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**Commercial Refuse Enclosure Requirements**

1. The construction, replacement, or repair of refuse enclosures shall be subject to review and approval by the Town's Technical Review Committee (TRC), in accordance with the standards of this Ordinance.
2. Bollards of adequate height shall be installed within the enclosure along the rear wall to protect the wall from damage. Bollards located at the front corners of the enclosures may also be installed.
3. Each refuse enclosure shall have a gate with a secure, heavy-duty, self-locking mechanism to assure the gate will be kept in a closed position at all times, except when refuse is being deposited or collected.
4. The enclosure gates shall be posted with an all-weather sign of sufficient size with four (4) inch letters stating that "Gates shall remain closed at all times." The sign shall be permanently and securely attached to the gate.
5. Refuse enclosures shall be designed and built to be compatible with the color and architecture of the principal building served by the refuse container and refuse enclosure.
6. The exterior of refuse enclosures shall be constructed with masonry materials of brick, concrete split-face block, or ground-faced concrete block or brick.
7. When used, split-faced block or brick shall be stained completely through, as opposed to painted.
8. Chain link fence, with or without slats, shall not be permitted for refuse enclosures or refuse enclosure gates.
9. Refuse enclosure gates shall be constructed of metal, and shall be attached to an eighteen (18) gauge steel frame and braces. Latches shall be heavy duty.
10. Wood, metal, or other materials may be used for refuse enclosures, or wood materials for gates, only when approved and deemed by the TRC to be substantially equivalent in durability, maintenance, and security. A final decision by the TRC shall be subject to appeal to the Board of Zoning Appeals under IC 36-7-4-918.1, or by a development standards variance application under IC 36-7-4-918.5.
11. If metal or wood materials are approved by the TRC for refuse enclosures, or wood materials for gates, the owner shall provide a written commitment to maintain, repair, and replace as deemed reasonably necessary by the TRC, with the Plan Commission having enforcement authority to compel remediation of any violation. The commitment shall be recorded in the office of the Clark County Recorder.
12. If wooden material is approved for refuse enclosures and/or gates by the TRC, it must be pressure-treated lumber stained through, or painted with a coating that is the same color and durability rating as that used on the principal building, its trim work, or decking. For gates, 2" x 4" lumber shall be used.
13. A single building or businesses producing less than four hundred (400) pounds or two (2) cubic yards of refuse per week may use an alternate enclosure materials meeting the following requirements:
  - a. The enclosure shall be screened with substantial new materials, such as those used on the exterior of the principal building, and approved through the

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- b.* accessory structure application procedure; or pressure treated wood or lattice work that is at least 1/2" thick, and mounted or installed in such a way as to withstand 50 mph winds.
- c.* Any wood enclosure materials shall be pressure treated, stained through, or painted with a coating that is the same color and durability rating as that used on the principal building, its trim work, or decking.
- d.* Gates shall be provided of the same material, with self-latching closures.

The location of new refuse enclosures must meet the following requirements:

1. In no case, whether previously approved, relocated, or newly constructed, shall refuse collection vehicles use any part of a public street right-of-way while performing the actual collection of refuse.
2. Access to the containers and enclosures shall be wholly on private property owned by the facility being served.
3. Unless installed prior to the adoption of this ordinance, the following shall apply:
  - a.* Refuse containers and refuse enclosures shall be placed and kept on the premises of the owner, and each user in a manner that is readily accessible and on a hard-paved surface (asphalt, concrete, or substantial equivalent) to facilitate collection and removal of the refuse. The approach apron to the dumpster shall be a concrete of sufficient width and depth to support the refuse collection vehicle.
  - b.* Unless prior written consent of the Board of Works has been obtained, refuse containers and refuse enclosures shall be located at the rear or side of the unit being served for multiple-family dwellings, duplex dwellings, mobile home parks, condominiums, senior housing, nursing homes, or assisted living developments; or commercial, industrial, or institutional uses.
  - c.* Location and approach of refuse container and refuse enclosure locations shall be designed to minimize the backing of commercial refuse collection equipment, to the extent practicable.
  - d.* The approach to refuse container and refuse enclosure locations shall be designed to minimize overhead obstructions.
4. Approach and refuse enclosure locations shall be designed to allow for ingress and egress of refuse collection vehicles and delivery trucks.
5. Storm water inlets shall not be placed in the enclosure or in the driving path of the refuse collection vehicle. Any discharge entering the municipal storm water system violating storm water ordinances may be subject to enforcement actions of the Clarksville Department of Public Works.