

RECORD OF ORDINANCE

Date Presented 1/24/2023

Sponsor Mayor Sandine Ordinance No. 07-23 Date Passed Jan 24, 2023

AN ORDINANCE SETTING THE SOLID WASTE COLLECTION RATES FOR THE VILLAGE OF LITHOPOLIS AND DECLARING AN EMERGENCY.

WHEREAS, Council desires to continue standardized and regulated solid waste and recycling collection in the village, and

WHEREAS, Council has awarded a new franchise agreement to Rumpke Waste and Recycling, and

WHEREAS, Council must set the collection rates in order to be able to pay Rumpke, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LITHOPOLIS, FAIRFIELD COUNTY, STATE OF OHIO;

Section 1. Council authorizes the Mayor to continue village billing of solid waste and recycling collection using the utility billing software.

Section 2. Council directs the Village Administrator to oversee, manage and coordinate with **Rumpke of Ohio Inc** the collection of solid waste and recycling.

Section 3. Council authorizes the collection of a solid waste franchise fee in the difference between the charged rate and the collected rate per month per account to be used for village beautification, cleanliness, refuse abatements and other items as deemed necessary and appropriate by the Mayor and Village Administrator through Council's appropriations.

Section 4. Each residential or business parcel with a structure shall receive an appropriate solid waste container(s) and recycling bin(s) and shall be billed accordingly for the collection service.

Section 5. For multi-family units each equivalent dwelling unit (EDU) shall have a separate tote, or if required by the Village Administrator, a commercial dumpster with sufficient capacity to contain the solid waste generated by the multi-family units.

Section 6. Business parcels that contain multiple businesses shall have a separate tote for each business or a commercial dumpster with sufficient capacity to contain the solid waste generated by the businesses.

Section 7. Recyclable materials placed at the curb or in recycling bins are the property of the Village and/or its authorized agent. It is a violation of this ordinance for any person unauthorized by the Village to collect or pick up or cause to be collected or picked up any such recyclables. Any and each such collection in violation hereof shall constitute a separate and distinct offense punishable as hereinafter provided in **Section 13**.

Section 8. Only solid waste generated on the property of record shall be deposited for collection. No person is authorized to deposit solid waste not generated on the property of record for collection by the municipal franchise agent.

Section 9. No person shall remove any acceptable or unacceptable solid waste or recycling set out for collection by the licensed commercial waste hauler without approval of the Village.

Section 10. Rates shall be set as follows and may be adjusted at the discretion of Council.

Residential Rate	\$25.00 per month
Senior Rate	\$22.00 per month
Extra Tote	\$8.80 per month
2YD container	\$65.00 per month
4YD container	\$84.00 per month
6YD container	\$98.00 per month

Section 11. Council desires to subsidize, through approved appropriations, the Residential and Senior rates so that the effective rate corresponds with the following;

Residential Rate 2023	\$19.05
Residential Rate 2024	\$21.55
Residential Rate 2025	\$24.05
Residential Rate 2026	\$25.00

Senior Rate 2023	\$15.75
Senior Rate 2024	\$16.75
Senior Rate 2025	\$17.75
Senior Rate 2026	\$18.75

Section 12. The Finance Committee shall make accommodation in the Appropriations Budget to ensure the Solid Waste Enterprise Fund receives full funding through transfers from the General Revenue or other appropriate fund to meet all financial obligations during the entire term of the contract.

Section 13. Any person, firm or corporation who violates or neglects to comply with any part of this ordinance, or any regulations promulgated pursuant thereto, shall, upon conviction thereof, be punishable by a fine not to exceed one hundred (\$100.00) dollars. Enforcement shall commence upon the effective date of this ordinance. Each and every day that said violation continues shall be considered a separate offense.

Section 14. This Ordinance is hereby declared to be an emergency measure in that the public peace, safety, health and welfare of the inhabitants of the Village of Lithopolis are involved and specifically to ensure prompt and adequate solid waste collection, thereby preserving the sanitary well-being of the village. This Ordinance shall become effective and be in force immediately upon its passage by Council and signing by the Mayor.

Attest/Date: Jacinta Flowers
Clerk

Signed/Date: [Signature]
Mayor 11/24/23

Approved as to form: [Signature]
Jon M. Browning

First Reading 1/24/23 Second Reading waive

Revised Second Reading _____ Third Reading waive

VOTE FOR 6 AGAINST 0