

ORDINANCE

AMENDING THE CODE OF ORDINANCES, CITY OF CORPUS CHRISTI, CHAPTER 21, GARBAGE, TRASH AND OTHER REFUSE, REGARDING INCREASES TO RESOURCE RECOVERY FEES; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERANCE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS, THAT:

SECTION 2. Section 21-41, Code of Ordinances, is amended by revising the tables in subsection (e)(2) and (3) to read as follows:

Sec. 21-41. Charges--For disposal services.

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(e) The following fee schedule applies to each load of solid waste deposited at a disposal site operated by the department:

(2) *Commercial vehicles (tipping rate).*

A	Solid waste by weight	<u>\$36.86</u> per ton*
B	Loose load of solid waste, not weighed	<u>\$9.99</u> per cubic yard*
C	Compacted load of solid waste, not weighed	<u>\$13.21</u> per cubic yard*
D	Construction and demolition debris, not weighed	<u>\$13.21</u> per cubic yard
E	Heavy brush and yard waste, not weighed	<u>\$13.21</u> per cubic yard
F	Commercial vehicle transporting household waste for a residential customer when accompanied by the residential customer. (The residential customer must be the driver or a passenger in the commercial vehicle or arrive in a separate vehicle at the landfill with the residential customer's waste.)	No charge

*Includes state disposal fee, state/federal mandated surcharges as provided by section 21-42.

(3) *Special fees.*

A	Clean, uncontaminated dirt that is suitable for landfill use (as determined by landfill superintendent or designee of the superintendent)	No charge
B	Clean wood waste, heavy brush, or rubble suitable for recycling, including crushed concrete, asphalt, bricks, etc.	<u>\$9.57</u> per ton
C	Large household appliances, such as stoves, washing machines, clothes dryers, dishwashers, refrigerators, or other similar items, except large household appliances transported in a non-commercial vehicle by a residential customer who resides within the city	<u>\$2.39</u> each
D	Tires	
	Automobile	\$1.25
	Truck or large trailer tires (16--19")	\$2.25
	Tractor tires(<20")	\$3.25
	Larger than 20"	Not accepted
	Cut into quarters or more	Tipping fee rate
E	Vehicles with loads not adequately secured so as to prevent any of the contents of the transported load from being ejected or dropped during transport of the load	\$5.00
F	Use of scales	\$25.25
G	Any solid waste that requires special preparation, handling, or cover	As determined by the director

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SECTION 3. Section 21-47(b), Code of Ordinances, is revised to read as follows:

Sec. 21-47. Municipal solid waste system service charge.

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(b) The municipal solid waste system service charge for all waste collected is:

(1) For customers located within the city, who are billed by their permitted solid waste hauler for hire by tonnage, the municipal solid waste system service charge is twenty-seven dollars and thirty-five cents (\$27.35) per ton of waste.

(2) For customers located within the city, who are billed by their permitted solid waste hauler for hire by the volume of the dumpster and frequency of service, the municipal solid waste system service charge is one dollar and eleven cents (\$1.11) per cubic yard of capacity each time the customer's dumpster is serviced.

(3) For customers located within the city, who are billed by their permitted solid waste hauler for hire by tonnage, if their permitted solid waste hauler for hire has a put or pay contract with the city and disposes the customer's solid waste at a disposal site operated by the department, the municipal solid waste system service charge will be credited with fifteen dollars and thirty-seven cents (\$15.37) for the portions of the charge that are collected through the hauler's acceptance fee. The municipal solid waste system service charge, with the credit, is eleven dollars and ninety-eight cents (\$11.98) per ton of waste.

(4) For customers located within the city, who are billed by their permitted solid waste hauler for hire by the volume of the dumpster and frequency of service, if their permitted solid waste hauler for hire has a put or pay contract with the city and disposes the customer's solid waste at a disposal site operated by the department, the municipal solid waste system service charge will be credited with thirty-nine cents (\$0.39) for the portions of the charge that are collected through the hauler's acceptance fee. The municipal solid waste system service charge, with the credit, is seventy-two cents (\$0.72) per cubic yard of capacity each time the customer's dumpster is serviced.

(5) For customers within the city, who are billed by the permitted solid waste hauler for hire by tonnage, if their permitted solid waste hauler for hire pays the tipping rate published in subsection 21-41(e)(2)a., the municipal solid waste system service charge will be credited with twenty-two dollars and twenty-seven cents (\$22.27) for the portions of the charge that are collected through the tipping fee. The municipal solid waste system service charge, with the credit, is five dollars and eight cents (\$5.08) per ton of waste. Except as provided in subsection (d) of this section, if the hauler pays the tipping fee at the time the hauler disposes of the solid waste, the municipal solid waste system service charge must be paid at the time the hauler disposes of the solid waste at the disposal site operated by the department.

(6) For customers within the city, who are billed by the permitted solid waste hauler for hire by the volume of the dumpster and frequency of service, if their permitted solid waste hauler for hire pays the tipping rate published in subsection 21-41(e)(2)a., the municipal solid waste system service charge will be credited with ninety cents (\$0.90) for the portions of the charge that are collected through

the tipping fee. The municipal solid waste system service charge, with the credit, is twenty-one cents (\$0.21) per cubic yard of capacity each time the customer's dumpster is serviced. Except as provided in subsection (d) of this section, if the hauler pays the tipping fee at the time the hauler disposes; of the solid waste, the municipal solid waste system service charge must be paid at the time the hauler disposes of the solid waste at the disposal site operated by the department.

(7) For can account customers within the city the municipal solid waste system service charge is seven dollars and nineteen cents (\$7.19) per collection by the permitted solid waste hauler for hire (which includes the city street use fee).

(8) For residential customers serviced by the department, the municipal solid waste system service charge three dollars and forty-two cents (\$3.42) per month (which includes the city street use fee).

(9) For business and commercial customers serviced by the department, the municipal solid waste system service charge is four dollars and seventeen cents (\$4.17) per month (which includes the city street use fee).

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SECTION 4. A violation of this ordinance or requirements implemented under this ordinance constitutes an offense punishable under Section 21-3 of the City Code of Ordinances.

SECTION 5. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word, or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision of this ordinance be given full force and effect for its purpose.

SECTION 6. This ordinance takes effect and applies to all services provided on and after the first day of August, 2007, which is either billed at the time the services are provided or billed in a utility reading cycle, such cycle to include only service provided on and after the first day in August, 2007.

SECTION 7. Publication shall be made in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.