

ORDINANCE NO. 2018-39

AN ORDINANCE OF THE CITY OF VENICE, SARASOTA COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 54, SOLID WASTE; ARTICLE V, RATES AND CHARGES; BILLING PROCEDURES; ADDING A RECYCLING SURCHARGE FEE; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, recycling is very important to the local environment by reducing pollution, reducing waste entering landfills and conserving natural resources; and

WHEREAS, the current global economic conditions have resulted in a loss of demand and decrease in market value for recyclable materials; and

WHEREAS, the processing, hauling and disposal costs for program recyclable have increased and future market conditions are not known; and

WHEREAS, a temporary recycling surcharge will allow the City to maintain a balanced budget and continue recycling operations; and

WHEREAS, this temporary recycling surcharge may be adjusted as needed based upon the future third-party processing and disposal costs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:

SECTION 1. The above whereas clauses are ratified and confirmed as true and correct.

SECTION 2. Chapter 54, Solid Waste, Article V, Rates and Charges; Billing Procedure, Sec. 54-161, Fee schedule; deposits, is amended to read as follows:

ARTICLE V. - RATES AND CHARGES; BILLING PROCEDURE

Sec. 54-161. Fee schedule; deposits.

- (a) No change.
- (b) *Recycling*. Recycling fees are as follows:

Charge per Month

- (1) *Residential customers*. Each residential living unit using container service shall pay fees as follows:

- a. Single-family residences: Two containers, 14 gallons each, picked up once a week. \$8.42
- b. Multifamily living units, apartments and manufactured homes: Each multifamily living

The City of Venice Code of Ordinances is amended as follows with ~~strike through text~~ identifying deletions and underlined text indicating additional language.

unit will be provided one of the following:

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| 1. Two red boxes per each living unit, picked up once a week. | \$8.42 |
| 2. 94-gallon containers as necessary per establishment, picked up once a week. | \$8.42 |

(2) *Commercial customers.* Each commercial business will be provided with the opportunity to utilize city service for recycling. Such service will be provided at the customer's request for the following fees:

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|---|---------|
| a. Two containers, 14 gallons each, picked up once a week | \$8.42 |
| b. 94-gallon containers, collected once a week: | |
| 1. First container | \$29.42 |
| 2. All additional containers (each) | \$19.62 |
| c. Two, 32-gallon cans, bags or bundles of yard waste collected once a week | \$8.42 |

(3) *Fee surcharge.* A surcharge may be added to the current fees for the collection of program recyclables based on the difference between the city's actual and projected net disposal costs. The initial surcharge percentage, and any subsequent adjustments, shall be adopted by resolution of the city council.

(c) through (h) No change.

SECTION 3. All Ordinances or Resolutions or parts thereof in conflict therewith are superseded to the extent of any such conflict.

SECTION 4. Severability. If for any reason a provision of this Ordinance or the application thereof to any person, group of persons, or circumstances is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of the Ordinance are severable.

SECTION 5. This Ordinance shall take effect immediately upon approval and adoption as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, THIS 27TH DAY OF NOVEMBER 2018.

First Reading: November 13, 2018

Final Reading: November 27, 2018

Adoption: November 27, 2018

John Holic, Mayor

Attest:

Lori Stelzer, CMC, City Clerk

I, Lori Stelzer, CMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the Venice City Council, a meeting thereof duly convened and held on the 27th day of November, 2018, a quorum being present.

WITNESS my hand and the official seal of said City this 27th day of November, 2018.

Lori Stelzer, CMC, City Clerk

Approved as to form:

Kelly Fernandez, City Attorney