

ORDINANCE NUMBER 2003-5

AN ORDINANCE OF THE CITY OF HAMILTON: TO AMEND ORDINANCE NUMBER 2003-3 OF THE CITY OF HAMILTON TO ESTABLISH MANDATORY COLLECTION, CONTROL AND DISPOSAL OF SOLID WASTE AND THE PRESERVATION OF HEALTH, SANITATION AND SAFETY OF THE PUBLIC AND TO ESTABLISH A FEE OR LEVY FOR SAME AND THE COLLECTION OF SAID LEVY: TO PROVIDE FOR THE ENFORCEMENT OF SAID ORDINANCE: AND TO PROVIDE PENALTIES FOR ITS VIOLATION

BE ORDAINED by the City Council of the City of Hamilton, Alabama, as follows:

SECTION I. AMENDMENT. That Section III, entitled "RESIDENTIAL REFUSE SERVICE AND COST, FEES OR LEVY", of Ordinance 2003-3 of the City of Hamilton be and hereby is amended to read as follows:

SECTION III. RESIDENTIAL REFUSE SERVICE AND COST, FEES OR LEVY.

(a) There is hereby established in the city a refuse collection, hauling and disposal service to be operated by the sanitation department or the city's contractor, or both, as the case may be. The collection, hauling and disposal of garbage shall be made by the sanitation department or the city's contractor not less than once each week in a residential area or district.

(b) In order to provide for the health and welfare of the citizens of the city, there is hereby levied a service fee to defray a part of the expenses of the collection, hauling and disposal of garbage, trash, rubbish and other refuse within the residential areas and districts, together with the costs and expenses incurred in the collection of fees provided for and the enforcement of this ordinance in such areas and districts, as follows:

1. Upon every person who is the occupant of a single family dwelling unit in the City of Hamilton, the sum of seventeen dollars (\$17.00) per month per single family dwelling unit, except as may be provided for in paragraph (2) below.
2. Upon every person over the age of sixty-five (65) and who does not otherwise qualify for the exemption provided for in Section V, and who is the occupant of a single family dwelling unit in the City of Hamilton, the sum of twelve dollars (\$12.00) per month per single family dwelling unit.

The said charges shall be paid to the City by every person who is the occupant of a single family dwelling unit in the City of Hamilton for the collection, hauling and disposal of garbage and trash beginning with the service to be rendered for the month of June beginning on the last day of such month and continuing monthly thereafter.

SECTION II. INCLUSION. Other than as provided in Section I of this amendment, Ordinance 2003-3 of the City of Hamilton is adopted, re-alleged and incorporated by reference as if fully set forth herein.

SECTION III. SEVERABILITY. Each and every provision of this ordinance is hereby declared to be an independent provision, and the holding of any provision hereof to be void or invalid, shall not affect any other provision hereof, and it is hereby declared that the other provisions of this ordinance would have been enacted regardless of any provision which might be held invalid.

Adopted and approved this the 4th day of August, 2003.

  
Mayor

Attest:

  
City Clerk