

ORDINANCE

Be it ordained by the City Council of the City of Brockton, Article III – General Regulations and Permitted Modifications of the City’s Zoning Ordinances, is hereby amended by inserting the following section where appropriate:

**Portable Storage Containers**

**Section 1. Definitions.**

“Portable storage container” means a portable, weather-resistant, receptacle designed and used for the storage or shipment of personal property, building material or merchandise. The term shall not include yard waste containers nor construction debris containers.

Portable storage containers shall not include storage trailers registered with the Registry of Motor Vehicles.

**Section 2. Restrictions.**

No storage container shall be stored or parked on a premise without a permit from the Inspectional Services Department. The permitting and use shall be subject to the following requirements and restrictions.

**(1) Residential Zones**

- a. The permit shall not allow for more than one (1) storage container or bulk transportation devices on the premises. A permit for more than one (1) storage container shall be subject to the discretion of the Commissioner of Buildings.
- b. The permit shall be for an initial period of forty-five (45) days.
- c. The permit may only be extended one (1) time for an additional period not to exceed thirty (30) days. Only one permit may issue during a twelve (12) month period commencing at the date of the original permit.
- d. Placement of storage containers must comply with all accessory setback requirements for rear and side setbacks and must comply with all front setbacks for a primary structure in the subject Residential Zone and not be situated further forward than the plane of the house. The Commissioner of Buildings may allow in his or her discretion for a portable storage container to be situated as directed by the Commissioner of Buildings if compliance with these standards cannot be met.
- e. No portable storage container shall have a length greater than twenty (20) feet or a width greater than nine (9) feet or a height greater than nine (9) feet.

**(2) Commercial and Industrial Zones**

- a. The permit shall not allow for more than five (5) storage containers on the premises.
- b. A separate permit may allow for the number of storage containers on the premises to exceed five (5); however, site plan approval is required prior to the issuance of the permit.
- c. The permit shall be for an initial period of one (1) year. The permit may be renewed each subsequent year.
- d. The storage containers shall not be connected. There shall be a minimum of ten (10) feet between each unit.
- e. The storage containers shall not be located upon designated parking spaces.
- f. Placement of storage containers on the premises must be screened from view and not be situated further forward than the plane of the primary structure. The Commissioner of Buildings may allow in his or her discretion for a portable storage container to be situated as directed by the Commissioner of Buildings if compliance with these standards cannot be met.

A permit shall be prominently displayed and visible for inspectional personnel and the permit shall contain the expiration date of the permit.

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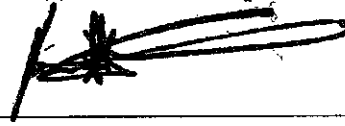
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Inspectional Services Department shall provide a list of prohibited materials not to be stored in the portable storage container, which shall include prohibiting storage of live animals, hazardous materials, and combustible material, and shall further prohibit habitation in the portable storage container.

Inspectional Services Department shall have the right to inspect the portable storage containers for compliance with the permit and this Ordinance.

Construction sites shall be exempt from the requirements of this ordinance.

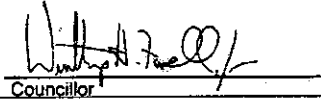
The issuance and extension of any permit shall be within the discretion of the Inspectional Services Department. The Inspectional Services Department shall affix fees for the initial permit and permit extension and shall assign a per unit fee for Commercial and Industrial Zones. The Commissioner of Buildings shall file the fee schedule with the City Council annually. There shall be a penalty of two hundred dollars (\$200.00) for any violation of this ordinance. Each day shall constitute a separate offense.



Mark D'Agostino, Ward 3 Councilor



Susan J. Nicastro, Ward 3 Councilor



Winthrop Farwell, Jr., Councilor-at-Large