

ORDINANCE NO. 2004- 2

{Amending Ordinance No. 1996-~~24~~-passed 12/18/96}

AN ORDINANCE AMENDING CHAPTER 93: GARBAGE AND TRASH OF THE CITY OF GREENSBURG, INDIANA CODE OF ORDINANCES PROVIDING FOR A LANDFILL FEE IN THE CITY OF GREENSBURG

THE COMMON COUNCIL OF THE CITY OF GREENSBURG HEREBY AMENDS,
ORDAINS, ENACTS AND PUBLISHES THE FOLLOWING AMENDMENTS TO
CHAPTER 93: GARBAGE AND TRASH, AS FOLLOWS:

SECTION 1.

Section 93.30 Monthly Landfill Fee.

Each residential unit receiving the benefit of the garbage and trash collection as provided in Section 93.10 shall be required to pay the sum of Three and 50/100 Dollars [\$3.50] per month for the collection service in order to defray the cost of the landfill tipping fee charged by the landfill facilities to dispose of items being picked up by the City.

SECTION 2.

Section 93.31 Landfill Fees to Defray Cost for Use of Landfill.

The landfill fees assessed in Section 93.30 shall be used to defray the cost of landfill tipping fees charged to the city for using the landfill site.

SECTION 3.

Section 93.32 Payment: Water and Sewage Statement.

The landfill fee described in Section 93.30 above, shall be billed separately on the monthly water and sewage statement sent to each residential unit where there is garbage and trash collection provided by the City. The fee shall be payable each month at the business office of the Water Department and shall be payable at the same time that water and sewage charges are paid.

SECTION 4.

Section 93.33 Revenues, Special Fund.

The revenues generated from the collection of landfill fees pursuant to this chapter for garbage and trash collection as provided for above, shall be deposited in a separate fund, expenditures from which shall be limited to the cost associated with the disposal of garbage and trash at the landfill.

The Common Council hereby authorizes the Clerk-Treasurer of the City to make expenditures on a regular basis for the payment of landfill tipping fees owed by the City to the landfill.

SECTION 5.

Section 93.34 Failure to Pay Landfill Fee.

If a residential unit shall fail to make payment of the landfill fee assessed in Section 93.30, the offending party or parties shall be notified by the Water Office, in writing of the delinquent payment. If said delinquent payment is not paid in full by the 17th day of each month, thereafter, then the collection service provided by the City to said residential unit under Chapter 93 of this Ordinance shall be suspended until said amount is paid and brought to current status. Further, the delinquent party or parties shall be required to dispose of those items of trash or garbage which would normally be collected by the City at his or her own

expense if collection by the City is suspended pursuant to this paragraph, subject to the requirements found in Section 93.02, Section 93.03, and Section 93.04, contained in the Greensburg, Indiana Code of Ordinances.

SECTION 6.

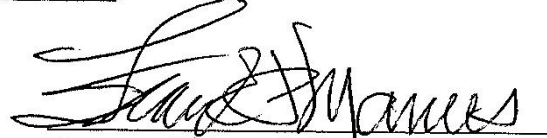
Section 93.35 Penalties, Damages and Expenses.

In addition to the fine which may be imposed pursuant to Section 93.99 as a result of failure to make payment of the landfill fees, any offending party or parties, whether it be a person, firm or corporation, shall also be liable to the City for all damages and expenses incurred by the City by reason of such violation in a civil action brought for such purpose.

SECTION 7.

This Amendment to Ordinance shall take effect and be in full force from and after its passage and approval according to law.

Passed by the Common Council of the City of Greensburg, Indiana, this 1st day of March, 2004, at the hour of 6:54 o'clock P.m.



Mayor, City of Greensburg


ATTEST:

Presented to me by the Mayor of the City of Greensburg, Indiana, on this 1st day of March, 2004, at the hour of 6:54 o'clock P.m.



Clerk-Treasurer

This Ordinance approved and signed by me this 1st day of March, 2004, at the hour of 6:54 o'clock P.m.



Mayor, City of Greensburg