



# MAYOR & COUNCIL COMMUNICATION

October 8, 2013

Subject: Public Hearing: Proposed Shopping Cart Ordinance  
(City Wide)

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Issue – On August 6, 2013, Mayor and Council directed that a Public Hearing be scheduled to consider and adopt the attached proposed ordinance for the regulation of abandoned shopping carts.

City Manager's Office Recommendation – It is recommended that at the close of the Public Hearing that Mayor and Council approve the proposed ordinance as described in the attachment.

Background – City staff and members of the public made a presentation to Mayor and Council on February 5, 2013 about the issue of abandoned shopping carts left at bus stops, along the sides of the road, and in drainage ways. ARS 44-1799 outlines regulations about notifying shopping cart owners that allows local government agencies to impound carts, charge for that service, and levy a fine. Mayor and Council created a Shopping Cart Task Force which included both business and neighborhood stakeholders in order to create a process that could work for both the retail community and neighborhoods to reduce this visual blight in Tucson. The Shopping Cart Task Force was comprised of representatives from neighborhoods, Tucson Clean and Beautiful, City of Tucson, Pima County, Chamber of Commerce, and businesses. It met four times, on March 11, April 8, June 10, and August 29.

Present Consideration – The outcome of the meetings was to create an intake system for reporting abandoned shopping carts, create an ordinance to outline the fines and fees associated with collecting and impounding those carts, and to recommend engaging a vendor to work with Environmental Services to implement that work. Once the ordinance is adopted, a Request for Proposals will be released soliciting responses for a cart retrieval vendor capable of meeting the City of Tucson's needs.

Financial Considerations – Environmental Services has budgeted \$40,000 towards this effort.

Legal Considerations – The City Attorney has prepared the attached ordinance.

Respectfully submitted,

Albert Elias  
Assistant City Manager

AI:  
Housing and Community Development

Attachment: Ordinance

OCT08-13-400