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MAY 08 2008

ORDINANCE NO. 4060

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AMENDING CHAPTER 44, SUBSECTIONS 44-4.2, 44-4.3 AND 44-5.1 RELATING TO REFUSE COLLECTION.

WHEREAS, the City of Chandler is in the process of converting 3-yard metal alley refuse containers to 300-gallon plastic alley refuse containers; and

WHEREAS, the City of Chandler wishes to provide a mechanism for residents to request additional 300-gallon plastic alley refuse containers for a prescribed fee.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1: Subsection 44-4.2 of Chapter 44, Code of the City of Chandler, is hereby amended to read as follows:

44-4.2. Covered residences. The City will provide basic solid waste services for all covered residences and charge the monthly disposal fee for these services set forth in Chapter 50 of this Code. The City will provide additional refuse collection services for those additional refuse containers provided pursuant to section 44-5 for the additional fee set forth by City Council resolution for such additional refuse collection. The additional refuse collection fee shall apply to the owner or occupant of a covered residence requesting an additional refuse container until such time that the additional refuse container provided is returned to the City. Solid waste will only be collected by the City when placed in refuse or recycling containers issued by the City, or when properly set out for bulk collection pursuant to section 44-6.

Section 2: Subsection 44-4.3 of Chapter 44, Code of the City of Chandler, is hereby amended to read as follows:

44-4.3. Special collections. The owner or operator of a covered residence may, in addition to the established weekly refuse collection provide as part of basic solid waste services, request a one-time special collection of their curbside or alley refuse container upon paying the additional fee set forth by City Council resolution for such special collection.

Section 3: Subsection 44-5.1 of Chapter 44, Code of the City of Chandler, is hereby amended to read as follows:

44-5.1. City-provided refuse and recycling containers for covered residences.

A. The City shall provide refuse containers to all covered residences for either curbside collection (one curbside container per covered residence) or alley

collection (one alley container per two covered residences), whichever is applicable. The City will also provide curbside recycling containers to all covered residences. Covered residences shall only use City-provided refuse and recycling containers.

B. All City-provided refuse and recycling containers are the property of the City and shall remain at the covered residence, or in the alley, as applicable, after the residence is sold or new occupants move in.

C. The City will provide replacement containers at no additional expense to the owner or occupant of a covered residence where replacement is necessary because of normal wear and tear caused by proper usage. The owner or occupant of a covered residence will be charged the fee set forth by City Council resolution when replacement of a container is required because of something other than normal wear and tear caused by proper usage.

D. At the request of an owner or occupant of a covered residence, the City will provide a second curbside refuse container to accommodate additional curbside refuse collection for the fee set forth by City Council resolution.

E. At the request of an owner or occupant of a covered residence, subject to the administrator's determination that an additional alley refuse container can safely and effectively be placed in an alley, the City will provide an additional alley refuse container to accommodate additional alley refuse collection for the fee set forth by City Council resolution. Only the owner or occupant of a covered residence who requested the additional alley refuse container shall be charged. While the City will place the additional alley refuse container as close to the covered residence of the person requesting the additional alley refuse container as practicable, the City cannot guarantee that the person requesting the additional alley refuse container will have exclusive use of that container.

F. At the request of an owner or occupant of a covered residence, a second recycling container will be provided to covered residences at no additional charge.

G. The owner or occupant of a covered residence is responsible for keeping all City-provided refuse and recycling containers in a clean and sanitary condition and to use such containers only for their intended purpose.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this _____ day of _____, 2008.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona this _____ day of _____, 2008.

ATTEST:

CITY CLERK

MAYOR

Approved as to form:



CITY ATTORNEY

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4060 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of _____, 2008, and that a quorum was present thereat.

CITY CLERK

Published: