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REPLACES
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AN ORDINANCE PROVIDING FOR THE COLLECTION OF HOUSEHOLD TRASH AND GARBAGE, ESTABLISHING A FEE FOR THE SERVICE, PROVIDING FOR COLLECTION OF SAID FEE, PROVIDING A SEVERABILITY CLAUSE, AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WALLIS, TEXAS:

SECTION 1. That the City of Wallis, Texas, in order to insure the prompt and orderly collection of household trash and garbage from various locations within the City of Wallis, shall contract on an annual basis with such firm or firms acceptable to the City to provide for the sanitary disposition of such household trash and garbage.

SECTION 2. That such contract shall be under the terms established by the City to promote continued health and sanitation within said City.

SECTION 3. That the City shall assess a fee for the collection of such household trash and garbage to be paid by the owner of each property within the City of Wallis provided with City utility service, such fee being due and payable by the 10th day of each month. The City shall bill each owner for garbage collection when it bills for other City utility services.

SECTION 4. That no individual, firm, corporation, partnership or other business entity shall be allowed to collect for disposal any household trash or garbage collected within the City of Wallis, without the express prior written permission of the City.

SECTION 5. That nothing contained herein shall limit or restrict any individual or business located within the City of Wallis from hauling or disposing of its own household trash and garbage; however, payment to the City for such collection service as set out herein above is mandatory by the owner of each registered utility connection within the City of Wallis, whether the owner makes use of said household trash and garbage collection service or not.

SECTION 6. The following fees, plus tax, shall be assessed for garbage collection and are payable as set out in SECTION 3 above:

Residential service - \$7.00
Residential service
for senior citizens - \$6.00
Commercial service - \$10.50

SECTION 7. Special rates and exemptions:

(a) Citizens claiming the senior citizen rate must file an affidavit with the City Clerk attesting to the fact that they are sixty -five (65) years of age or older.

(b) No garbage collection fee shall be assessed against vacant lots not used for purposes which generate solid waste.

(c) No garbage collection fee shall be assessed against residential premises which are vacant and/or are not served with any other city utilities.

(d) Garbage collection is optional only for businesses within the City of Wallis who, with the City's approval, may, however, elect to co-operatively rent commercial dumpsters or utilize other commercial garbage collection services at their own expenses in lieu of payment of above rates.

(e) If, and, or when a resident of the City of Wallis operates a business within the City of Wallis, opts not to subscribe to garbage service for a business he is, however, not permitted to use the residential garbage service as a pickup for commercial garbage unless he has arranged to pay the said commercial rate.

SECTION 8. If any person or entity fails to pay the garbage collection fee assessed above within thirty (30) days of the mailing of the billing, a late payment penalty of 10% of the amount due shall be assessed. If payment of the garbage collection fee is delinquent for more than sixty (60) days, the City of Wallis shall discontinue all city utilities and services to the non-paying customer.

SECTION 9. If any part of this Ordinance shall be found unconstitutional or otherwise unenforceable, the remainder of said Ordinance shall remain in full force and effect unless and until changed by the City Council of the City of Wallis, Texas.

SECTION 10. The provisions and requirements set out herein shall be in full force and effect on and after its passage and approval.

PASSED AND APPROVED this the 8th day of October, 1991.


MAYOR

ATTEST:


City Secretary