



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 21 - 0 2 4 4  
AUG 0 5 2021

**REPORT RE:**

**REVISED DRAFT ORDINANCE AMENDING SECTIONS 12.03, 12.21, 12.26, AND  
98.0402 OF THE LOS ANGELES MUNICIPAL CODE TO ESTABLISH  
OPERATIONAL, AESTHETIC, AND MAINTENANCE REGULATIONS FOR  
COLLECTION BINS**

The Honorable City Council  
of the City of Los Angeles  
Room 395, City Hall  
200 North Spring Street  
Los Angeles, California 90012

Council File No. 14-0611

Honorable Members:

On March 10, 2021, this Office transmitted a draft ordinance, approved as to form and legality, for your consideration. The draft ordinance amend Sections 12.03, 12.21, 12.26, and 98.0402 of the Los Angeles Municipal Code to establish operational, aesthetic, and maintenance regulations for collection bins.<sup>1</sup> (City Attorney Report No. R21-0087.)

Following the March 10, 2021, transmittal, staff from this Office and from the Department of Building and Safety identified several potential changes to the draft ordinance to confirm that all provisions of the ordinance will be enforceable by the Department of Building and Safety, and further clarify certain provisions for the public. The enclosed revised draft ordinance, approved as to form and legality, prohibits any oversized personal property from being placed in collection bins; requires the applicant

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<sup>1</sup> "Collection bins" (sometimes referred to as "donation bins") are receptacles for salvageable personal property — such as clothing, shoes, books, or housewares — which are deposited in the bins and then typically resold for profit or to raise funds for charitable causes.

for a collection bin permit to submit all required information to the Department of Building and Safety and record an affidavit with the Office of the County Recorder; and mandates that the required site plan shall contain the signature of the operator and lot owner.

Staff further identified opportunities to clarify the signage requirements of the ordinance and ensure they are in compliance with overlapping State law requirements for collection bins. The revised draft ordinance sets forth the lettering sizes for all information that must be displayed on collection bins in compliance with the size limitations for Information Signs set forth in Section 14.4.7 of the Los Angeles Municipal Code. However, such posted information is otherwise exempt from the sign permit regulations set forth in Section 91.6201.2 of the Los Angeles Municipal Code. The revised draft ordinance clarifies that the informational displays are officially required by the City. The revised draft ordinance further references Welfare and Institutions Code, Sections 150 through 153 which contain additional informational display requirements for collection bins, and clarifies that should any conflict arise between these State law informational requirements and City requirements, the State law requirements shall take precedence.

#### California Environmental Quality Act (CEQA)

The revisions to the draft ordinance as described above do not alter the findings required by CEQA, as discussed in City Attorney Report No. R21-0087.

#### Council Rule 38 Referral

A copy of the revised draft ordinance was sent, pursuant to Council Rule 38, to the Department of Building and Safety and the Department of Public Works with a request that all comments be presented to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Len Aslanian at (213) 978-8195. He or another member of this Office will be available when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON  
Chief Assistant City Attorney

DM:LA:mgm  
Transmittal

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