

ORDINANCE 2011-26

TO BE ENTITLED: "AN ORDINANCE TO AMEND SECTION 17-113 OF THE FRANKLIN MUNICIPAL CODE TO INCREASE THE FEES FOR COLLECTION OF GARBAGE AND REFUSE."

WHEREAS, for the purpose of promoting the public health, safety, comfort, convenience, and general welfare of the people of Franklin, Tennessee the Board of Mayor and Aldermen is authorized to prescribe regulations and standards that encourage and advance the quality of life within the City; and

WHEREAS, in its legislative judgment, the Board of Mayor and Aldermen has found that ordinances and policies that regulate land use, guide the maintenance of the City's infrastructure, and delivery of essential services must be dynamic and modified from time to time to reflect changes in best practices, model codes, land and labor costs, and safety standards necessary to preserve and promote the private and public interest; and

WHEREAS, the Franklin Board of Mayor and Aldermen have, on behalf of the citizens of Franklin, invested in a solid waste management facility located at 411 Century Court; and

WHEREAS, the facility is used by the City of Franklin for solid waste transportation of waste collected by the City and private hauling companies; and

WHEREAS, fees for recouping the costs related to the use of such a facility are necessary and proper,

NOW THEREFORE:

SECTION I: BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that Section 17-101 of the Franklin Municipal Code is hereby amended by adding section 17-101 (18) as follows:

(18) Tipping fees. The term tipping fee(s) shall mean the fee(s) imposed at the City of Franklin Transfer Station on all waste brought to the facility for transfer to an appropriate disposal site.

SECTION II: BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that Section 17-113 of the Franklin Municipal Code is hereby amended by adding 17-113 as follows:

Sec. 17-113. - Schedule of fees for disposal of garbage and refuse and frequency of collection.

- (1) *Residential.* A fee as specified in title 22, comprehensive fees and penalties, shall be paid to the city for the disposal of solid waste for every household container (once per-week pickup).
- (2) *Commercial.*
 - (a) *[Roll-out and dumpster.]* A fee as specified in title 22, comprehensive fees and penalties, shall be charged for every rollout and dumpster.

(b) *Special event.* To be determined by the solid waste director, depending on size, duration and nature of event.

(c) *Commercial cardboard recycling service.* A fee as specified in title 22, comprehensive fees and penalties, shall be charged for commercial cardboard recycling service.

(3) *Transfer Station Tipping Fee(s).* Tipping fee(s), as specified in title 22, comprehensive fees and penalties, shall be charged for all solid waste delivered to the Century Court transfer station for hauling and disposal at landfill locations.

(1976 Code, § 8-112 ; Ord. No. 2002-31, 12- -2002; Ord. No. 2004-79, 7- -2004; Ord. No. 2005-45, 6- -2005; Ord. No. 2005-119, 1- -2006; Ord. No. 2006-28, 6- -2006; Ord. No. 2007-74, § I, 7-10-2007; Ord. No. 2008-30, § I, 6-10-2008; Ord. No. 2009-25, § I, 6-9-2009; Ord. No. 2009-79, § VI, 12-8-2009; Ord. No. 2010-37, § I, 6-22-2010; Ord. No. 2010-58, § IV, 9-28-2010)

Editor's note— Section IV of Ord. No. 2010-58, adopted Sept. 28, 2010, changed the title of § 17-113 from "Schedule of fees for disposal of garbage and refuse" to "Schedule of fees for disposal of garbage and refuse and frequency of collection."

SECTION III. BE IT FINALLY ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that this Ordinance shall take effect for billing cycles beginning July 1, 2011, from and after its passage on second and final reading, the health, safety and welfare of the citizens requiring it.

ATTEST:

CITY OF FRANKLIN, TENNESSEE

BY: _____
ERIC S. STUCKEY
City Administrator

BY: _____
DR. KEN MOORE
Mayor

PASSED FIRST READING: May 24, 2011
PASSED PUBLIC HEARING: June 14, 2011
PASSED SECOND READING: June 14, 2011
PASSED THIRD AND FINAL READING: _____