

ORDINANCE NO. 2063-10-25

AN ORDINANCE AMENDING CHAPTER 82 “SOLID WASTE”, AND APPENDIX A “MASTER FEE SCHEDULE”, OF THE NACOGDOCHES CODE OF ORDINANCES RELATIVE TO SANITATION COLLECTION AND DISPOSAL FEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A CONTINUATION CLAUSE; PROVIDING A REPEAL CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Nacogdoches has determined that sanitation and disposal fees as fixed in Ordinance No. 1779-09-18, adopted September 18, 2018, is, at this time, inadequate to cover all operation and maintenance costs for sanitation collection and disposal services; and

WHEREAS, in its March 18, 2025 Regular Meeting, the City Council adopted a “Master Fee Schedule”, identifying the current fees being charged by the City of Nacogdoches, and incorporating it as an Addendum the Code of Ordinances; and

WHEREAS, in order to implement changes necessary, Chapter 82 “Solid Waste” and Appendix A “Master Fee Schedule” of the Code of Ordinances should be amended to reflect an increase in certain sanitation collection and disposal fees each year beginning in fiscal year 2026 and continuing through fiscal year 2029.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NACOGDOCHES, THAT:

SECTION I

All the above premises are hereby found to be true and correct legislative and factual findings.

SECTION II

CHAPTER 82 – “SOLID WASTE”, ARTICLE III – “RATES, CHARGES AND BILLING PROCEDURE”, of the Code of Ordinances of the City of Nacogdoches, Texas, is hereby amended so that henceforth same shall read as follows:

Sec. 82-131. - Service collection and disposal fees and standards.

- (d) *Commercial, industrial, institutional and similar nonresidential waste.* Service collection and disposal fees and standards for commercial, industrial, institutional and similar nonresidential waste is as follows:
- (1) The city shall have the right to require any of the classes who generate more than four 96-gallon roll out containers per pickup to have approved containerized collection service. A minimum charge will be assessed for roll out carts. Charges for minimum customers who desire multi-weekly collections will be based on the fee schedule set forth in the Master Fee Schedule. Number of collections per week shall be determined by the city manager.
 - (2) Multiple carts/collections. Cart collections will be charged at the rates set forth in the Master Fee Schedule. Note: Tax will be charged on garbage rates.
 - (3) The collection rate for dumpster service shall cover only one collection per week. Charges for minimum customers who desire multi-weekly collections will be based on the number of

collection times the minimum charge. The number of collections per week shall be determined by the city manager.

- a. Front load dumpsters - One to six collections per week.
 - b. After the city has made two separate attempts to collect waste from sites where dumpster is blocked, customers will be billed as if collection was made. To return and empty dumpster will be classified as an extra collection and appropriate fee charged.
 - c. Roll-off rates - City owned roll-off dumpsters may be rented at the rates set forth in the Master Fee Schedule. Each additional three-day period, or part of, for an additional fee. A disposal rate will also be assessed at the rate set forth in the Master Fee Schedule. Note: Tax will be charged on garbage rates.
- (4) Regularly scheduled privately owned roll-off. The collection rate for regular scheduled service is set forth in the Master Fee Schedule. Note: Tax will be charged on garbage rates.
 - (5) Garbage collection service will be provided to tenants and/or commercial enterprises located on city owned property outside the city limits of Nacogdoches at a rate of one and one-half times the rate charged for commercial garbage collection inside the city limits. All such tenants and enterprises shall be considered commercial and shall abide by the collection standards contained in this section.
 - (6) The city manager, shall have the right to set the schedule of frequency of pickup, specify the type of container, location of container, and refuse any waste based on volume, weight, dimension, hazard, state (liquid or solid), or type based on any city ordinance, state or federal law, regulations or permit pertaining to same including refusal based on health, air or water safety concerns. Under no circumstances will the city collect waste/refuse from any enclosed area, fenced yard.
 - (7) Special waste collection fee based on type of waste requested for collection shall be assessed at the rate set forth in the Master Fee Schedule. The city manager shall have the right to determine equipment and personnel needed for collection. Note: All services are charged one-hour minimum. In addition to collection fee, current landfill gate rate disposal fee shall also apply.

SECTION III

APPENDIX A – “MASTER FEE SCHEDULE”, of the Code of Ordinances of the City of Nacogdoches, Texas, is hereby amended and attached hereto as Exhibit “A”.

SECTION IV

Severability. If any word, article, phrase, paragraph, sentence, clause, or provision of this Ordinance shall be held to be invalid or unconstitutional, such holding shall in no way affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end provisions of this Ordinance are declared to be severable.

SECTION V

Continuation. All provisions of Chapter 82 and Appendix A of the Code of Ordinances existing prior to the date of passage of this Ordinance remain in full force and effect.

SECTION VI

Repeal. This Ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Nacogdoches, and this Ordinance shall not operate to repeal or affect any such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with provisions of this Ordinance, in which such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

SECTION VII

Effective Date. This Ordinance shall be in full force and effect with the November 1, 2025, billing after its passage and publication as may be required by governing law.

SECTION VIII

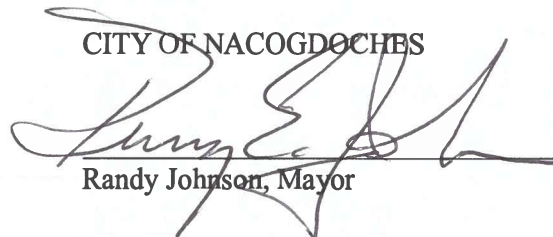
Proper Notice & Open Meeting. It is hereby officially found and determined the meeting at which this Ordinance was passed was open to the public as required and public notice of time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION IX

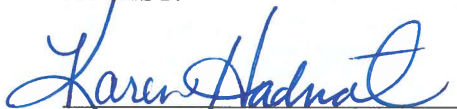
Official Public Records. The City Secretary is hereby authorized and instructed to file a signed and sealed copy of this Ordinance in and among the records of the City of Nacogdoches.

PASSED AND APPROVED, this the 7th day of October, 2025, by a vote of 4 (ayes) to 0 (nays) of the City Council of the City of Nacogdoches.

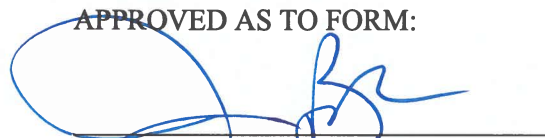
CITY OF NACOGDOCHES


Randy Johnson, Mayor

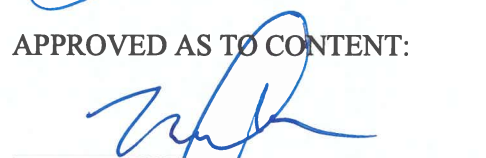
ATTEST:


Karen Hadnot, City Secretary

APPROVED AS TO FORM:


Jerry Baker, City Attorney

APPROVED AS TO CONTENT:


Michael Neu, Executive Director of
Development and Infrastructure

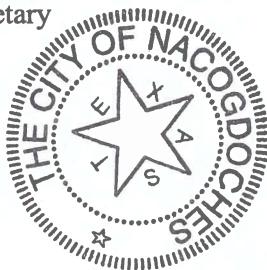


Exhibit A

CODE OF ORDINANCES CITY OF NACOGDOCHES, TEXAS
Appendix A – Master Fee Schedule

Chapter 82 – SOLID WASTE

Ordinance Reference	Description	Fee
<u>Sec. 82-4</u>	Hauling permit fee	\$24.00/year
<u>Sec. 82-131</u>	Residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	One container	\$25.76/month
	Two containers	\$43.05/month
	Three containers	\$65.60/month
	Dumpster service	\$20.69/month
	Containerized collection	\$5.49/cubic yard, per collection
	Commercial, industrial, institutional and similar non-residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	Minimum charge	\$29.79
	Multiple carts/collections:	
	One cart	\$29.79/day of collection
	Two carts	\$29.79/day of collection
	Three carts	\$45.87/day of collection
	Four carts	\$62.06/day of collection
	Dumpster service:	
	Front load dumpsters	\$5.49/cubic yard, per collection
	City-owned roll-off dumpsters:	
	Initial 3-day rental period	\$145.90
	Each additional 3-day rental period	\$72.96
	Disposal rate	\$14.02/cubic yard, per dumpster, per collection
	Privately-owned roll-off dumpsters:	

	Non-compacted waste/refuse	\$5.49/cubic yard, per collection
	Compacted waste/refuse	\$6.05/cubic yard, per collection
	Special waste collection fee:	Assessed in accordance with FEMA rate schedule(s)
	City landfill fees:	
	Appliances:	
	Large	\$16.15 each
	Small	\$8.99 each
	Mattresses	\$16.15 each
	Small dead animals (no larger than a dog)	\$16.15 each
	Large dead animals	\$83.31 each
	Special waste:	
	City resident	\$16.15/cubic yard
	Non-resident	\$29.52/cubic yard
	Tires	Assessed in accordance with the State's recycling fee schedule
	Household garbage, rubbish, waste and brush:	
	City resident:	
	Non-compacted	\$7.38/cubic yard (\$16.15 minimum)
	Compacted	\$8.11/cubic yard (\$16.15 minimum)
	Non-resident: (brush not accepted from outside city limits)	
	Non-compacted	\$14.56/cubic yard (\$32.19 minimum)

	Compacted	\$15.97/cubic yard (\$32.19 minimum)
	Commercial brush/yard waste	\$8.73/cubic yard (\$19.65 minimum)
	FY 2027 (begins October 1, 2026)	
	Residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	One container	\$26.53/month
	Two containers	\$44.34/month
	Three containers	\$67.57/month
	Dumpster service	\$21.31/month
	Containerized collection	\$5.77/cubic yard, per collection
	Commercial, industrial, institutional and similar non-residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	Minimum charge	\$30.68
	Multiple carts/collections:	
	One cart	\$30.68/day of collection
	Two carts	\$30.68/day of collection
	Three carts	\$47.25/day of collection
	Four carts	\$63.92/day of collection
	Dumpster service:	
	Front load dumpsters	\$5.77/cubic yard, per collection
	City-owned roll-off dumpsters:	
	Initial 3-day rental period	\$150.28
	Each additional 3-day rental period	\$75.14
	Disposal rate	\$14.44/cubic yard, per dumpster, per collection
	Privately-owned roll-off dumpsters:	
	Non-compacted waste/refuse	\$5.77/cubic yard, per collection
	Compacted waste/refuse	\$6.35/cubic yard, per collection
	City landfill fees:	

	Appliances:	
	Large	\$16.96 each
	Small	\$9.44 each
	Mattresses	\$16.96 each
	Small dead animals (no larger than a dog)	\$16.96 each
	Large dead animals	\$87.47 each
	Special waste:	
	City resident	\$16.96/cubic yard
	Non-resident	\$30.99/cubic yard
	Tires	Assessed in accordance with the State's recycling fee schedule
	Household garbage, rubbish, waste and brush:	
	City resident:	
	Non-compacted	\$7.75/cubic yard (\$16.96 minimum)
	Compacted	\$8.52/cubic yard (\$16.96 minimum)
	Non-resident: (brush not accepted from outside city limits)	
	Non-compacted	\$15.29/cubic yard (\$33.80 minimum)
	Compacted	\$16.77/cubic yard (\$33.80 minimum)
	Commercial brush/yard waste	\$9.17/cubic yard (\$20.64 minimum)
	FY 2028 (begins October 1, 2027)	
	Residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	One container	\$27.33/month
	Two containers	\$45.67/month
	Three containers	\$69.60/month
	Dumpster service	\$21.95/month
	Containerized collection	\$5.94/cubic yard, per collection
	Commercial, industrial, institutional and similar non-residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	

	Minimum charge	\$31.60
	Multiple carts/collections:	
	One cart	\$31.60/day of collection
	Two carts	\$31.60/day of collection
	Three carts	\$48.66/day of collection
	Four carts	\$65.84/day of collection
	Dumpster service:	
	Front load dumpsters	\$5.94/cubic yard, per collection
	City-owned roll-off dumpsters:	
	Initial 3-day rental period	\$154.79
	Each additional 3-day rental period	\$77.40
	Disposal rate	\$14.87/cubic yard, per dumpster, per collection
	Privately-owned roll-off dumpsters:	
	Non-compacted waste/refuse	\$5.94/cubic yard, per collection
	Compacted waste/refuse	\$6.54/cubic yard, per collection
	City landfill fees:	
	Appliances:	
	Large	\$17.47 each
	Small	\$9.73 each
	Mattresses	\$17.47 each
	Small dead animals (no larger than a dog)	\$17.47 each
	Large dead animals	\$90.10 each
	Special waste:	
	City resident	\$17.47/cubic yard
	Non-resident	\$31.92/cubic yard
	Tires	Assessed in accordance with the State's recycling fee schedule
	Household garbage, rubbish, waste and brush:	
	City resident:	

	Non-compacted	\$7.98/cubic yard (\$17.47 minimum)
	Compacted	\$8.77/cubic yard (\$17.47 minimum)
	Non-resident: (brush not accepted from outside city limits)	
	Non-compacted	\$15.75/cubic yard (\$34.81 minimum)
	Compacted	\$17.27/cubic yard (\$34.81 minimum)
	Commercial brush/yard waste	\$9.44/cubic yard (\$21.25 minimum)
	FY 2029 and later (begins October 1, 2028)	
	Residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	One container	\$28.15/month
	Two containers	\$47.04/month
	Three containers	\$71.69/month
	Dumpster service	\$22.60/month
	Containerized collection	\$6.12/cubic yard, per collection
	Commercial, industrial, institutional and similar non-residential waste collection: (Note: fuel adjustments shall be added to the fee amounts below)	
	Minimum charge	\$32.55
	Multiple carts/collections:	
	One cart	\$32.55/day of collection
	Two carts	\$32.55/day of collection
	Three carts	\$50.12/day of collection
	Four carts	\$67.81/day of collection
	Dumpster service:	
	Front load dumpsters	\$6.12/cubic yard, per collection
	City-owned roll-off dumpsters:	
	Initial 3-day rental period	\$159.43
	Each additional 3-day rental period	\$79.72

	Disposal rate	\$15.32/cubic yard, per dumpster, per collection
	Privately-owned roll-off dumpsters:	
	Non-compacted waste/refuse	\$6.12/cubic yard, per collection
	Compacted waste/refuse	\$6.74/cubic yard, per collection
	City landfill fees:	
	Appliances:	
	Large	\$17.99 each
	Small	\$10.02 each
	Mattresses	\$17.99 each
	Small dead animals (no larger than a dog)	\$17.99 each
	Large dead animals	\$92.80 each
	Special waste:	
	City resident	\$17.99/cubic yard
	Non-resident	\$32.88/cubic yard
	Tires	Assessed in accordance with the State's recycling fee schedule
	Household garbage, rubbish, waste and brush:	
	City resident:	
	Non-compacted	\$8.22/cubic yard (\$17.99 minimum)
	Compacted	\$9.03/cubic yard (\$17.99 minimum)
	Non-resident: (brush not accepted from outside city limits)	
	Non-compacted	\$16.22/cubic yard (\$35.86 minimum)
	Compacted	\$17.79/cubic yard (\$35.86 minimum)
	Commercial brush/yard waste	\$9.73/cubic yard (\$21.89 minimum)
<u>Sec. 82-158</u>	Commercial recyclable waste hauler permit	\$250.00