

ORDINANCE NO. 2940

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14 OF THE CODE OF THE CITY OF MESQUITE BY ADOPTION OF ARTICLE III AND SECTION 14-60 THEREBY ESTABLISHING LANDFILL FEES EFFECTIVE DECEMBER 1, 1993; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Chapter 14 of the Code of the City of Mesquite is hereby amended by adopting Article III and Section 14-60 as follows, in all other respects said Code and Chapter to remain in full force and effect:

ARTICLE III. LANDFILL

Sec. 14-60. Landfill fees.

(a) The following fees shall be charged effective December 1, 1993 for disposal at the landfill:

Class and type of disposal:

	<i>Charge</i>
(1) Earth, rock and inert material suitable . . . . . for cover of refuse.	No charge if suitable for use on Landfill (roads, cover, etc).
(2) Mesquite resident hauling owner's waste . . . . . for place of residence only.	\$8.00
(3) Mesquite resident in passenger cars, . . . . . station wagons, pickups, vans, panel trucks and single-axle trailers less than 10 feet hauling building material (wood, roofing, etc).	\$20.00
(4) Commercial pickups, panel trucks, single- . . . . . axle trailers 10 feet or less.	\$20.00

- (5) Truck, multi-axle with cargo bed length less than 15 feet or multi-axle trailer less than 15 feet or single-axle trailer 10 feet or greater. Anyone hauling building material (wood, roofing, etc). . . . . \$35.00
- (6) Truck, multi-axle with cargo bed length 15 feet or greater, or multi-axle trailer 15 feet and less than 25 feet. Anyone hauling building material (wood, roofing, etc). . . . . \$50.00
- (7) Trucks or multi-axle trailers with bed length 25 feet or greater or truck tractors with one (1) semi-trailer. . . . . \$122.00
- (8) Roll-off containers, open top. . . . . \$109.00
- (9) Roll-off containers, compactor. . . . . \$132.00
- (10) Truck, compactor, 30 cubic yards or less. . . . . \$114.00
- (11) Truck, compactor, greater than 30 cubic yards and less than 37 cubic yards. . . . . \$130.00
- (12) Truck, compactor, 37 cubic yards and less than 45 cubic yards. . . . . \$109.00
- (13) Truck, compactor, 45 cubic yards or greater. . . . . \$248.00
- (14) Any load including tires, additional per load. . . . . \$20.00

(b) Mesquite residents hauling residential waste to the landfill will be given a maximum of a \$8.00 rebate per month through their water bill. No rebate shall be given for a resident's disposal of building or commercial material.

(c) Disposal of materials from locations outside of the City of Mesquite is prohibited.

SECTION 2. That should any word, sentence, clause, paragraph, or provision of this ordinance be held to be invalid or unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part or provision so decided to be unconstitutional, illegal, or invalid and shall not

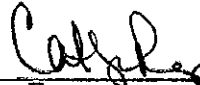
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affect the validity of the remainder of Chapter 14 or any other provision of the Code of the City of Mesquite.

**SECTION 3.** That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Five Hundred (\$500.00) Dollars for each offense.


**SECTION 4.** That the present ordinances of the City of Mesquite are inadequate to regulate landfill fees, creates an urgency and 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 15th day of November, 1993.




Cathye Ray  
Mayor

ATTEST:

  
Lynn Prugel  
City Secretary

APPROVED:

  
B.J. Smith  
City Attorney

00102