

LEGAL NOTICE
PUBLIC HEARING
City of Oneida

PLEASE TAKE NOTICE that a **PUBLIC HEARING** will be held at 6:30 pm on Tuesday, November 21, 2023, in Common Council Chambers, 109 N. Main Street, Oneida, NY on a proposed Local Law to amend Chapter 147 of the Code of the City of Oneida regarding Solid Waste and Disposal.

PLEASE TAKE FURTHER NOTICE that the complete text of the Proposed Local Law may be viewed on the City's website www.oneidacityny.gov under Legal Notices and in the City Clerk's lobby.

PLEASE TAKE FURTHER NOTICE that any or all persons opposing said proposed Local Law may file a written notice thereto, with the City Clerk before such hearing or attend said hearing at the time and place specified.

PLEASE TAKE FURTHER NOTICE that any persons with special needs should contact the City Clerk one week prior to the hearing.

A LOCAL LAW AMENDING CHAPTER 147 THE CODE OF THE CITY OF ONEIDA
REGARDING SOLID WASTE AND DISPOSAL

Be it enacted by the Common Council of the City of Oneida, as follows:

Section 1. AUTHORITY.

This local law is enacted pursuant to New York State Constitution and New York Municipal Home Rule Law § 10.

Section 2. PURPOSE.

The purpose of this local law is to promote the public safety and welfare of the City and its residents by clarifying the means of disposing of solid waste within the City.

Section 3. AMENDMENT OF THE CODE OF THE CITY OF ONEIDA SECTION 147-1, TITLED "DEFINITIONS."

Section 147-1, titled "Definitions," is hereby amended to add the following provision, which shall read in its entirety as follows:

"DUMPSTER – A bulk storage container for garbage, junk, refuse, rubbish, construction debris, demolition debris and/or other waste materials, and which may be of the open or enclosed variety, and is typically hoisted onto or mechanically emptied into a specifically equipped truck for transporting said waste to a designated facility, but can also be hauled directly to the point of disposal or other conveyance for disposal."

Section 4. AMENDMENT OF THE CODE OF THE CITY OF ONEIDA SECTION 147-3, TITLED "COLLECTION AND DISPOSAL GENERALLY."

So that Subsection A of Section 147-3, titled "Collection and disposal generally" is hereby amended to read in its entirety:

"A. Collection containers, as approved by the Department of Code Enforcement, shall be made of adequate material, shall be of substantial construction, shall have handles and shall have attached tight-fitting covers tethered to the can. They shall be watertight and shall be fly- and rodent-tight. No can, bag, container or other receptacle used for the purpose of holding garbage, junk, refuse, rubbish, construction debris, demolition debris or any other waste materials, shall at any time, within the established inside district, be placed or kept on ground level of any premises at any point nearer the street line fronting such premises than the rear line of the main building, except on the designated curbside collection day provided for herein."

Section 5. AMENDMENT OF THE CODE OF THE CITY OF ONEIDA SECTION 147-4, TITLED "CURBSIDE COLLECTION REQUIREMENTS."

So that Subsection (3) of Subsection C of Section 147-4, titled "Curbside collection requirements" is hereby amended to read in its entirety:

"(3) Dumpsters servicing commercial establishments and/or apartments shall be placed in a suitable location on said premises as approved by the Department of Code Enforcement such that the dumpster does not constitute a public nuisance. Waste in these dumpsters must be collected at least once per week."

Section 6. VALIDITY & SEVERABILITY

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. EFFECTIVE DATE

This local law shall be effective upon filing with the office of the Secretary of State.

SANDRA LAPERA

CITY CLERK

November 9, 2023