

ORDINANCE #346-2008

AN ORDINANCE OF THE CITY OF VENUS, TEXAS, JOHNSON AND ELLIS COUNTIES, AMENDING ORDINANCE 307-2005, SETTING FORTH THE FEES FOR SOLID WASTE REMOVAL FOR THE CITY OF VENUS, TEXAS; PROVIDING FOR LATE CHARGES; PROVIDING FOR DISCONTINUANCE OF SERVICE DUE TO NON-PAYMENT; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE, PROVIDING A PUBLICATION CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS:

WHEREAS, the City Council recognizes that a city's residential areas are a source of civic pride to homeowners, home renters and home buyers alike, and;

WHEREAS, as a matter of public policy the City Council aims to preserve, enhance and perpetuate the economic value and the residential character of the city's neighborhoods in part by regular removal of solid wastes from the City, and that such preservation promotes and protects the health, safety, comfort, economic investment, and general welfare of the people living in Venus,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENUS, TEXAS, that the following fees and conditions for solid waste removal are hereby established within the City of Venus.

SECTION ONE: Fees

1. Residential curbside collection \$11.90 per month
2. Commercial and hand collect \$22.45 per month @ 1 time per week, or \$44.90 per month @ 2 times per week.
3. Commercial Rate Schedule:

Lifts Per Week

Container	1	2	3	4	5	6	Extra Lifts
2 cubic yd	60.55	105.15	187.95	265.95	375.85	517.60	71.70
3 cubic yd	76.50	137.00	243.70	345.60	479.40	613.15	71.70
4 cubic yd	92.40	168.80	269.15	385.40	517.60	637.05	86.45
6 cubic yd	124.25	221.40	305.80	417.15	544.70	672.05	119.45
8 cubic yd	156.10	259.60	364.70	487.35	633.85	788.30	151.30

4. Roll-off Rate Schedule

Container	Roll-off Open Tops			Roll-off Compactors			Dry-runs
	Haul	Delivery	Daily Rent	Haul	Daily Rent	Wash-out	
20 cubic yd	374.25	127.45	3.95				86.70
30 cubic yd	430.00	127.45	3.95				86.70
40 cubic yd	476.20	127.45	3.95	641.00	3.95		86.70

SECTION TWO: Late Fees

Appropriate and timely late payment fees shall be assessed according to City policy.

SECTION THREE: Discontinuance of service due to non-payment

The City reserves the right to discontinue services for non-payment of an account.

SECTION FOUR: Repealer Clause

All ordinances or parts of ordinances not consistent or conflicting with the provisions of this ordinance are hereby repealed; provided that such repeal shall only be to the extent of such inconsistency and in all other respects this Ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered in the ordinance. Any cause of action accruing prior to the passage of this ordinance shall proceed under this Ordinance, if possible, and if not, shall continue as if this ordinance had not been passed or any other ordinance had not been repealed.

SECTION FIVE: Penalty Clause

That any violation of the terms of this ordinance shall be deemed a misdemeanor and, upon conviction thereof, any person so violating same shall be fined a sum not exceeding Five Hundred Dollars (\$500).

SECTION SIX: Severability Clause

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 separable and if any section, paragraph, sentence, clause or phrase of this ordinance shall be declared unconstitutional by the valid judgment or decree or a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining sections, paragraphs, sentences, clauses, or phrases of this ordinance since the same would have been enacted by the City Council without incorporation in this ordinance of any such unconstitutional section, paragraph, sentence, clause or phrase.

SECTION SEVEN: Publication Clause

The City Secretary is hereby directed to post or publish in the official newspaper of the City, the caption, penalty clause, publication clause and effective date clause of this Ordinance, as authorized by Section 52.011 of the Texas Local Government Code.

SECTION EIGHT: Effective Date

This ordinance shall be effective after final passage and publication, as required by law.

PASSED AND APPROVED this the 14th day of July , 2008.

Mayor Carolyn Welcher

ATTEST:

Linda Taylor TRMC, City Secretary