

ORDINANCE 119

AN ORDINANCE AMENDING ORDINANCE 88  
THE CITY'S SOLID WASTE LICENSING AND MANAGEMENT ORDINANCE  
AND DECLARING AN EMERGENCY

The City of Dunes City does Ordain:

- Section 1. SOLID WASTE BUSINESS REQUIRES A LICENSE.  
No changes.
- Section 2. TYPES OF LICENSES.  
Insert at the end of sub paragraph #3: "A temporary license for a day, week, or 'job only' may be issued with a time limit for completing the job. Any person other than those holding a valid Dunes City Solid Waste License, or a contractor using his own vehicles must obtain a permit for each job. The City may also be subject to the same insurance requirements as a licensed Dunes City Solid Waste hauler. Fee for a temporary license shall be not less than \$25.00 per job".
- Section 3. LICENSE REQUIREMENTS.  
No changes.
- Section 4. INSURANCE AND BOND.  
Paragraph 1, line 6 - Strike "\$50,000" and insert in its place "\$100,000"  
Paragraph 1, line 7 - Strike "\$250,000" and insert in its place "\$300,000".  
Paragraph 2 - Strike sub paragraph 2 in its entirety.
- Section 5. LICENSE DURATION AND FEES.  
Line 2 - Strike "June" and in its place insert the word "August"  
Line 4 - Insert "Non-Refundable" between the words, "an" and "application", strike the fee from \$250, and insert therein a fee of \$500.  
Line 7 - Strike "July" and insert in its place the word "September".  
Line 12 - Insert at the end of Sub Section 5 the Language "The annual fee required for a Solid Waste Business license may be paid semi-annually, (Not less than one-half the annual fee each payment) with the same late penalties applying to

each portion. First payment will be due September 1 and the balance due March 1 of the following year".

Section 6. ISSUANCE OR DENIAL OF LICENSE.  
No changes.

Section 7. REVOCATION.  
Line 4 - Insert the language "or suspension" between words, "revocation" and "of".  
Line 7 - Insert the language "or suspension" after the word, "revocation" and "and".  
Line 8 - Insert the language "or suspension" between the words, "revocation" and "and".  
Line 9 - Insert the language at the end of the sub paragraph, "The City Council may decide to suspend a license without notice because of immediate threats to health". A hearing upon the suspension will be held at the next Council meeting.

Section 8. APPEAL.  
Line 2 - Insert the language "or suspended" after "revoked".  
Line 8 - Insert the language "or suspension" after "revocation".

Section 9. LICENSE TAG.  
Line 3 - Insert the language at the end of paragraph, "Tags to show the wording, "Dunes City Solid Waste Permit" and the date of expiration on a four inch by four inch adhesive decal in contrasting colors. Tags to be issued annually and in different contrasting colors each year".

Section 10. INSPECTION FOR COMPLIANCE.  
Line 5 - Insert the language at the end of paragraph, "The City Council may appoint a person to make inspections and report back to the City Council the results of such inspections".

Section 11. VEHICLE RECORDS.  
No changes.

Section 12. SERVICE AND CHARGE SHALL BE UNIFORM.  
No changes.

Section 13. PROVISIONS FOR PAYMENT.  
No changes.

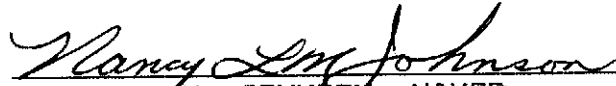
- Section 14. REQUIREMENTS FOR A LICENSED GARBAGE AND RUBBISH COLLECTION SERVICE. RUBBISH MUST BE PICKED UP AT THE REQUEST OF ANY CITIZEN.  
Add subsection 4 - "Pickup trucks and/or satellite vehicles to be equipped with a cover to prevent load from blowing or spilling from vehicle".  
Add subsection 5 - "If citizen is refused service by all licensees, City Council may arbitrate and assign such customers on a rotating basis between all licensees.
- Section 15. ESTABLISHMENT OF CHARGES.  
Paragraph 3, line 7 - After the first "schedule", in the sentence insert the language "The City Council does reserve the right to establish reasonable collection fee charges upon the finding of 'no competition'".
- Section 16. PENALTIES.  
Line 3 - Strike "shall" and insert in its place the word "may".  
Line 4 - After "\$100" insert the language, "per day".  
Line 4 - Strike the language "or imprisonment in the city jail not to exceed 50 days, or by such fine and imprisonment"  
Line 8 - Insert the language at the end of the paragraph, "A violation of this ordinance is also a nuisance, and the city may abate violations of this ordinance pursuant to the Nuisance Abatement Ordinance".
- Section 17. SEVERABILITY.  
No changes.
- Section 18. REPEAL.  
Strike all language following the word "Repeal" and insert in its place the language, "Dunes City Ordinances numbered 38 and 87 are hereby repealed".

The City notes that its "old" refuse franchise expires August 31, 1987, and that it is in the public interest to regulate the pickup of refuse to insure public safety, therefore,

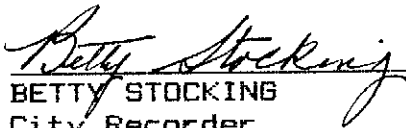
the City Council does further ordain that an emergency does exist, and this Ordinance shall become effective immediately.

Passed by the City Council of Dunes City this 9TH day of JULY, 1987.

Ayes 6      Nays 0      Absent 0      Abstain 0

  
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NANCY L. M. JOHNSON, MAYOR

ATTEST:

  
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BETTY STOCKING  
City Recorder