Saint Paul Planning Commission to report and recommend possible amendments to Leg. Code §§ 60.220 and 65.331, and any other zoning code amendments that the Commission believes may facilitate the Council's intentions; and

WHEREAS, based upon the Council's request, draft text amendments relating to the said sections of the Zoning Code were prepared by zoning staff and presented to the Planning Commission's Neighborhood Planning Committee for review and analysis; and

WHEREAS, in a memo dated December 12, 2013, the Neighborhood Planning Committee submitted a report to the Planning Commission in which recommendations and a rationale for amending specific sections of the Zoning Code regarding source-separated organics were set forth; and

WHEREAS, on December 20, 2013, the Planning Commission, based upon the Neighborhood Planning Committee's report, duly submitted its recommendation to amend certain sections of the Zoning Code regarding source-separated organics to the City Council for its review and consideration; and

WHEREAS, a public hearing before the City Council having been duly conducted at which all interested parties were given an opportunity to be heard, and having considered all the recommendations concerning the proposed zoning text amendments, including the Planning Commission's minutes and the Neighborhood Planning Committee's memorandum and their rationale for the recommended Zoning Code amendments which the Council finds persuasive and thus hereby incorporates by reference into this ordinance for the specific purpose of articulating the Council's reasons and rationale for enacting the recommended amendments as set forth below in Sections 1 through 2, in addition to any other reasons the Council might articulate on the record in adopting these amendments the Council, having considered all the facts and recommendations concerning the proposed zoning amendments and pursuant to the authority granted by and in accordance with the procedures set forth in Minnesota Statutes Sec. 462.357 states as follows:

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

SECTION 1

Legislative Code Chapter 60, Article II, 60.200, General Definitions, is hereby amended as follows:

Sec. 60.220. S.

Source-separated organics. Food scraps and non-recyclable paper that is separated at the source of its creation for the purpose of composting.

SECTION 2

Legislative Code Chapter 65, Land Use Definitions and Development Standards, is hereby amended as follows:

Sec. 65.331. Yard waste site, municipal.

A site owned or leased by a governmental entity and approved by the city, the county and the state pollution control agency for the storage, transfer or composting of yard waste.

Standards and conditions:

(a) Only yard waste and ~~no other types of solid waste~~ source-separated organics shall be accepted.

(b) The municipal yard waste site shall be located no closer than three hundred (300) feet from any residentially used property as measured from the edge of the nearest compost pile to the nearest residentially used property.

(c) The municipal yard waste site shall be enclosed by fencing or shall limit vehicular and pedestrian access through the use of berms, trees or other means. In industrial districts, the site may have greenhouses for composting yard waste.

(d) The height of the compost pile shall be limited to no higher than fifteen (15) feet above grade. In residential districts, the size of the municipal yard waste site shall be limited to no more than three thousand (3,000) cubic yards of material per acre.

(e) The site shall be maintained cleanly including the immediate removal of waste materials deposited on or near the site which cannot be composted.

(f) Source-separated organics shall be for collection and transfer only, with no on-site composting of material. All source-separated organics shall be residentially generated and kept within leak-proof, closed containers while on the site, and shall be removed regularly.

SECTION 3

This ordinance shall become effective thirty (30) days after its passage, approval and publication.