

AN ORDINANCE REPEALING CHAPTER 50, SECTION 50-14, TREE LIMBS, BRUSH TRIMMINGS, AND THE LIKE, COLLECTION, OF THE CODE OF ORDINANCES OF THE CITY OF HARLINGEN AND ESTABLISHING A NEW SECTION 50.14, TO DEFINE BRUSH/YARD WASTE COLLECTION SERVICES AND CHARGES, AND REPEALING SECTION 50.25, SERVICE CHARGES PRESCRIBED, OF THE CODE OF ORDINANCES OF THE CITY OF HARLINGEN AND ESTABLISHING A NEW SECTION 50.25 TO ESTABLISH NEW SERVICE CHARGES FOR GARBAGE COLLECTION OF SINGLE FAMILY AND MULTI-FAMILY (8 UNITS OR LESS) RESIDENTIAL CATEGORY CUSTOMERS AT \$14.00 PER MONTH, AND ESTABLISHING NEW SERVICE CHARGES FOR GARBAGE COLLECTION FEES FOR ALL COMMERCIAL CATEGORY CUSTOMERS OF \$51.40 PER MONTH FOR 1 PICK-UP PER WEEK, \$102.80 PER MONTH FOR 2 PICKUPS PER WEEK, \$154.20 PER MONTH FOR 3 PICKUPS PER WEEK, \$205.60 PER MONTH FOR 4 PICKUPS PER WEEK, \$257.00 PER MONTH FOR 5 PICKUPS PER WEEK, \$308.40 PER MONTH FOR 6 PICKUPS PER WEEK AND \$359.80 PER MONTH FOR 7 PICKUPS PER WEEK FOR ESTABLISHMENTS WITH 3 CUBIC YARD CONTAINERS, AND INCREASING THE ADDITIONAL PER CUBIC YARD MONTHLY COLLECTION FEE FOR ESTABLISHMENTS REQUIRING CONTAINERS LARGER THAN 3 CUBIC YARDS, AND REPEALING SECTION 50.26, SPECIAL GARBAGE PICK-UP RATE, OF THE CODE OF ORDINANCES OF THE CITY OF HARLINGEN AND ESTABLISHING A NEW SECTION 50.26 TO REVISE THE SPECIAL PICK-UP COLLECTION FEES; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR PUBLICATION AND ORDAINING OTHER MATTERS RELATING TO THE FOREGOING.

BE IT ORDAINED BY THE CITY OF HARLINGEN:

SECTION I: That Chapter 50, Solid Waste, Section 50.14 of the Code of Ordinances of the City of Harlingen, Texas, Tree Limbs, Brush Trimmings, And The Like Collection, is hereby repealed in its entirety and replaced by the language set out in Section IV.

SECTION II: That Chapter 50, Solid Waste, Section 50.25 of the Code of Ordinances of the City of Harlingen, Texas, Collection Service Charges, is hereby repealed in its entirety and replaced by the language set out in Section V.

SECTION III: That Chapter 50, Solid Waste, Section 50.26 of the Code of Ordinances of the City of Harlingen, Texas, Special Garbage Pickup Rates, is hereby repealed in its entirety and replaced by the language set out in Section VI.

SECTION IV:

50.14 TREE LIMBS, BRUSH TRIMMINGS, AND THE LIKE COLLECTION;

- (a) The city shall provide services for the collection of tree limbs, brush trimmings, garden clippings or other vegetable matter as described in (d) & (e) of this Section.
- (b) Tree limbs and brush shall be cut in lengths not exceeding five feet and shall be

bundled and placed for collection in the manner described in 50.08. Cardboard boxes and tubes shall be broken down in bundles with each bundle not weighing more than 50 pounds and placed in container. This service shall not be provided to any vacant lot or unoccupied property within the city. The City shall publish the time when such service shall be available to a particular neighborhood.

- (c) Should brush or any other matter not be prepared in the manner described by this section, the city shall not collect same.
- (d) Brush/Yard Waste collections in the amounts described in (d) (1) of this Section will be scheduled every 4-6 weeks, unless restricted by inclement weather or other factors beyond the City's control for single-family and multi-family residential customers, mobile home residential customers and recreation vehicle residential customers. The fee for brush collections is included in the residential, mobile home and recreation vehicle residential garbage rates noted in Section 50.25 (A), (B), (C) & (D) of this Ordinance.
 - (1) Brush/Yard Waste collections for all residential category customers shall be restricted to a pile of brush no larger than one (1) brush truck load per month. Additional brush collection services may be provided upon request at the Special Pick-Up rate as specified in Section 50.26, of this ordinance.
- (E) Brush/Yard Waste collections for commercial customers shall be provided upon request. The fee for collecting brush from commercial customers shall be based on the Special Pick-Up rate specified in Section 50.26 of this ordinance.

SECTION V:

50.25 SERVICE CHARGES PRESCRIBED

The following service charges for the collection and disposal of all garbage, brush/yard waste and trash within the city limits by the city, being fair and reasonable, are hereby provided for:

- (A) Single-family residential unit. Fourteen dollars (\$14.00) per month for single-family unit as housed in a single-family residence structure.
- (B) Multi-family residential unit. Multiple unit residential structures, whether duplex or apartment
 - (1) with less than eight (8) units, Fourteen dollars (\$14.00) per month per unit,
 - (2) with more than eight (8) units and sharing a large container (3 Cubic Yard or 300 Gallon) by the City, Ten dollars (\$10.00) per month per unit
- (C) Mobile home residential unit. Mobile home parks, subdivisions, recreational vehicle parks and others:
 - (1) With more than eight (8) units sharing a large container (3 Cubic Yard or 300 Gallon) by the City, Ten dollars (\$10.00) per month per unit,
 - (2) With individual garbage container, Fourteen dollars (\$14.00) per month per unit.
- (D) Recreation vehicle residential unit. Ten dollars (\$10.00) per month or fraction of month for unit while occupied.

(E) Commercial Units.

(1) The following enumerated commercial or industrial businesses, churches, public or private schools, public and charitable entities are defined as commercial units and shall be charged at the following monthly rates:

- (a) All retail, wholesale and industrial business establishments;
- (b) Office buildings;
- (c) Professional business and servicing businesses;
- (d) Hotels, motels, inns, rooming houses and boarding-houses, whether private, public or quasi-public;
- (e) Hospitals, public, private, charitable or otherwise;
- (f) Fraternal organizations, public or private clubs associations or organizations whether profit or nonprofit;
- (g) All other charitable and/or other tax supported institutions:

(i) Base Service Rate \$ 32.15/month

(ii) Using a 3 Cubic Yard City supplied container(s):
(includes base service rate)

1 Pickup/Wk	51.40/month
2 Pickups/Wk	102.80/month
3 Pickups/Wk	154.20/month
4 Pickups/Wk	205.60/month
5 Pickups/Wk	257.00/month
6 Pickups/Wk	308.40/month
7 Pickups/Wk	359.80/month

(iii) Using a 300 Gallon City supplied containers:
(includes base service rate)

1 Pickup/Wk	32.15/month
2 Pickups/Wk	64.31/month

(h) Establishments requiring container(s) larger than three (3) cubic yards will be charged an additional monthly fee of \$17.13 per cubic yard for each cubic yard larger than 3 cubic yards in addition to the fees established in (g), (ii) of this ordinance.

(i) Roll-Off Service:

Per pull/haul-off \$150.00
Per ton \$ 40.00

\$3.00 per day rental fee if not serviced more than twice per month.

(2) Any and all other types of public or private concerns, organizations or institutions not otherwise herein provided for.

(3) Regardless of size of container or number of collections, no commercial customer shall be charged less than Thirty-Two and 15/100ths dollars (\$32.15) per month for garbage collection services.

- (F) Mandatory Subscription: From and after the effective date of this ordinance each family unit and commercial unit within the city limits of the City of Harlingen, Texas shall be and hereby are required to subscribe to and use the services of the City for solid waste collection and disposal services.
- (G) Illegal Dumping Fee: From and after the effective date of this ordinance each family residential unit and commercial unit within the city limits of Harlingen, Texas shall be charged a \$1.00 per month service charge or fee for the cleanup of all illegal dumpsites in the city limits.
- (H) Infrastructure Fee: From and after the effective date of this ordinance each family residential unit and commercial unit within the city limits of Harlingen, Texas shall be charged a \$1.00 per month service charge or fee to fund infrastructure projects.

SECTION VI:

50.26 SPECIAL GARBAGE PICKUP RATE

- (1) Special Pick-Up rates of \$1.50 per minute plus disposal fees of \$40.00 per ton, or partial thereof, shall be charged for the collection of all appliances, construction material, roofing material, and additional brush/yard waste collections as specified in Section 50.14 (d) (1) and Section 50.14 (e) of this Ordinance and for request to collect a City issued garbage container(s) apart from the regularly scheduled pick-up. The Public Works Director or his representative upon visual inspection shall determine the Special Pick-Up Fee.

SECTION VII: That the City Secretary of the City of Harlingen, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Harlingen, Cameron County, Texas.

SECTION VIII: That the City Secretary of the City of Harlingen, Texas is hereby authorized and directed to cause true and correct copies of Sections, IV, V & VI of the Ordinance to be published as an amendment to Chapter 50 of the Code of Ordinances of the City of Harlingen, Texas.

SECTION IX: That the effective date for new assessments will be for bills dated September 1, 2006 and subsequently.

FINALLY ENACTED THIS 23rd day of August, 2006 at a regular meeting of the Elective Commission of the City of Harlingen, Texas at which a quorum was present and which was held in accordance with TEXAS GOVERNMENT CODE, CHAPTER 551.

CITY OF HARLINGEN



Rick Rodriguez, MAYOR

ATTEST:


SYLVIA R. TREVINO, CITY SECRETARY