

ORDINANCE NO. 1997

AN ORDINANCE AMENDING SECTION 508 OF CHAPTER 14 OF THE CODE OF THE CITY OF AUGUSTA, KANSAS: ESTABLISHING CHARGES FOR THE COLLECTION AND DISPOSAL OF GARBAGE AND REFUSE WITHIN THE CITY OF AUGUSTA, KANSAS AND REPEALING SECTION 508 OF ORDINANCE NUMBER 1916 OF THE CITY OF AUGUSTA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS:

SECTION 1: Section 508 of Chapter 14 of the Code of the City of Augusta, 1991, shall be amended to read as follows:

14-508 CHARGES; COLLECTION; DISPOSAL. The City in providing the service of collecting and disposing of all refuse and garbage accumulated within the City for the purpose of preventing unsanitary, unsightly, hazardous, unhealthful and dangerous conditions caused by the accumulation of garbage and refuse, shall establish and collect a service charge or fee to defray the cost and maintenance of service and to pay any person contracting with the City for the collection and disposal by the contractor for the collection and disposal thereof. Such charges and fees shall be computed, based and charged to the owners or occupants of dwelling units or commercial establishments as nearly as practicable upon the basis of volume or time expended in the collection and disposal thereof.

- (a) There shall be a charge, assessed and collected from each residential unit within the City the sum of \$13.00 per month.
- (b) In the case of multiple or group dwellings, other than motels or boarding houses, there shall be a charge as hereinafter set forth. Such buildings, where a two cubic yard or larger trash container approved by the City and capable of being lifted mechanically by the refuse truck is located at a central point accessible to the refuse truck and shall be large enough to accommodate all refuse from the living units shall be charged at the rate of \$13.00 per month per occupied unit for two pickups per week. Charges will be added to the water or electric billing if each unit is billed separately for water or electric service. Where all of the living units are on a single meter the charges for the number of occupied units will be billed to the owner. Where each unit has its individual pickup point, without a two cubic or larger trash container, the charge will be \$13.00 per month and billed as stated above. The owner of the building or dwelling shall be charged the rental fee of the container when the City provides such container(s), under the rate structure set forth below.
- (c) There shall be charged, assessed and collected from each commercial institution, establishment, office, including but not limited to motels, restaurants, boarding houses, office buildings, stores, etc., charges to be assessed as provided, to wit:

- (1) There shall be a minimum charge of \$14.95 per month to each person so long as on each collection the pickup shall consist of not more than six standard containers, which must be used, as defined herein.
- (2) If more than six standard containers are needed, the owner must provide a container approved by the City and capable of being lifted mechanically by the refuse truck.
- (3) For the collection of garbage, refuse and rubbish by the City where approved attachable containers rented from the City are utilized, the following monthly fees shall be charged:

Collections Per Week

Dumpster Size	2	3	4	5	6
2 Yards	\$52.73	\$72.74	\$92.82	\$112.84	\$132.62
2.5 Yards	\$60.79	\$85.05	\$108.96	\$133.25	\$156.81
3 Yards	\$63.69	\$90.54	\$117.09	\$143.88	\$170.73
4 Yards	\$74.72	\$106.74	\$141.67	\$176.58	\$209.84
5 Yards	\$93.39	\$133.42	\$177.09	\$220.73	\$262.30
6 Yards	\$112.08	\$160.11	\$212.51	\$264.88	\$314.77

- (4) Privately owned containers shall not be charged the rental fee established hereby. The owner of the private containers indemnifies and holds harmless the City for damages and maintenance of the container.
- (5) City owned containers rented for use shall only be used for collection of refuse described herein. Other uses are strictly prohibited. All containers, either privately or City owned shall retain all lids in operable condition. Properly sized containers must be used, all refuse must be contained inside the container, with the lid closed tight.
- (6) If for any reason that the City is required to add a lock to secure the lids of a container for a customer, there will be an additional charge of \$2.00 per month per container.

(d) Rates for container rentals shall be computed on a monthly basis as follows:

<u>Dumpster Size</u>	<u>Rental</u>
2 Yards	\$20.70
2.5 Yards	\$25.30
3 Yards	\$28.75
4 Yards	\$34.50
5 Yards	\$43.70
6 Yards	\$51.75

- (1) Any commercial customer receiving twice-weekly service who shall place for collection any refuse not in a prescribed container, shall pay an additional

charge which shall be computed at the rate of \$67.00 per hour consumed in each pickup.

- (2) The person or establishments above may request additional pickups be made each week with rates to be increased by \$14.95 per collection for a container up to two cubic yards, \$29.84 per collection for a container between 2.5 and 4 cubic yards, \$37.31 per collection for a container of 5 cubic yards, or \$44.77 per collection for a container of 6 cubic yards.
- (3) The person or establishments above located outside the City, shall be charged 125 percent of the in-city rate.

SECTION 3. Section 508 of Chapter 14 of the Code of the City of Augusta, 1991 and Section 508 of Ordinance Number 1916, as they existed prior to this amendment are hereby repealed and set aside.

SECTION 4. This ordinance shall take effect on April 1, 2010 after its publication in the official City newspaper.

APPROVED AND ADOPTED by the Governing Body of the City of Augusta, Kansas, this 1<sup>st</sup> day of March, 2010.

/s/Robert Griffith, Council President

ATTEST:

/s/Erica Jones, City Clerk