

ORDINANCE NO. 2019-679

AN ORDINANCE OF THE CITY OF CEDAR HILL, TEXAS, PROVIDING FOR THE REPEAL OF CHAPTER 9, ARTICLE III, SECTION 9-55 AND 9-57 OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR HILL, TEXAS, AND REPLACING SAME WITH NEW RESIDENTIAL RATES FOR RECYCLING AND GARBAGE COLLECTION IN AND THROUGHOUT THE CITY OF CEDAR HILL, TEXAS, AND NEW RATES AND CHARGES FOR COMMERCIAL, INSTITUTIONAL AND INDUSTRIAL GARBAGE COLLECTION WITHIN THE CITY OF CEDAR HILL, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council of the City of Cedar Hill, Texas, has found and determined that it would be in the best interest of the citizens of the City of Cedar Hill, Texas and would promote the public health and welfare of the City to establish and provide garbage collection rates which would enable the City of Cedar Hill, Texas, to contract with an independent disposal service to effectively manage and operate garbage and waste collection in and throughout the City of Cedar Hill, Texas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILL, TEXAS, THAT:

SECTION 1. Section 9-55 of the Code of Ordinances of the City of Cedar Hill, Texas, is hereby repealed in its entirety and replaced with the following adopted provisions:

Section 9-55. Residential Collection and Rates

The collection of household trash and recyclable items disposed of in Contractor provided 96-gallon carts from residential premises shall be one (1) time per week. The collection of loose brush and green waste from residential premises shall be one (1) time per month. The collection of bulky items shall be one (1) time per month and additionally available as a call and schedule service. All garbage and household trash and recyclable items shall be placed within 3 feet of the curb in contractor provided 96-gallon carts. All loose brush and green waste from residential premises and from City facilities shall be recycled. A "residential premises" means any and all single family residential units, duplex units and trailer park units. The fair and reasonable fee, including administrative fees and environmental taxes, for the collection of garbage and household trash and recyclable items for residential customers under the age of 65 is hereby determined to be the sum of Sixteen Dollars and Forty Six Cents (\$16.46) for each calendar month. The fair and reasonable fee for residential customers age 65 and older is Twelve Dollars and Seventy Seven Cents (\$12.77). Said

charges shall accrue for each and every month such service is available and provided to the customer. When a customer has an active water account with the City, said charges shall be due and payable simultaneously with charges for water services. A person who shall fail or refuse to pay the charge herein specified with fifteen (15) days of the due date may have garbage and/or water service suspended until all payments are made.

SECTION 2. Section 9-57 of the Code of Ordinances of the City of Cedar Hill, Texas, is hereby repealed in its entirety and replaced with the following adopted provisions:

Section 9-57. Commercial, Institutional and Industrial Collection Service Rates.

A. Charges, Commercial-Type Containers - The fair and reasonable monthly charge, including administrative charges and environmental taxes, for commercial type containers will be provided by the City's disposal contract, for use by commercial, institutional, or industrial customers, and also for use of multi-family residential complexes such as apartment buildings shall be as provided as follows:

Commercial Rates	Frequency						
	<u>1xWK</u>	<u>2xWK</u>	<u>3xWK</u>	<u>4xWK</u>	<u>5xWK</u>	<u>6xWK</u>	<u>Extra P/U</u>
Commercial Hand-PU 96 Gal Cart	n/a	\$24.06	n/a	n/a	n/a	n/a	n/a
Commercial Hand-Extra Cart (each)	n/a	\$24.06	n/a	n/a	n/a	n/a	n/a
Commercial Replacement if Lost/Stolen	n/a	\$75.81	n/a	n/a	n/a	n/a	n/a
2 CY FEL Container	\$66.71	\$97.54	\$178.01	\$237.10	\$309.66	\$355.40	\$49.92
3 CY FEL Container	\$78.72	\$124.92	\$201.91	\$265.24	\$325.15	\$400.11	\$57.02
4 CY FEL Container	\$92.41	\$148.88	\$243.00	\$313.14	\$376.47	\$435.04	\$64.18
6 CY FEL Container	\$116.37	\$210.47	\$304.58	\$412.41	\$497.96	\$586.94	\$71.30
8 CY FEL Container	\$135.19	\$241.29	\$378.17	\$489.40	\$593.80	\$689.62	\$78.44

B. Commercial Front Load Recycle, Roll-Off and Compactor Rates

Commercial Front Load Compactors							
4 CY FEL Compactor	\$151.40	\$340.06	\$340.06	\$486.26	\$557.74	\$640.04	\$102.88
6 CY FEL Compactor	\$183.02	\$392.04	\$540.41	\$661.70	\$777.58	\$894.54	\$99.71
6 CY FEL RECYCLE Compactor	\$151.40	\$340.06	\$340.06	\$486.26	\$557.74	\$640.04	\$102.88
8 CY FEL RECYCLE Compactor	\$146.73	\$340.06	\$340.06	\$486.26	\$557.74	\$640.04	\$102.88

Roll-Off Rates	<u>Delivery</u>	<u>Rental Rate/Day</u>	<u>Haul Charge/Pull</u>
20 CY (open top)	\$106.95	\$5.70	\$292.37
30 CY (open top)	\$106.95	\$5.70	\$356.74
40 CY (open top)	\$106.95	\$5.70	\$397.90
30 CY Sewage Plan	n/a	n/a	\$350.38
30 CY Compactor	Negotiated	\$498.67	\$365.85
35 CY Compactor	Negotiated	\$498.67	\$374.68
40 CY Compactor	Negotiated	\$498.67	\$450.82
42 CY Compactor	Negotiated	\$498.67	\$450.82

C. Multiple-Family Recyclable Item Collection Services

Waste Management shall provide collection of recyclable materials for all multi-family apartment units within the City of Cedar Hill. Every unit shall receive a 19-gallon bin to dispose of recyclables along with the appropriate number of 8-yard rear load containers for disposal per complex. Residents may use the 19-gallon bin and/or clear plastic bags for disposal of recyclables into the 8-yard rear-load container. The fee charged to multi-family apartment complexes shall be \$3.25 per month per unit and will be billed by the City on monthly water bills.

D. Miscellaneous Rates

Miscellaneous Rates	Rate
Initial delivery of FEL	\$71.25
Restart Fee after Service Suspended	\$71.25
Lock Bar (monthly rate)	\$7.13
Casters	\$7.13
Snapshot	Exempt
Redelivery for Non-Payment	\$71.25

E. Collection of Charges for Commercial, Institutional, and Industrial Service - The charges fixed herein for the removal and disposal of all garbage and trash for commercial, institutional, and industrial service shall be assessed by the City's industrial disposal service, Waste Management, or other disposal service as may be retained and used by the City of Cedar Hill in the future, and such charges shall be due and payable simultaneously

upon the customer's receipt of billing from Waste Management. Any person who shall fail or refuse to pay the charge herein specified within fifteen (15) days from the due date shall have the garbage service suspended until all payments are made.

SECTION 3. SAVINGS CLAUSE

In the event that any other Ordinance of the City of Cedar Hill, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 4. SEVERANCE CLAUSE

If any section, subsection, sentence, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. INCORPORATION INTO THE CODE OF ORDINANCES

The provisions of this ordinance shall be included and incorporated in the Code of Ordinances, City of Cedar Hill, Texas, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

SECTION 6. EFFECTIVE DATE

This Ordinance shall take effect on October 1, 2019.

SECTION 7. PUBLICATION

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Cedar Hill, Texas on this the 13rd day of August, 2019.

By: 


Stephen Mason, Mayor
City of Cedar Hill, Texas

ATTEST:



Belinda Berg, City Secretary

APPROVED AS TO FORM:



Ron G. MacFarlane, Jr., City Attorney