

ORDINANCE NO. 3427

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 14 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 14-74(c) IN ITS ENTIRETY AND ADDING A NEW SECTION 14-74(c) THEREBY ESTABLISHING A PRICE FOR PURCHASING BULK MULCH; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Mesquite has provided for the use, distribution and sale of processed materials at the municipal composting facility.

NOW, THEREFORE, BE IT RESOLVED 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 deleting Section 14-74(c) in its entirety and adding a new Section 14-74(c) to read as follows, in all other respects said Code and Chapter to remain in full force and effect.

SOLID WASTE

Sec. 14-74. Use, distribution and sale of processed materials.

(c) Materials produced at the municipal composting facility may be purchased, when available, during normal operating hours as follows:

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|-----|---------------------------------|--|
| (1) | Compost, per cubic yard..... | \$8.00 |
| (2) | Mulch, per cubic yard..... | \$4.00 (purchases under 50 cubic yard) |
| (3) | Bulk mulch, per cubic yard..... | \$3.50 (minimum purchase of 50 cubic yard or more) |

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

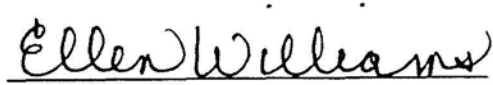
SECTION 4. That the present Chapter 14 of the Code of the City of Mesquite does not address the price of purchasing bulk mulch, it has been determined necessary to amend said chapter, creating an urgency and an emergency for the preservation of the public health, safety and welfare, and requiring that 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 8th day of May, 2001.




Mike Anderson
Mayor

ATTEST:


Ellen Williams
City Secretary

APPROVED:


B. J. Smith
City Attorney