

**CITY OF ALBION
ORDINANCE #2017-02**

**AN ORDINANCE TO AMEND ORDINANCES 66-139 AND 66-176
SOLID WASTE**

Purpose and Finding: The City has recently elected to utilize a single refuse hauler for city wide residential solid waste. The City's current ordinances presently obligation residential homeowners to contract with a city licensed refuse hauler for residential pick-up. As a result of the closed bidding process, Granger has been selected to provide such service, and will be the only licensed hauler within the city by default. In order to clarify the obligations of city residential property owners, the following changes are recommended.

THE CITY OF ALBION ORDAINS:

Sec. 66-139. - Refuse disposal generally.

(a) No person shall dispose of any refuse within the city other than by means of an approved incinerator, use of recycling, an approved garbage disposal unit, a private refuse collector duly licensed by the city, open burning of yard clippings or any method approved in writing by the city manager

(b) A list of each licensee approved by the city for the purpose of residential premises refuse collection shall be made available at the office of the city manager. Each owner or occupant of the residential premises shall contract with a valid licensee to provide refuse collection for each residential premise owned or occupied by him, subject to subsection (1).

(1) When the city contracts with a single refuse hauler for city wide service, each residential premises shall receive refuse service from the city selected refuse hauler only.

(c) Each licensee shall submit to the city manager a list of the addresses within the city for which he is providing residential service. Each licensee shall inform the city manager of any additions, deletions or changes to his customer list in a timely fashion.

(d) Each licensee shall make special arrangements to serve the needs of seniors and qualified disabled persons.

(e) When it has been determined that residential premises, as defined in this article, are not in fact receiving refuse service, the city manager shall assess a fine of \$100.00 per day. Before any fines are so assessed, the city manager shall notify

such property owners in writing by first class mail and allow a minimum of ten days after receipt for compliance.

Sec. 66-176. - Responsibility for payment.

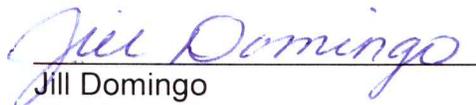
Subject to subsection (1), although the occupant or person in possession of residential premises may make arrangements with private haulers for payment for the required refuse pickup, the owner of record as titleholder, as reflected in the records of the city assessor, shall be responsible for all refuse collection charges for services to the owner's residential premises. If the premises are serviced by the city contracted refuse hauler because the resident did not make arrangements with a licensed private hauler or did not pay for the services from the hauler and the services are discontinued, the owner of record as titleholder, as reflected in the records of the city assessor, shall be billed for and responsible for the refuse collection charges of the city.

- (1) When the city contracts with a single refuse hauler for city wide refuse service, the owner of record as titleholder, as reflected in the records of the city assessor, shall be obligated to make payment to the refuse hauler selected by the city for services to the owner's residential premises.

This Ordinance shall take effect after publication on April 6, 2017.

First Reading:
February 21, 2017

Ayes 6
Nays 0
Absent 1 (Spicer)



Jill Domingo
City Clerk

Second Reading & Adoption:
March 6, 2017

Ayes 7
Nays 0
Absent 0



Garrett Brown,
Mayor