

# HUME SHIPPING CONTAINERS & WASTE SKIPS POLICY

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<b>Policy Reference No.</b>	POL/198
<b>File No.</b>	HCC04/856-01
<b>Strategic Objective</b>	4.2 Create community pride through a well-designed and maintained City
<b>Adopted by Council</b>	10 August 2020
<b>Re-Adopted Date for Review</b>	1 August 2025
<b>Responsible Officer</b>	Manager Assets
<b>Department</b>	Assets

# SHIPPING CONTAINERS & WASTE SKIPS POLICY

## 1 POLICY STATEMENT

Council has a commitment to protecting and enhancing the amenity and environment of the municipality and will seek to minimise any negative visual impact on residents by only allowing shipping containers or other similar transport containers or waste skips to be placed in residential areas under the conditions specified in this policy.

## 2 PURPOSE

To provide a consistent approach to the approval and placement of shipping containers and waste skip bins on private property and road reserves. The policy is governed by Council's General Local Law No 1 – 2013 (the Local Law). It has also been developed in accordance with the VicRoads Code of Practice for the Placement of Waste Bins on Roadsides 2001.

## 3 SCOPE

This policy applies to any type of shipping container or waste skip bin placed on any road reserve or within private property throughout the municipality. It excludes those properties zoned as Industrial Land where shipping containers may be placed within private property without limitation (although a permit is still required for placement on the road reserve). It does not apply to building and works sites already regulated by Council's Building and Works Code of Practice 2013, which is incorporated into the Local Law.

## 4 OBJECTIVE

- 4.1 To establish the conditions/guidelines under which permits may be issued for the placement of shipping containers or other similar transport containers or waste skips on private residential land or public land as defined in the definitions section of the Local Law.
- 4.2 To support the administration of the following sections of the Local Law:
  - 4.2.1 Clause 2.8 of the Local Law states that "Without a permit a person must not place a skip or bulk waste container on a road. Infringement penalties will be imposed."
  - 4.2.2 Clause 2.13 of the Local Law states "Without a permit a person must not plant, place or leave an object or structure (Including Plant) on a road so as to cause an obstruction to the road".
  - 4.2.3 Clause 3.1.2 of the Local Law states "An owner or occupier of land must not allow the land to constitute unsightly land or be detrimental to the general amenity of the neighbourhood, without a permit to do so".
  - 4.2.4 Clause 3.11 of the Local Law states that "other than in a business zone or industrial zone, an owner or occupier of land must not , without a permit, allow a shipping container or other similar transport container or waste skip to be placed or kept on the land".
  - 4.2.5 Clause 6.4.1 of the Local Law states that "An authorised officer may impound any item that encroaches or obstructs the free use of a municipal place or a road, or any item which contravenes or is being used in contravention of this Local Law".

<b>Policy Reference No:</b>	CP2004-1-1162	<b>Responsible Officer:</b>	Manager Assets
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## 5 POLICY IMPLEMENTATION

5.1 Prior to placing a shipping container, other transport container or waste skip on private residential property or on the roadside, an application for a permit must be submitted using the attached form, which is available on Council's website. In accordance with the Local Law, permits may be approved subject to the following conditions:

### 5.2 Shipping Containers:

5.2.1 Conditions relating to keeping of containers in the front yard of a private residence or within the road reserve:

- a) A permit will be considered for the number of days stated in the application up to a maximum of 7 days.

5.2.2 Conditions relating to keeping of containers in the backyard of a private residence:

- a) A statement or purpose for the use of the container must accompany any permit application.
- b) The occupiers of all adjoining land must be consulted, and their signatures and comments obtained by the applicant prior to any permit consideration.
- c) Any permits issued under these conditions may be subject to Town Planning or Building regulations.
- d) Containers must be screened, painted, or otherwise obscured so as to minimise negative visual impact to adjacent occupiers.
- e) Consideration will only be made for the placement of a container in the back yard for a maximum period of 3 months.

5.2.3 Conditions relating to keeping of containers in public places:

- a) Placement of shipping containers on a road reserve/public place will only be considered for a maximum of 7 days and only if the placement of such container is not possible within the applicant's property.
- b) All shipping containers placed in a public place shall be marked so as to provide maximum safety to residents, pedestrians and other road users. As a minimum all containers must have reflective markers at all corners. E.g. flashing yellow lights and/or yellow reflective tape. Refer to the Vic Roads Code of Practice for the placement of Skip Waste Bins 2001 Appendix 1.
- c) Any damage caused to the road reserve by the delivery or placement of the container will be borne by the applicant.

### 5.3 Waste Skip Bins:

5.3.1 The placement of waste skips on private residential property and in public places will be such as to cause minimal inconvenience to the public and adjacent residents by ensuring that:

- a) Putrescible material must not be placed in skips.
- b) Skip bins must be loaded in such a way as to prevent the escape of wind-blown litter.
- c) Waste placed in bins must be secured so that it cannot be readily dislodged.

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- d) Skips must not be overfilled or contain loose material liable to cause pedestrian obstruction or nuisance.
- e) Any damage caused to road reserve assets by the delivery or placement of such skips will be borne by the applicant.
- f) All waste contractors comply with the VicRoads Code of Practice for the Placement of Waste Bins on roadsides (Ref to Link) <https://www.vicroads.vic.gov.au>
- g) Placement of waste skip bins and shipping containers on a road reserve/public place will only be considered for a maximum of 7 days and only if the placement of such container is not possible within the applicant's site.

### 5.4 Fees and Charges:

5.4.1 Fees are based on the placement of individual waste skip or shipping containers:

Waste Skip/Container Per Item Per Item placed within the road reserve	3.5 Fee Units
Waste Skip/Container Per Item within private property	No charge
Infringement Notice	2 Penalty units
Impound Release	3.5 Fee Units plus Council's costs related to impounding

- a) Fee unit values will be adjusted annually as of 1 July in accordance with Council's annual budget.
- b) The current value of a Local Law infringement is 2 penalty units (\$200) as defined by section 110 of the Sentencing Act 1991.

5.4.2 Notwithstanding the above conditions, Council reserves the right to refuse any application or withdraw any permit it believes will cause a nuisance or detriment to the amenity or safety of the neighbouring environment or restrict the traffic flow in the vicinity.

5.4.3 When placing a waste skip bin within private property **NO** fee will apply.

5.4.4 When calculating the fees and annual adjustments it is proposed to utilize the same method as Statutory fees under the Monetary Units Act 2004. This is consistent with other Council fee's such as Consents under the Road Management Act 2004.

5.5 Any matters relating to the interpretation of this policy will be determined at the discretion of the Chief Executive Officer.

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## 6 DEFINITIONS AND ABBREVIATIONS

- 6.1 **Waste Bin** (also referred to as a waste skip, skip bin or waste container) – is a container designed to be transported and placed within a private property or road reserve for the disposal of builder’s rubble, waste, household rubbish, earth, tree trimmings etc.
- 6.2 **Shipping Container** – a large, strong container, usually made from metal, that is used to store goods and is able to withstand transfer between various modes of transport (e.g. Truck, train or ship).

## 7 RELATED DOCUMENTS

- 7.1 Local Law No 1 – 2013
- 7.2 Local Government Act 1989
- 7.3 Monetary Units Act 2004
- 7.4 Sentencing Act 1991
- 7.5 Road Management Act 2004
- 7.6 VicRoads Code of Practice for the Placement of Waste Bins on Roadsides 2001

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