

Sponsor: Brown/Elliott

ORDINANCE NO.05-12

AN ORDINANCE REPEALING AND REVISING ORDINANCE 79-11 WHICH AMENDED SECTION 945.03 OF THE CITY OF JACKSON CODE OF ORDINANCES SO AS TO CORRECT A CLERICAL ERROR AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance 79-11 of the City of Jackson was recently enacted to set the rates for garbage collection; and

WHEREAS, Ordinance 79-11 included a language from prior legislation which had previously been repealed and the correct version of the amended Section 945.03 as intended by the legislation is set forth below; and

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO THAT ORDINANCE 79-11 IS REPEALED AND AMENDED SO THAT THE FOLLOWING BE AN ORDINANCE GOVERNING GARBAGE COLLECTION RATES WITH THOSE UNDERLINED PORTIONS SHOWING THE AMENDMENTS TO THE ORIGINAL LANGUAGE AND THAT IT BE NUMBERED AS SECTION 945.03 AND REPLACED WITHIN THE JACKSON CITY CODE, IN REGULAR TEXT, AS FOLLOWS AND DECLARING AN EMERGENCY:

945.03 COLLECTION RATES FOR RESIDENCES.

(a) The following rates shall be charged each and every residential customer, whether residing inside or outside the City, for the garbage and refuse collection, removal and disposition services provided for their benefit by the City:

<u>Beginning Date</u>	<u>Rate Per month per Residential Customer:</u>
	<u>(within City limits)</u>
<u>March 1, 2012</u>	<u>\$13.50</u>
<u>January 1, 2013</u>	<u>\$14.50</u>
<u>January 1, 2014</u>	<u>\$15.50</u>
	<u>(outside City Limits)</u>
<u>March 1, 2012</u>	<u>\$14.50</u>
<u>January 1, 2013</u>	<u>\$16.00</u>
<u>January 1, 2014</u>	<u>\$17.00</u>

(b)(1) Any residential customer, whether residing inside or outside the City, who for any reason is absent from their residence for a period of three consecutive months, may make application to the Service-Safety Director stating that no one will

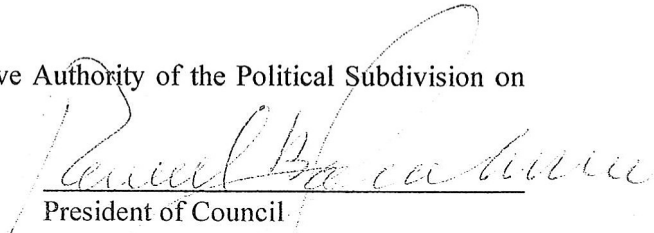
be in residence at the property and that no rubbish, garbage or refuse will be set out, either in the alley or at the curbside of this residence for at least three consecutive months. If the application is approved and if no pick-up service is in effect or required for the calendar month, then the collection rate shall be six dollars and fifty cents (\$6.50) for the month. If any pick-up service is in effect or required during any part of a calendar month, then the customer shall pay the rates for full service as set forth in subsection (a) hereof.

(b)(2) Any business or commercial customer, whether operating inside or outside the City, who for any reason is absent from their business establishment for a period of three consecutive months, may make application to the Service-Safety Director stating that the business will be closed and that no business will be conducted, and that no rubbish, garbage or refuse will be set out, either in the alley or at the curbside of this business or commercial establishment for at least three consecutive months. If the application is approved and if no pick-up service is in effect or required for the calendar month, then the collection rate shall be six dollars and fifty cents (\$6.50) for the month. If any pick-up service is in effect or required during any part of a calendar month, then the customer shall pay the rates for full service as set forth in subsection (a) hereof.

(c) Bills shall be due on the fifteenth and twentieth of each month. In the event the due date falls on a weekend or holiday recognized by the City, then the due date shall be the next business day. Upon failure of a resident or nonresident to pay the collection rate on or before the due date of a month, a delinquency charge of ten percent of the amount then due shall be charged to such resident or nonresident.

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 13th day of February, 2012.


President of Council

ATTEST:


Clerk of the Legislative Authority

Approved this 13th day of Feb, 2012.


Mayor