

ORDINANCE NO. 2017-15

AN ORDINANCE AMENDING SECTION 931.02-CONTAINERS; SECTION 931.03-GARBAGE, RUBBISH, AND RECYCLABLE MATERIALS; AND SECTION 931.04-RATES FOR COLLECTION AND DISPOSAL; WITHIN CHAPTER 931-GARBAGE, RUBBISH AND RECYCLABLE MATERIAL COLLECTION, OF THE CODIFIED ORDINANCES OF THE CITY OF HURON, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

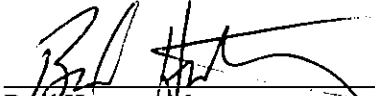
**SECTION 1.** That Section 931.02-Containers; Section 931.03 Garbage, Rubbish and Recyclable Materials; and Section 931.04-Rates for Collection Disposal; of Chapter 931-Garbage, Rubbish, and Recyclable Material Collection, of the Codified Ordinances of the City of Huron, Ohio WHICH CURRENTLY READ AS FOLLOWS (refer to Exhibit "A"), shall be and hereby are, amended.

**SECTION 2.** That Section 931.02-Containers; Section 931.03-Garbage, Rubbish and Recyclable Materials; and Section 931.04-Rates for Collection Disposal; of Chapter 931-Garbage, Rubbish, and Recyclable Material Collection, of the Codified Ordinances of the City of Huron, Ohio is hereby amended to read as follows: (refer to Exhibit "B")

**SECTION 3.** Codified Ordinance Sections 931.02-Containers; 931.03-Garbage, Rubbish and Recyclable Materials; and 931.04-Rates for Collection Disposal, as existing prior to the adoption of this Ordinance shall be, and the same hereby are, repealed as of July 1, 2017.

**SECTION 4.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including O.R.C. §121.22.

**SECTION 5.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare; WHEREFORE this Ordinance shall take effect immediately upon its adoption.

  
Brad Hartung, Mayor

ATTEST:   
Clerk of Council

ADOPTED: MAY 23 2017

## EXHIBIT "A"

### 931.02 CONTAINERS.

(a) All containers for garbage and rubbish shall be constructed of heavy plastic or of metal properly protected with galvanized, painted or porcelainized finish; shall have a capacity of not less than ten gallons nor more than forty gallons; shall be constructed so as to be watertight, with suitable handles on the outside and fitted with a tight cover which shall not be removed except when necessary in the use of such container, or residential solid waste containers may be plastic bags or other types of disposable containers which are watertight. All plastic bags shall be securely bound at the top so as to remain watertight collection.

(b) Container systems such as Roto-Pac and Leach Containers may be substituted for the containers described in subsection (a) hereof for use in garbage or rubbish collection from commercial or industrial establishments at the option of the contractor.

(c) Every residential owner, tenant or occupant shall keep such containers at the rear of each residential building except on the specified day of collection when the residential owner, tenant or occupant shall cause the container to be placed at or near the street curb or berm for collection. The contractor shall not be obligated, as a service to be rendered under his contract with the City, to empty any container not placed in the manner provided above.

(d) Containers for the collection of recyclable materials means those containers furnished by the contractor to each residential owner, tenant or occupant.  
(Ord. 1991-6. Passed 2-25-91.)

### 931.03 GARBAGE, RUBBISH AND RECYCLABLE MATERIALS.

(a) The Director of Service shall divide the City into districts for the purpose of establishing collection routes. Each route shall be established so as to permit the contractor to collect garbage, rubbish and recyclable materials from each residential owner, tenant or occupant once each week, on the same day of each week between the hours of 7:00 a.m. and 7:00 p.m. and garbage and rubbish from commercial and industrial establishments three times each week on the same days of each week between the hours of 7:00 a.m. and 7:00 p.m. provided, however, that a different schedule may be established by the Director of Service for those commercial and industrial establishments using a container system.

(b) The City shall collect each week for each residential owner, tenant or occupant up to sixty gallons of garbage and/or rubbish. The maximum amount of garbage and rubbish to be collected each week from each commercial and industrial establishment shall be 120 gallons of garbage and/or rubbish.

(c) The contractor is not obligated under its contract with the City to collect and dispose of any garbage or rubbish which has not been placed in an approved container as defined in Section 931.02 by a residential owner, tenant or occupant or the owner or operator of a commercial or industrial establishment; therefore, the City will not collect and dispose of any garbage or rubbish which does not comply with this provision.  
(Ord. 1995-33. Passed 12-18-95.)

### 931.04 RATES FOR COLLECTION AND DISPOSAL.

(a) Effective October 1, 2014 the basic charge for garbage (two bags), refuse, recyclable material, yard waste collection and disposal for each residential owner, tenant or occupant shall be fifty dollars (\$50.00) per calendar quarter.

(b) The basic charge for garbage and refuse collection and disposal for each commercial and industrial establishment shall be fifty dollars (\$50.00) per calendar quarter.

(c) The minimum billing period for any account shall be for a period of one day, and

the charge for such minimum billing shall be based upon a monthly minimum charge of sixteen and 67/100 dollars (\$16.67) for two bag collection for each residential/commercial owner, tenant or occupant.

(d) All bills for collection and disposal of garbage, refuse, and yard waste shall be rendered and paid quarterly, in advance.

(e) The bills rendered for the collection and disposal of garbage, refuse, recyclable materials and yard waste shall be paid to the City, office of the Department of Finance, on or before the seventeenth day of the month in which the bill is rendered.

(f) At the option of the City, the bill for the collection and disposal of garbage and waste and the collection and disposal of recyclable materials and yard waste may be combined with the bill for water service, in which event, the payments received by the City from each consumer shall be applied first to the charge for garbage, refuse, recyclables and yard waste, and the balance to the charge for water service. (Ord. 2014-11. Passed 6-10-14.)

## EXHIBIT "B"

### 931.02 CONTAINERS.

(a) All residential customers subject to citywide refuse collections shall utilize the appropriate refuse and recyclable containers as provided by the hauler. All containers for garbage and rubbish shall be constructed of heavy plastic or of metal properly protected with galvanized, painted or porcelainized finish; shall have a capacity of not less than sixty-five gallons nor more than ninety five gallons; shall be constructed so as to be watertight, with suitable handles on the outside and fitted with a tight cover which shall not be removed except when necessary in the use of such container. All plastic bags shall be securely bound at the top so as to remain watertight collection.

(b) Container systems such as Roto-Pac and Leach Containers may be substituted for the containers described in subsection (a) hereof for use in garbage or rubbish collection from commercial or industrial establishments at the option of the contractor.

(c) Every residential owner, tenant or occupant shall keep such containers at the rear of each residential building except on the specified day of collection when the residential owner, tenant or occupant shall cause the container to be placed at or near the street curb or berm for collection. The contractor shall not be obligated, as a service to be rendered under his contract with the City, to empty any container not placed in the manner provided above.

(d) Containers for the collection of recyclable materials means those containers furnished by the contractor to each residential owner, tenant or occupant.  
(Ord. 2017-15. Passed 5-23-17.)

### 931.03 GARBAGE, RUBBISH AND RECYCLABLE MATERIALS.

(a) The Director of Service shall divide the City into districts for the purpose of establishing collection routes. Each route shall be established so as to permit the contractor to collect garbage, rubbish and recyclable materials from each residential owner, tenant or occupant once each week, on the same day of each week between the hours of 7:00 a.m. and 7:00 p.m. and garbage and rubbish from commercial and industrial establishments three times each week on the same days of each week between the hours of 7:00 a.m. and 7:00 p.m. provided, however, that a different schedule may be established by the Director of Service for those commercial and industrial establishments using a container system.

(b) The City shall collect each week for each residential owner, tenant or occupant up to ninety five gallons of garbage and/or rubbish.

(c) The contractor is not obligated under its contract with the City to collect and dispose of any garbage or rubbish which has not been placed in an approved container as defined in Section 931.02 by a residential owner, tenant or occupant or the owner or operator of a commercial or industrial establishment; therefore, the City will not collect and dispose of any garbage or rubbish which does not comply with this provision.

(Ord. 2017-15. Passed 5-23-17.)

### 931.04 RATES FOR COLLECTION AND DISPOSAL.

(a) Effective July 1, 2017 the basic charge for garbage, refuse, recyclable material, yard waste collection and disposal for each residential owner, tenant or occupant shall be sixty five dollars (\$65.00) per calendar quarter.

(b) The minimum billing period for any account shall be for a period of one day, and the charge for such minimum billing shall be based upon a monthly minimum charge of twenty-one and 67/100 dollars (\$21.67) for collection for each residential owner, tenant or occupant.

(c) All bills for collection and disposal of garbage, refuse, and yard waste shall be rendered and paid quarterly, in advance.

(d) The bills rendered for the collection and disposal of garbage, refuse, recyclable materials and yard waste shall be paid to the City, office of the Department of Finance, on or before the seventeenth day of the month in which the bill is rendered.

(e) At the option of the City, the bill for the collection and disposal of garbage and waste and the collection and disposal of recyclable materials and yard waste may be combined with the bill for water service and stormwater fees, in which event, the payments received by the City from each consumer shall be applied first to the charge for garbage, refuse, recyclables and yard waste, then to the charge for water service with the balance to be applied to stormwater fees. (Ord. 2017-15. Passed 5-23-17.)