

ORDINANCE NO. 2767

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14, SECTION 14-15, OF THE MESQUITE CITY CODE, DELETING THE PRESENT SECTION AND INSERTING A NEW SECTION THEREFOR, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. Chapter 14, Section 14-15 of the Mesquite City Code, otherwise referred to as the sanitation rate ordinance is hereby amended by the deletion of the present section in its entirety and the replacement thereof with the following new section:

Effective on the day the Attorney General's Office of Texas upholds the validity of changes made to Section 361.013(a) Health and Safety Code approved by the State Legislature in 1 HB 11 and 1 SB 3, there shall be charged, assessed and collected from each person within the City the following monthly service charges for garbage, refuse, trash and rubbish collection and disposal;

(a) For a one-family residence, the charge shall be Eight Dollars (\$8.00) per month for collections;

(b) For an apartment residence, the charge shall be Seven Dollars (\$7.00) per month for each apartment for collection. Provided, however, that the charge for units using a central pickup station shall be Four Dollars and Fifty Cents (\$4.50) per month per unit, for twice weekly collection and Six Dollars (\$6.00) per month per unit for thrice weekly collection. Provided further, that units utilizing stationary compactors, serviced a minimum of twice weekly, will be charged the same as the commercial type compactors, as set out in subsection (d) of this section, plus fifteen (15%) per cent.

(c) For commercial establishments, boarding houses, restaurants and other food establishments, container storage and collection service shall be required and the following schedule of rates shall apply:

WEEKLY PICKUPS	MONTHLY CHARGE FOR CONTAINER SIZES			
	3 C.Y.	4 C.Y.	6 C.Y.	8 C.Y.
2	60.00	75.00	100.00	125.00
3	----	110.00	150.00	190.00
4	----	150.00	200.00	250.00
5	----	185.00	250.00	315.00
6	----	220.00	300.00	380.00
7	----	250.00	345.00	440.00

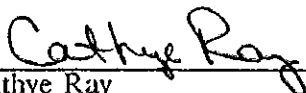
Provided, however, where container storage and service is inappropriate, residential type collection may be allowed, in which event the charge shall be a minimum of Twenty Dollars (\$20.00) per month for commercial establishments and boarding houses and a minimum of Twenty Five Dollars (\$25.00) per month for restaurants and other food establishments;

With approval of the City of Mesquite, 30 cu. yd. open top containers are available for certain commercial establishments. A rate of Seventy Nine Dollars and Fifty Cents (\$79.50) is charged each time the container is emptied, whether or not the container is full.

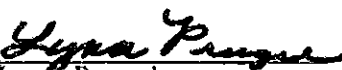
(d) Commercial and industrial stationary compaction service is available upon request. The lease cost of such equipment will be established by contractual agreement between the customer and the City and a service collection fee will be required in the amount of Two Dollars and Sixty Five Cents (\$2.65) per cu. yd. of the capacity of the compactor (service collection fee for a 42 cu. yd. compactor would be One Hundred Eleven Dollars and Thirty Cents (\$111.30) each time the compactor is completely full).

SECTION 2. The fact that the present sanitation collection rates of the City of Mesquite are inadequate requires the adoption of new sanitation collection rates and creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

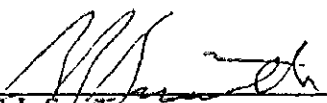
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 16th day of September, 1991.


Cathye Ray
Mayor

ATTEST:


Lynn Prugel
City Secretary

APPROVED:


B.J. Smith
City Attorney