

ORDINANCE NO. 204

AN ORDINANCE AMENDING ORDINANCE 168
AN ORDINANCE RELATING TO SOLID WASTE MANAGEMENT IN THE CITY OF
DETROIT, OREGON, INCLUDING BUT NOT LIMITED TO, GRANTING TO PACIFIC
SANITATION INC., THE EXCLUSIVE FRANCHISE TO COLLECT, TRANSPORT AND
CONVEY SOLID WASTE OVER AND UPON THE STREETS OF THE CITY; TO
RECYCLE, REUSE, DISPOSE OF OR RECOVER MATERIALS OR ENERGY FROM
SUCH SOLID WASTE; CREATING NEW PROVISIONS; REPEALING ORDINANCE NO.
120 AND ALL AMENDMENTS THERETO; AND DECLARING AN EMERGENCY

WHEREAS, the Detroit City Council finds it necessary to amend Ordinance 168 relating to rates contained in "Exhibit A" for Solid Waste Management;

NOW, THEREFORE, THE CITY OF DETROIT, OREGON ORDAINS AS FOLLOWS:

Section 13 of Ordinance No. 168 is amended to read:

Section 13. Rates Rates for service shall be those contained in the document marked "Exhibit A" attached hereto and by this reference hereby incorporated in this ordinance. Changes in rates shall be made only by ordinance amending "Exhibit A".

Section 19 of Ordinance No. 168 is amended to read:

Section 19. Emergency Because prompt and continuous disposal of solid waste is necessary for the peace, health and safety of the people of the City of Detroit and the surrounding area, an emergency is declared to exist, and this ordinance is effective on June 1, 2006 after passage by the Council and signature of the Mayor.

Section 20 of Ordinance No. 168 is added to read:

Section 20. Effective Date June 1, 2006.

Read in full for the record on this 9th day of May 2006.

ADOPTED by the Detroit City Council of Detroit this 9th day of May 2006.

SIGNED by the Mayor this 9th day of May, 2006

CITY OF DETROIT



Connie M. LaMont, Mayor

May 9, 2006

Attest:



Domenica Protheroe, City Recorder

May 9, 2006

120 Repealed
ord. by
204

RATE DEFINITIONS OF SERVICE – PACIFIC SANITATION INC.

CAN SERVICE- Normal can service shall be a 32-gallon capacity with a weight less than 60 pounds. All cans need to have a lid and handles and be tapered with a smaller bottom than top opening.

To protect against injuries to users or collectors, to protect against damage and spilling during cold weather, and to protect against rodent hazards, garbage cans must be rigid, rodent-proof, and approved by the franchisee.

COMMERCIAL CAN SERVICE- The above conditions apply and this service is further defined as applying to all can service except single family residential service.

CONTAINERS- Collector supplies regular containers under monthly rate. The minimum rate for a temporary container shall be the monthly rate. Containers must be placed on a hard surface and accessible when the truck arrives. The customer is to remove snow or if snow is removed by the collector the regular "callback" charge under SPECIAL SERVICES on the Rate Schedule shall be made.

DROPBOXES- Collector supplies regular drop boxes under service charge. Dropbox rates include the service fee and disposal as charged at the Disposal Facility. Demurrage on temporary boxes is daily. Monthly rental charge is available on boxes rented for one month or more.

EXTRAS- Extra charges are made as follows:

- 32-gallon garbage can over 60 pounds - overweight
- Additional garbage beside the can/container shall be calculated by the collector in relation to the regular charge.
- Container rates are based on the lid closing. If the lid is open, an extra charge will be made.

FINANCIAL POLICIES-

Residential

1. Customers are billed every two months in advance with payment due by the 10th of the first month. The first notice is the customer bill. The second notice is the customer reminder. If the customer does not pay by the end of the two month billing period, service is automatically discontinued and will not be resumed until the customer has paid the balance (which is now two months in arrears) plus the next two months. Customers who prefer a monthly billing will be billed accordingly.
2. NSF CHECK CHARGE IS \$10.00.
3. Interest on Past Due Amounts is 1.5% monthly (18% APR).

Commercial

1. Commercial customers are billed monthly in arrears and payment is expected on the 10th of the succeeding month. Accounts not paid by the end of the month following billing shall be stopped for non-payment.

COLLECTION RATES FOR CITY OF DETROIT
RATE SCHEDULE EFFECTIVE 3/1/99

	<u>Old</u> <u>Rate</u>	<u>New</u> <u>Rate</u>
I. <u>Residential Services</u>		
A. 1 - Can Service		
a. Curbside Service (1 can 1 x week)	13.95	14.20
b. Curbside Service (1 can 1 x monthly)	7.15	7.30
B. 2 - Can Service		
a. Curbside Service (2 can 1 x week)	22.76	23.20
b. Curbside Service (2 can 1 x monthly)	10.65	10.85
C. 60-Gallon Service		
a. Curbside Service (1 RC 1 x week)	17.95	18.30
D. 90-Gallon Service		
a. Curbside Service (1 RC 1 x week)		24.75
E. On call Curbside Service	7.15	7.30
F. Extras (Each 32-Gallon)	3.50	3.60
G. Medical Waste		
a. 1 - Gallon Sharps Container	9.50	9.70
 <u>Commercial Services</u>		
II. A. 1 - Can Curbside Service		
a. Curbside Service (1 can 1 x week)	14.15	14.40
B. 2 - Can Service		
a. Curbside Service (2 can 1 x week)	22.76	23.20
C. 60-Gallon Service		
a. Curbside Service (1 RC 1 x week)	24.40	24.90
D. 90-Gallon Service		
a. Curbside Service (1 RC 1 x week)	34.80	35.50
E. Extras		
a. Each 32-Gallon	4.40	4.50

F.	Container Service		
a.	1 Yard Container 1 x week	69.40	70.75
b.	1 Yard Container 2 x week	138.80	141.50
c.	1.5 Yard Container 1 x week	83.85	85.50
d.	1.5 Yard Container 2 x week	172.75	176.10
e.	2 Yard Container 1 x week	117.45	119.75
f.	2 Yard Container 2 x week	226.90	231.30

\$25.00 Delivery Fee

G.	Drop Box Service		
a.	6 Yard Box Service	172.50	175.85
	6 Yard Box Disposal	<u>60.70</u>	<u>61.90</u>
	6 Yard Total	233.20	237.75
b.	10 Yard Box Service	172.50	175.85
	10 Yard Box Disposal	<u>101.20</u>	<u>103.15</u>
	10 Yard Box Total	273.70	279.00
c.	20 Yard Box Service	172.50	175.85
	20 Yard Box Disposal	<u>202.40</u>	<u>206.35</u>
	20 Yard Box Total	374.90	382.20
d.	30 Yard Box Service	215.00	219.15
	30 Yard Box Disposal	<u>303.60</u>	<u>309.50</u>
	30 Yard Box Total	518.60	528.65

\$25.00 Delivery Fee

H.	Special Services		
a.	One person, one truck, portal to portal, hourly rate		70.00
b.	Two persons, one truck, portal to portal, hourly rate		75.00
c.	Large major appliance/furniture, mimimum charge		15.00
d.	Snow removal, hourly rate		60.00

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PROPOSED COLLECTION RATES FOR CITY OF DETROIT

MAY 2006

	Old Rate	New Rate
<u>I. Residential Services</u>		
A. 1 Can Service (curbside 1 x wk)	\$14.20	\$19.45
B. 65 Gallon Service (1 x wk)	\$18.30	\$25.10
C. 95 Gallon Service (1 x wk)	\$24.75	\$33.90
D. On Call Curbside Service	\$7.30	\$10.00
E. Extras (each 32 Gallon)	\$3.60	\$4.95
F. Medical Waste (Residential) (1 gallon sharps container)	\$9.70	\$16.35
<u>II. Commercial Services</u>		
A. 1 Can Service (curbside 1 x wk)	\$14.40	\$19.75
B. 65 Gallon Service (1 x wk)	\$24.90	\$34.10
C. 90 Gallon Service (1 x wk)	\$35.50	\$48.65
D. Extras (each 32 Gallon)	\$4.50	\$6.15
E. Container Service		
1. 1 yard container 1 x wk	\$70.75	\$96.95
2. 1 yard container 2 x wk	\$141.50	\$193.85
3. 1.5 yard container 1 x wk	\$85.50	\$117.15
4. 1.5 yard container 2 x wk	\$176.10	\$241.25
5. 2 yard container 1 x wk	\$119.75	\$164.05
6. 2 yard container 2 x wk	\$231.30	\$316.90

\$25.00 Delivery fee per container

Compacted material: Mechanically or manually compacted, altered or compacted and shredded is three (3) times the loose rate.

Exhibit A

Section 15. Penalties. Violation by any person of the provisions of this ordinance is punishable upon conviction, by a fine of not more than \$20.00 for each day of violation, said fine shall not exceed \$1000.00 as set forth in Detroit Ordinance No. 84-1.

Section 16. City Enforcement. The City of Detroit shall enforce the provisions of this ordinance by administrative, civil or criminal action as necessary to obtain compliance with this ordinance. However, if The City incurs costs and expenses in excess of \$1000.00 in enforcing this ordinance at the request of franchisee The City may require the franchisee to reimburse The City for said costs and expenses.

Section 17. Repeal. Ordinance No. 120, granting garbage franchise to Pacific Sanitation Inc., effective January 1, 1994, and all amendments thereto, is hereby repealed.

Section 18. Severability. Should any section subsection, paragraph, sentence, clause or phrase of this ordinance be declared invalid, such declaration shall not affect the validity of any other section, subsection, paragraph, sentence, clause or phrase; and if this ordinance or any portion thereof should be held to be invalid on one ground but valid on another, it shall be construed that the valid ground is the one upon which the ordinance or such portion thereof was enacted.

Section 19. Emergency. Because prompt and continuous disposal of solid waste is necessary for the peace, health and safety of the people of the City of Detroit and the surrounding area, an emergency is declared to exist, and this ordinance is effective upon its passage by the Council and signature of the Mayor.

PASSED BY THE COUNCIL this 12 day of January, 1999 by the following vote:

AYES- 5

NAYS--0-

SIGNED BY THE RECORDER, and signed and approved by the Mayor, this 9 day of February, 1999.

Martha L. Milligan
MAYOR

ATTEST:

Alberta C. Puller
CITY RECORDER

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F. Drop Box Service		
1. 6 yard box (haul)	\$175.85	\$225.00
6 yard box (disposal)	\$ 61.90	\$ 60.70
Delivery fee	<u>\$ 25.00</u>	<u>\$ 25.00</u>
6 yard total	\$262.75	\$310.70
2. 10 yard box (haul)	\$175.85	\$225.00
10 yard box (disposal)	\$103.15	\$101.20
Delivery fee	<u>\$ 25.00</u>	<u>\$ 25.00</u>
10 yard total	\$304.00	\$351.20
3. 20 yard box (haul)	\$175.85	\$225.00
20 yard box (disposal)	\$206.35	\$202.40
Delivery fee	<u>\$ 25.00</u>	<u>\$ 25.00</u>
20 yard total	\$407.20	\$452.40
4. 30 yard box (haul)	\$219.15	\$245.90
30 yard box (disposal)	\$309.50	\$303.60
Delivery fee	<u>\$ 25.00</u>	<u>\$ 25.00</u>
30 yard total	\$553.65	\$574.50
5. 40 yard box (haul)		\$294.50
40 yard box (disposal)		\$404.80
Delivery fee		<u>\$ 25.00</u>
40 yard total		\$724.30
G. Special Services/Fees		
1. One person, one truck, portal to portal, Hourly rate	\$70.00	\$80.00
2. Two persons, one truck, portal to portal, Hourly rate	\$75.00	\$105.00
3. Large major appliance/furniture, min. charge	\$15.00	\$15.00
Appliances with refrigerant	\$15.00	\$25.00
4. Snow removal, hourly rate	\$60.00	\$80.00
5. Temporary containers 1-4 pickups		
1 yard	\$70.75	\$96.95
1.5 yard	\$85.50	\$117.15
Delivery/cleaning fee	\$25.00	\$25.00
6. NSF (returned check) fee	\$15.00	\$15.00
7. Service change fee		\$15.00
8. Service interrupt fee (flat fee will be charged after 60 days of nonpayment)		\$25.00

Exhibit A

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Rollcarts: The collector will supply a rollcart as part of service price. Customers will not place larger items or overfill the cart-such that the lid cannot close properly. Carts must be placed at curb or street edge with clear access within manageable reach from the street on service day. Maximum weight limits are: 180 lbs-95 gallon, 120 lbs-65 gallon, 60 lbs-32 gallon. Customers will not place hazardous chemicals, paints, corrosive materials, hot ashes and dirt/rocks into the rollcart.

Damaged carts-due to noncompliance with the restrictions outlined above, may be replaced at a cost of \$75.00 to the customer. Damaged carts due to fire, theft, flood or other circumstances may be replaced through customer's homeowners insurance or by the hauler.

EXHIBIT A