

ORDINANCE 861

AN ORDINANCE AMENDING CHAPTER XV UTILITIES, ARTICLE 5, SOLID WASTE, OF ARTICLE 5, IN CHAPTER XV OF THE CODE OF THE CITY OF BURLINGTON, KANSAS, 2017 EDITION; AND REPEALING ORDINANCE 779.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BURLINGTON, COFFEY COUNTY, KANSAS:

SECTION 1. Section 15-540 of Article 5, in Chapter XV, of the Code of the City of Burlington, Kansas, Edition 2017, be and the same is hereby amended to read as follows:

Section 15-540. Payments to Contractor.

When solid waste collection and disposal service is provided by a contractor for residential solid waste service, such revenue shall be paid out in the following manner:

- (a) Once a month the City Clerk shall remit to the contractor Eleven Dollars and Six Cents (\$11.06) per residence unit fee collected.
- (b) Once a month the City Clerk shall remit to the general fund of the City Fifty-two Cents (\$.52) per residence unit fee collected, as reimbursement for monthly billing and collection expenses of the City.

SECTION 2. Section 15-541, of Article 5, of Chapter XV, of the Code of the City of Burlington, Kansas, Edition 2017, be and the same is hereby amended to read as follows:

Section 15-541. Rates for Solid Waste Service.

- (a) The Governing Body shall determine and set the rates to be charged for residential solid waste service in the City, whether provided by the City or by a contractor holding a valid contract and license with the City, for collection and disposal of solid waste as required by this chapter.
- (b) The Governing Body hereby finds and determines that the monthly rates or charges for collection and disposal of residential solid waste by the City or by a contractor holding a valid contract and license with the City, shall be as specified below, subject however, to such changes therein and revisions thereof as may be deemed necessary from time to time by the City.
 - (1) Residential rate: Single and multi-family regular monthly solid waste service rate per dwelling unit per month, Eleven Dollars and Six Cents (\$11.06), plus a City Fee of Fifty-two Cents (\$0.52), for a total of Eleven Dollars and Fifty-eight Cents (\$11.58).
 - (2) Commercial and/or Industrial rate per month: (Billed by Contractor, and subject to change by Contractor.)
 - (a) 3-35 Gallon Containers: 1 weekly stop \$11.60
 - (b) 2 Yard Containers: 1 weekly stop \$40.29 2 weekly stops \$80.58 3 weekly stops \$120.87
4 weekly stops \$161.16 5 weekly stops \$201.46
 - (3) Special Haul Service Rate: Collection requested by owners or occupants for bulky material, requiring special handling and hauling, the charges shall be negotiated between the customers and the City or contractor prior to collections. If charges cannot be agreed upon between the customer and contractor, the matter may be submitted to the City Governing Body and their decision shall be binding."

SECTION 3. That original Section 15-540 of Article 5 and Section 15-541 of Article 5, all in Chapter XV of the Code of City of Burlington, Kansas, Edition 2017 be hereby amended; and Ordinance No. 779, be repealed.

SECTION 4. That the Agreement for Trash Services between Republic Services and City of Burlington on January 16, 2019 is hereby amended by Ordinance 861.

SECTION 5. This ordinance shall be published in the local newspaper on January 24, 2019, and shall be in full force and effect on and after February 13, 2019.

Adopted by the Governing Body and approved by the Mayor of the City of Burlington, Kansas, this 16th day of January 2019.

(SEAL)

ATTEST: Regina R. Kewley
Regina R. Kewley, City Clerk

Robert S. Luke
Robert S. Luke, Mayor

APPROVED AS TO FORM: Thomas F. Robrahn
Thomas F. Robrahn, City Attorney