

**CITY OF ALBION
ORDINANCE #2017-03**

AN ORDINANCE TO AMEND ORDINANCE 66-139
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 provide for a \$100.00 per diem fine for failure to comply with utilizing a solid waste hauler. The council has requested a reduction in the fine for the first offense and an increased penalty for subsequent offenses. Following the ten (10) notice provided by the City Manager, it is recommended that the first fine for non-compliance be \$50.00 and each subsequent offense be fined at \$100.00, with each day constituting a separate act of non-compliance.

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 \$50.00 for the first offense and may assess a fine of \$100.00 for each repeat or

subsequent offense, as provided in Section 1-26. Each day of non-compliance shall constitute a separate offense. 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 (10) days after the date of mailing for compliance.

This Ordinance shall take effect after publication on May 3, 2017.

First Reading:
March 20, 2017

Ayes 7
Nays 0
Absent 0

Second Reading & Adoption:
April 3, 2017

Ayes 7
Nays 0
Absent 0



Jill Domingo
City Clerk



Garrett Brown,
Mayor