



NOTICE TO INDUSTRY

Changes to Construction Refuse Containers and

General Regulations for Construction Sites

EFFECTIVE July 17th 2024

July 19, 2024

To promote public health, safety, and welfare of the citizens of the City of Cape Coral, revisions were made to Ordinance 9-65 and 9-69.

The change to Ordinance 9-65, Containers or Receptacles, eliminates the use of a refuse container typically constructed using four sheets of plywood.

The change to Ordinance 9-69, General regulation for construction sites and on-site refuse and all other materials that are located on the site during construction, renovation, and remodeling includes nine additional requirements.

- Portable restroom or approved restroom facility for workers
- Install and maintain erosion control devices during construction along property lines of adjacent parcel and where required by the Engineering Design Standards
- No excavated material shall restrict stormwater flow area within the swale
- Use of approved turbidity screens as required in the Engineering Design Standards
- Weeds and grass must be maintained at a height of 12 inches or less
- Barriers erected and maintained for protected species in accordance with Code of Ordinances Chapter 23
- The permit holder shall not damage any City property throughout the construction process
- Construction site work is prohibited, including but not limited to the early delivery of materials to the site until an approved permit is issued by the City of Cape Coral

The failure of the contractor or owner-builder to comply with the provisions shall be provided a written notice of violation to the contractor or owner-builder either by certified mail, hand delivery, or email, to the address, phone number and email provided to the city.

A Stop Work Order will be issued if the violations are not corrected within 48 hours after receiving the notice of violation. For the first violation, there will be a daily fine of \$200. A second or subsequent stop work order on the same property within the active permit period for that property will have a daily fine imposed of \$500.

Until the violation(s) are corrected and verified by city staff, the Stop Work Order will remain in place. After the violations are corrected, the total amount due will be computed and the contractor will have 30 days to pay or request an administrative hearing to appeal.

In the event the violation continues for 30 days after the date of issuance of the Stop Work Order, the City of Cape Coral is authorized to clean up the construction site at the contractor's expense. The hard cost to remedy any violation will be added to the fines.

No inspections will be scheduled or made, and no Certificate of Occupancy will be issued until all fines and costs have been paid.