



**Department of Business & Neighborhood Services**

**Bureau of Property Safety & Maintenance Services**

**Illegal Dumping – BNS Abatement Assistance Policy | Effective 1/1/2023**

**Introduction**

The purpose of this document is to clearly provide policy and direction regarding the circumstances in which Business & Neighborhood Services (BNS) will offer a free abatement service to citizens who are victims of illegal dumping.

**Applicability**

A property is eligible for up to two (2) free abatements per calendar year. BNS free abatement service shall only be applicable if the following criteria are met:

1. It is established and Property Safety & Maintenance (PSMS) management agrees that the trash in question has been illegally dumped,
2. The illegal dumping has occurred on private property,
3. The Illegal Dumping Affidavit has been signed by the property owner and properly notarized within 10 days of the initial notice or prior to scheduled vendor abatement,
4. The property is legally used for a single or two-family dwelling or has a legal non-conforming use of a single or two-family dwelling, or
  - a. The property is a vacant residential lot and is directly abutted by a single or two-family dwelling, and;
5. The estimated abatement cost does not exceed two thousand dollars (\$2,000.00)

**Exclusions**

The BNS free abatement shall not be available in the following circumstances:

1. The property is used for anything other than a one or two-family dwelling (i.e. multifamily, commercial or industrial uses), or
2. The property is vacant and not directly abutting a single or two-family dwelling, or
3. The property has already had two (2) free abatements within the calendar year, or
4. The illegal dumping materials consist of any of the following:
  - a. Construction debris and building materials, concrete or stone materials,
  - b. Timber or tree debris, sod or dirt from land clearing,
  - c. Materials requiring special handling,
  - d. Other types of debris as determined by PSMS management

**Management Discretion**

Notwithstanding the above applicability and exclusions, PSMS management has sole discretion on any approval or denial of free illegal dumping abatement for any reason not already included in this document.

