

ORDINANCE NO. 3192

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14, SECTION 14-15 (2) AND (3), OF THE MESQUITE CITY CODE, THEREBY AMENDING THE APARTMENT AND COMMERCIAL SANITATION COLLECTION RATES AND ESTABLISHING DECEMBER 1, 1997, AS THE DATE SUCH RATES BECOME EFFECTIVE; PROVIDING A SEVERABILITY CLAUSE AND DECLARING AN EMERGENCY.

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

SECTION 1. That Chapter 14, Section 14-15 (2) and (3), of the Code of the City of Mesquite are hereby amended to read as follows; in all other respects said Chapter and Sections to remain in full force and effect:

- (2) For an apartment residence, the charge shall be Seven Dollars and Eight Cents (\$7.08) 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-five cents (\$4.55) per month per unit, for twice weekly collection and six dollars and seven cents (\$6.07) 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 (4) of this section, plus fifteen (15) percent.
- (3) 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:

MONTHLY CHARGE FOR CONTAINER SIZES

<i>Weekly Pickups</i>	<i>3 C.Y.</i>	<i>4 C.Y.</i>	<i>6 C.Y.</i>	<i>8 C.Y.</i>
1		\$37.93	\$ 50.57	
2	\$60.68	75.85	101.14	\$126.43
3		111.25	151.71	192.17
4		151.71	202.28	252.85
5		187.11	252.85	318.59
6		222.51	303.42	384.33
7		252.85	348.93	445.02
Extra	8.90	8.90	13.35	17.80

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 nineteen dollars and twenty-five cents (\$19.25) per month for commercial establishments and boarding houses and a

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minimum of twenty-three dollars and fifty cents (\$23.50) per month for restaurants and other food establishments;

With the approval of the city, thirty (30) cubic yard open top containers are available for certain commercial establishments. The rate charged for these containers shall be one hundred eleven dollars and twenty-five cents (\$111.25) haul charge and a disposal fee of fourteen dollars and twenty-nine cents (\$14.29) per ton of waste in the container. The charge shall be assessed each time the container is emptied.

With the approval of the city, thirty (30) cubic yard open top containers are available to contractors and residents doing remodeling and repair work in a residential area. Placement of such container shall be for a maximum period of two (2) weeks annually. The rate charged for this container service shall be one hundred eleven dollars and twenty-five cents (\$111.25) haul charge and a disposal fee for fourteen dollars and twenty-nine cents (\$14.29) per ton of waste in the container. The charge shall be assessed each time the container is emptied.

Commercial and industrial stationary compaction service is available upon request. The lease cost of such equipment will be established between the customer and the city. The rate charged for this container service shall be one hundred eleven dollars and twenty-five cents (\$111.25) haul charge and a disposal fee of fourteen dollars and twenty-nine cents (\$14.29) per ton of waste in the container. The charge shall be assessed each time the container is emptied.

SECTION 2. That the rates adopted by this ordinance shall be effective from and after December 1, 1997.

SECTION 3. That should any word, sentence, clause, paragraph, or provision of this ordinance be held to be invalid, unconstitutional, or illegal, 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 invalid, unconstitutional or illegal and shall not affect the validity of the remainder of Chapter 14 or any other provision of the Code of the City of Mesquite.

SECTION 4. The fact that the present apartment and commercial sanitation collection rates of the City of Mesquite are inadequate requires the adoption of new apartment and commercial 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 become effective from and after the effective date provided herein.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 17th day of November, 1997.



Mike Anderson
Mayor

ATTEST:

APPROVED:



Ellen Williams
City Secretary



B.J. Smith
City Attorney