

ORDINANCE 2018-004

AN ORDINANCE PROVIDING FOR THE COLLECTION OF HOUSEHOLD TRASH & 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 BOARD OF ALDERMAN OF THE CITY OF EAST BERNARD, TEXAS:

SECTION 1. That the City of East Bernard, Texas in order to insure the prompt and orderly collection of household trash and garbage from various locations within the City of East Bernard and its Extraterritorial Jurisdiction (ETJ), shall contract on an annual basis with such firm or firms acceptable to the City 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 occupant/owner of each property within the City of East Bernard and its ETJ provided with City utility service, such fee being due and payable by the 15th day of each month. The City hall will bill each owner for garbage collection.

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 East Bernard after December 31, 2018.

SECTION 5. That nothing contained herein shall limit or restrict any individual or business located within the City of East Bernard from hauling or disposing of its own household trash and garbage.

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

See Attachment A

SECTION 7. Special rate and exemptions:

- (a) Citizens claiming the senior citizens 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) If, and, or when a person operates a business within the City of East Bernard, fees will be assessed as a commercial account.

SECTION 8. If any person or entity fails to pay the garbage collection fee assessed by the 15th of the month, a late payment penalty of 10% of the amount due shall be assessed. If payment of the garbage collection fee is delinquent for 60 days or more, the City of East Bernard shall discontinue 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 Board of Alderman of the City of East Bernard, 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 18th day of June, 2018.


MARVIN R. HOLUB, MAYOR


AUDREY SCEARCE, CITY SECRETARY

ATTEST:

4
AYES

1
NAYS

ATTACHMENT A

TRASH FEE SCHEDULE

RESIDENTIAL

Polycart Service-Tuesday & Friday
*Household waste, yard waste, & heavy trash collected
curbside in city color, resident-owned cans, or bags.*

Standard: 21.70
Senior (65+): 19.50