

ORDINANCE NO. 13-009

AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, AMENDING CHAPTER 15, "GARBAGE AND TRASH" OF "THE CODE OF THE CITY OF GALVESTON 1982, AS AMENDED" BY INCREASING THE MONTHLY FEES TO BE CHARGED FOR GARBAGE AND TRASH COLLECTION TO THE AMOUNT OF \$145.00 PER MONTH FOR COMMERCIAL ACCOUNTS IN THE DOWNTOWN BUSINESS AREA; INCREASING COLLECTION SERVICE TO SEVEN (7) DAYS PER WEEK FOR COMMERCIAL ACCOUNTS IN THE DOWNTOWN BUSINESS AREA; EFFECTIVE APRIL 1, 2013; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT.

WHEREAS, the City Council of the City of Galveston, Texas, deems it in the public interest to increase the fees to be charged for garbage and trash collection to One Hundred and Forty-Five dollars (\$145.00) per month for commercial accounts located in the Downtown Business area; and,

WHEREAS, the number of days of collection will increase from five (5) days per week to seven (7) days per week, exclusive of holidays, for commercial accounts in the Downtown Business Area; and,

WHEREAS, the Council deems it in the City's interest to increase sanitation rates to support additional costs and to maintain the overall public health and welfare of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS:

SECTION 1. The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. Section 15-26, "Same—Generally" of Article II, "Rates and Charges" of Chapter 15, "Garbage and Trash" of the Code of the City of Galveston, 1982, as amended is hereby amended to read and provide as follows:

"Section 15-26. Same-Generally

- (a) The fees to be charged per calendar month for the collection and removal of refuse from commercial establishments are hereby fixed at Forty-Three Dollars and Fifty-Eight Cents (\$43.58) per month.
 - a. Fee is based on a one (1) day per week collection;
 - b. Downtown Area commercial account fees and service are as set out in paragraph (b) below.

(b) The fees to be charged per calendar month for the collection and removal of refuse from the Downtown Business Area commercial establishments are hereby fixed at one-hundred and forty-five dollars (\$145.00) per month.

a. Seven (7) collection days per week, exclusive of holidays, for commercial accounts shall be considered normal service for the Downtown Business Area. Five (5) collections per week, exclusive of holidays, for commercial accounts shall be considered normal service. Should additional service be required, the rate for one additional pickup within one week shall be one and one fourth (1 1/4) times the normal rate. Should two (2) additional pickups within one week be required, the rate for such two (2) additional pickups shall be 1.8 times the normal rate.


SECTION 3. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

SECTION 4. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 5. In accordance with the provisions of Sections 12 and 13 of Article II of the City Charter this Ordinance has been publicly available in the office of the City Secretary for not less than 72 hours prior to its adoption; that this Ordinance may be read and published by descriptive caption only.

SECTION 6. This Ordinance shall be and become effective on April 1, 2013, from and after its adoption and publication in accordance with the provisions of **The City Charter** of the City of Galveston.

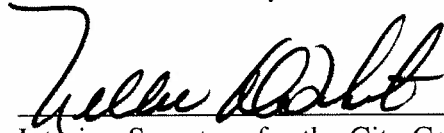
APPROVED AS TO FORM:



DONNA M. FAIRWEATHER
ASSISTANT CITY ATTORNEY

I, Nellie DeLaFuente, Interim Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at its regular meeting held on the 14th day of February, 2013, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this 19th day of February 2013.



Interim, Secretary for the City Council
of the City of Galveston

