ORDINANCE 2023-06

AN ORDINANCE TO AMEND ORDINANCE NO. 2017-06 and 2020-04 SETTING RATES CHARGED FOR SOLID WASTE COLLECTION AND OTHER PURPOSES:

WHEREAS It has been determined that the Solid Waste Rates need to be amended in accordance with contract rate increase.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MULBERRY, ARKANSAS:

SECTION 1 That Article I Section 6 of Ordinance 2017-06 Definitions should be Amended to read as follows:

"Solid Waste Container" shall mean a 96 gallon Poly Cart(s) container. Residents shall be limited to the amount of solid waste that will fit inside the Provided Container. Extra solid waste that doesn't fit inside the Provided Container(s) will not be collected. A Special Collection needs to be scheduled with the contractor if any residential unit requires collection and disposal of (1) Bulky Waste, or (2) bags or containers of extra solid waste.

SECTION 2 That Section 1 of Ordinance 2020-04 be amended to read as follows:

A. Monthly charge for collection and disposal of solid waste shall be $14.96.
B. Monthly charge for each additional 96-gallon cart $6.00
C. Contractor shall retain ownership of all carts provided for residential use. Upon request, Contractor shall replace damaged or

lost carts at a cost of $75.00 per container billable to and payable by the resident.

SECTION 3 Ordinance No. 2017-06 and 2020-04 as amended hereby, shall be and remain in full force and effect.

SECTION 4 That the provisions of this Ordinance are separable and if a section, phrase or provision shall be declared invalid, such declaration shall not affect the validity of the remainder of this Ordinance.

SECTION 5 That all ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5 The rate increases in this ordinance shall go into effect immediately upon the completion of water meter reading for the August billing cycle such that all Solid Waste billed for the August 2023 billing cycle shall be billed at the new rates provided by this ordinance.

SECTION 6 This ordinance is necessary to immediately secure adequate funding for the provision of solid waste services to the citizens of Mulberry without which the health of the environment and citizenry may be at risk such that an emergency is hereby declared to exist and this ordinance being necessary for the public welfare shall be in full force and effect from and after its passage, approval, and posting.

PASSED AND APPROVED THIS 15TH DAY OF AUGUST, 2023.

APPROVED: _____

Gary D. Baxter, Mayor

ATTEST: _____

Carla Dickerson, Recorder/Treasurer