



# City of Killeen

## Legislation Details (With Text)

**File #:** OR-21-004    **Version:** 1    **Name:** Donation Container Standards  
**Type:** Ordinance    **Status:** Passed  
**File created:** 3/22/2021    **In control:** City Council  
**On agenda:** 4/27/2021    **Final action:** 4/27/2021  
**Title:** Consider an ordinance amending the Code of Ordinances Chapter 8, Building and Construction Regulations, to adopt donation container standards.  
**Sponsors:** Development Services  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Staff Report, 2. Minutes, 3. Ordinance, 4. Presentation

Date	Ver.	Action By	Action	Result
4/27/2021	1	City Council	Approved	Pass
4/20/2021	1	City Council Workshop		
4/6/2021	1	City Council Workshop		

Consider an ordinance amending the Code of Ordinances Chapter 8, Building and Construction Regulations, to adopt donation container standards.

**DATE:** April 20, 2021  
**TO:** Kent Cagle, City Manager  
**FROM:** Tony McIlwain, Exec. Dir. Of Planning and Development Services  
**SUBJECT:** Donation Container Standards

### **BACKGROUND AND FINDINGS:**

The purpose of the proposed ordinance is to establish standards and regulations for new and existing donation containers within the City limits with the goal of preventing the unsightly accumulation of debris surrounding donation container boxes. If approved, the proposed ordinance will require the owner or operator of a donation container box to obtain a permit prior to location of a donation container within city limits. In order to obtain a permit for a donation container box, the owner or operator must be a nonprofit 501(c)(3) organization located within the City of Killeen. In addition to requiring a permit, the proposed ordinance places limitations on the placement, construction, and maintenance of donation container boxes.

Per the Council's motion of direction on April 20th, staff has made the following changes to the ordinance:

- The language about the City billing property owners for the cost of removing donation containers has been removed.
- The language about the City destroying impounded donation containers has been removed.

### **THE ALTERNATIVES CONSIDERED:**

The City Council has three (3) alternatives: The Council may:

- Do not adopt the ordinance;
- Adopt the ordinance with amendments; or
- Adopt the ordinance as presented.

**Which alternative is recommended?** Staff recommends adoption of the ordinance as presented.

**Why?** Staff finds that the proposed ordinance will improve the visual aesthetic of the City, while providing a layer of regulatory permitting.

### **CONFORMITY TO CITY POLICY:**

The proposed ordinance conforms to all City policy.

### **FINANCIAL IMPACT:**

**What is the amount of the expenditure in the current fiscal year? For future years?**

None.

**Is this a one-time or recurring expenditure?**

This is not applicable.

**Is this expenditure budgeted?**

This is not applicable.

**If not, where will the money come from?**

This is not applicable.

**Is there a sufficient amount in the budgeted line-item for this expenditure?**

This is not applicable.

### **RECOMMENDATION:**

The Planning & Zoning Commission recommended approval of the proposed ordinance by a vote of 4 to 2 with Commissioners Gukeisen and Sabree in opposition.

### **DEPARTMENTAL CLEARANCES:**

This item has been reviewed by the Planning and Legal staff.

### **ATTACHED SUPPORTING DOCUMENTS:**

Minutes  
Ordinance