

# CITY OF HUEYTOWN

## ORDINANCE NO. 24-0611-01

### AN ORDINANCE TO AMEND CHAPTER 82 OF THE CITY OF HUEYTOWN CODE ENTITLED "GARBAGE COLLECTION FEE POLICIES REGARDING INCOME-BASED EXEMPTIONS, ALTERNATE DISPOSAL EXEMPTIONS, AND PENALTIES," TO ALIGN WITH FEDERAL POVERTY GUIDELINES

**WHEREAS**, the City of Hueytown seeks to update its policies regarding garbage collection fee exemptions based on income; and

**WHEREAS**, it is beneficial to align these policies with the Federal Poverty Guidelines for clarity and consistency;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Hueytown, Alabama, as follows:

**Section 1.** Amendment to Chapter 82-5 Garbage Collection Fee Policies Regarding Income-based Exemptions, Alternate Disposal Exemptions, and Penalties is hereby amended as follows:

82-5 (a)-(2) Federal Poverty Level. Any head of household whose total combined monthly income of all individuals living in the residence or the household, including Social Security benefits, interest on Savings accounts, retirement, alimony, part-time or full-time employment and investments, etc., whose household income falls at or below the levels defined by the published Federal Poverty level current at the time of the yearly application, may apply for exemption from payment of the total garbage collection fee. Any persons seeking to claim the exemption shall first do the following:

- a. Fully complete a city application for income exemption.
- b. Provide all necessary documentation in support of the application.
- c. Present proper proof of all sources of household income.
- d. The requested proof of income documentation (e.g. official verification of Social Security and retirement benefits, SSI [supplemental security income], federal and state tax returns, bank statements, etc.) shall be provided to the revenue division of the city clerk's office no later than September 30th prior to the first billing date of the new fiscal year for which the exemption is desired.
- e. Provide the name, age, occupation, annual income and source of income for each and every person (adults and children) living in their household as well as their relationship to that person.
- f. Any outstanding and/or delinquent balance incurred prior to the exemption approval date shall not be exempt from the assessment and/or collection procedures described herein. Any outstanding and/or delinquent balance must be paid prior to approval of the application.
- g. All information provided shall be validated before an exemption is granted. The city reserves the right to examine documents/submittals, public records and other related matters in order to validate eligibility for exemptions/exceptions.
- h. Approved exemptions shall be valid only for the current calendar year, and all exemptions shall be subject to annual re-application and renewal. Refer to item d. above.

- i. The exemption shall apply only so long as the household's total combined monthly income of all individuals living in the residence or household does not exceed the published federal poverty level current at the time of the yearly application.
- j. Any exemption allowed herein does not take effect until approved by the appropriate city official or employee as designated by the mayor.
- k. Any person who qualifies for the exemption shall immediately become disqualified for same if the total combined monthly income of all residents living in the household shall for any reason exceed the published federal poverty level during any month of the year for which he or she is exempted. It shall be the duty of any such person to make known to the city clerk's office that the monthly income has exceeded the published federal poverty and thereafter such person shall pay charges applicable to him/her under this section.

**Section 2. Severability**

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

**Section 3. Effective Date**

This ordinance shall become effective immediately upon its passage and publication according to law.

**ADOPTED** this 25<sup>th</sup> day of June, 2024. \_\_\_\_\_  
President of City Council

**APPROVED** this 25<sup>th</sup> day of June, 2024. \_\_\_\_\_  
Mayor

**ATTEST:**

\_\_\_\_\_  
City Clerk & Treasurer

**CERTIFICATION**

I, Kevin Fouts, City Clerk of the City of Hueytown, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Hueytown, Alabama, at its regular meeting held on **June 25, 2024** as same appears in the minutes of record of said meeting, and was thereby published by posting of same in each of the following public places, all of which are located within the corporate limits of the City of Hueytown, Alabama:

- |                             |                         |
|-----------------------------|-------------------------|
| 1. Mayor’s Office/City Hall | 3. Hueytown Post Office |
| 2. Hueytown Public Library  | 4. Food Giant Grocery   |

Signed this 25<sup>th</sup> day of June, 2024.

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City Clerk & Treasurer