

**ADMINISTRATIVE DETERMINATION**

Date: October 2011  
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RE: Intent of code regarding trash enclosure requirements to be sight obscured

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The following Administrative Determination addresses and clarifies the Trash Enclosure code section and requirements for outdoor-stored trash containers to be both sight obscured and animal-proof (MCC 3.8.09).

As MCC 3.8.09 is currently written, all trash collection containers, unless kept in a building, must be enclosed by a sight obscuring structure, and the trash collection containers must be designed to be animal-proof.

The intent of this code section is twofold:

1. To improve the visual aesthetic of the community by obscuring unsightly trash containers from public view, and
2. To protect citizens and wildlife by ensuring that refuse is not accessible to animals such as bears, dogs, raccoons and other animals.

Given this intent, the following Administrative Determination addresses trash storage containers and the requirement that they be sight obscured:

**By the location of the trash containers, the sight obscured requirement may be satisfied if the trash containers are not visible from all sidewalks, streets, plazas, and public spaces. If not fully enclosed on four sides, trash containers must be designed to be animal-proof.**

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Below is copy of the McCall City Code addressing trash storage:

3.8.09: PROVISION FOR TRASH STORAGE, COLLECTION AND DISPOSAL:

It is unlawful and a nuisance to discharge waste matter onto the surface of the earth outside of a building or sight obscuring fence, other than into a waste container, and unlawful and a nuisance to discharge waste matter into any stream or lake or other water body.

It is recommended that all trash be collected by a community trash collection facility. An enclosed, or sight obscuring, structure is required for all trash collection containers, unless these containers are kept in a building. Sight obscuring structures, if in a commercial, business park or industrial zone, are subject to administrative approval of the enclosure design. If the collection containers are outside of a building, then they must be designed to be animalproof, especially against bears, raccoons, and other animals.