PROPOSED
ORDINANCE NO. 7-25

ORDINANCE NO. 9-25

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE AMENDING SECTION 4-3-97 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR INCREASE IN SANITATION COLLECTION FEES AND THE SANITATION EQUIPMENT SURCHARGE; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. Section 4-3-97 of the Code of the City of Pensacola, Florida, is hereby amended to read as follows:

Sec. 4-3-97. Fees and surcharges.

The following fees are hereby established for solid waste, or refuse collection services by the city as may be amended from time to time by resolution of the city council:

(1) *New accounts, transferred accounts, and resumption of terminated service(*):* $20.00.

(2) *Residential garbage and trash collection fee, per month:* ~~$27.44~~ $24.99 effective July 1, ~~2022~~ 2025. Additionally, out-year automatic increases to the monthly collection rate through ~~Oct.~~ October 1, ~~2026~~ 2027 as follows: ~~$1.11 effective Oct. 1, 2023; $1.15 effective Oct. 1, 2024;~~ $1.77 effective ~~Oct.~~ October 1, ~~2025~~ 2026; $0.79 effective ~~Oct.~~ October 1, ~~2026~~ 2027. Further adjustments, upon approval of council, will be implemented each October 1 hereafter based on the percentage difference in the cost of living as computed under the most recent Consumer Price Index for all urban consumers or similar index published by the Bureau of Labor Statistics, U.S. Department of Labor for the period beginning April 1st of the preceding year and ending March 31st of the current year.

(3) *Commercial garbage and trash collection fee, per month*: $49.98 effective July 1, 2025. Additionally, out-year automatic increases to monthly collection rate through October. 1, 2027 as follows: $3.54 effective October 1, 2026; $1.58 effective October. 1, 2027. Further adjustments, upon approval of council, will be implemented each October 1 hereafter based on the percentage difference in the cost of living as computed under the most recent Consumer Price Index for all urban consumers or

similar index published by the Bureau of Labor Statistics, U.S. Department of Labor for the period beginning April 1st of the preceding year and ending March 31st of the current year.

(4) *Residential recycling collection fee, per month*: $32.99 effective July 1, 2025. Additionally, out-year automatic increases to monthly collection rate through October 1, 2027 as follows: $1.77 effective October 1, 2026; $0.79 effective October 1, 2027. Further adjustments, upon approval of council, will be implemented each October 1 hereafter based on the percentage difference in the cost of living as computed under the most recent Consumer Price Index for all urban consumers or similar index published by the Bureau of Labor Statistics, U.S. Department of Labor for the period beginning April 1st of the preceding year and ending March 31st of the current year.

(5) *Commercial recycling collection fee, per month*: $65.98 effective July 1, 2025. Additionally, out-year automatic increases to monthly collection rate through October 1, 2027 as follows: $3.54 effective October 1, 2026; $1.58 effective October 1, 2027. Further adjustments, upon approval of council, will be implemented each October 1 hereafter based on the percentage difference in the cost of living as computed under the most recent Consumer Price Index for all urban consumers or similar index published by the Bureau of Labor Statistics, U.S. Department of Labor for the period beginning April 1st of the preceding year and ending March 31st of the current year.

(6) *Additional residential container fee, per month:* Any residential customer can request additional garbage and trash container(s). The monthly fee for the first additional container shall be the difference between the residential trash collection fee and the residential recycling collection fee. Further additional garbage and trash container(s) may be obtained at a monthly fee of $24.99 each.

(7) *Additional commercial container fee, per month:* Any commercial customer can request additional garbage and trash container(s). The monthly fee for the first additional container shall be the difference between the commercial trash collection fee and the commercial recycling collection fee. Further additional garbage and trash container(s) may be obtained at a monthly fee of $24.99 each.

~~(3)~~(8) *Premium service:* The fee for Premium Service surcharge of $20.00 shall be added to the collection fee established herein when participating customer enrolls in this optional service. Retrieval of garbage ~~carts~~ containers, dumping, and returning ~~carts~~ containers to their originating locations are services included. This service is not applicable to trash (green waste/construction and demolition).

~~(4)~~(9) Provided, however, the monthly fee for garbage, and trash collection for the dwelling of an eligible household, occupied by a person 65 years of age or older, under the low-income home energy assistance program pursuant to F.S. § 409.508, 1993, as administered by the Escambia County Council on Aging or for the dwelling of a family heretofore determined by the housing and community development office of the city to be eligible for assistance under the Section 8 existing housing assistance

payments program pursuant to 42 U.S.C., Section 1437(f), shall be reduced by $1.00 per month commencing October 1, 1989, and by an additional $1.00 per month commencing October 1, 1990, provided that sufficient monies are appropriated from the general fund to replace decreased solid waste revenues caused by such fee reductions. If insufficient monies are appropriated from the general fund to replace all of such decreased solid waste revenues, then the mayor may change the amount of the fee reduction to an amount less than the amount set forth in the preceding.

~~(5)~~(10) *Sanitation equipment surcharge:* $4.12 per month effective ~~Oct.~~ October 1, 2022, with an additional increase of $1.00 effective ~~Oct.~~ October 1, 2023, bringing the Sanitation Equipment Surcharge to $5.12. A sanitation equipment surcharge shall be added as a separate line item to all city solid waste and/or refuse collection services fees. This surcharge shall be automatically adjusted upon approval of council each October 1 hereafter based on the percentage difference in the cost of living as computed under the most recent consumer Price Index for all urban consumers or similar index published by the Bureau of Labor Statistics, U.S. Department of Labor for the period beginning April 1st of the preceding year and ending March 31st of the current year.

~~(6)~~(11) *Vehicle fuel and lubricant pass-through surcharge:* $1.30 per month. A sanitation services division vehicle fuel and lubricant surcharge shall be added as a separate line item to all city solid waste and/or refuse collection service fees. Said surcharge, which shall be initially set on the fiscal year 2007 sanitation services fuel and lubricant budget, shall be revised by the director of finance no less frequently than annually based upon the budgeted fuel and lubricant costs adjusted for their actual costs for the previous or current fiscal years.

~~(7)~~(12) *Tire removal:* A surcharge of $3.00 per tire shall be added to the scheduled or nonscheduled bulk waste collection fee established herein whenever tire(s) more than 12 inches in size are collected.

~~(8)~~(13) *Scheduled bulk waste collection:* The fee for scheduled bulk item collection shall be $15.00 for the first three minutes and $5.00 for each additional three minutes up to 21 minutes after which time a disposal fee will be added.

~~(9)~~(14) *Non-scheduled bulk waste collection:* The fee for nonscheduled bulk item collection shall be $35.00 for the first three minutes and $10.00 for each additional three minutes up to 21 minutes after which time a disposal fee will be added.

~~(10)~~(15) Deposits in an amount up to a total of the highest two months bills for service within the previous 12 months may be required of customers who, after the passage of this section, have their service cut for nonpayment or have a late payment history. The department of finance will be responsible for the judicious administration of deposits.

~~(11)~~(16) A late charge equal to one and one-half percent per month of the unpaid previous balance.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 4. This ordinance shall take effect on the fifth business day after adoption, unless otherwise provided, pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: June 12, 2025

Approved: s/Jared Moore
President of City Council

Attest:

s/Ericka L. Burnett
City Clerk