

AN ORDINANCE AMENDING ORDINANCE NO. 1287
WHICH IMPOSES A SERVICE CHARGE FOR THE
COLLECTION OF GARBAGE AND REGULATES THE
DISPOSAL THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD, ALABAMA,
AS FOLLOWS:

Section I: That Ordinance No. 1287, of the City of Prichard, is
hereby amended by the addition of the following:

SECTION 4-A BUSINESS ESTABLISHMENTS

(1) There is hereby established in the City of Prichard, Alabama, a garbage collection, hauling and disposal service for business establishments within the City to be operated by the City of Prichard, Alabama. The collection, hauling and disposal of garbage and rubbish shall be made by the agents and employees of the City of Prichard, Alabama, not less than one time each week.

(2) In order to provide for the health and welfare of the citizens of the City of Prichard, there is hereby levied a service charge to defray a part of the expenses of collection, hauling and disposal of garbage and trash within the areas of business establishments of the City of Prichard, together with the costs and expenses incurred in the collection of fees provided for, and the enforcement of those provisions in such areas, as follows: Upon every person operating a business establishment a service charge per month per business establishment shall be \$2.50 per month for the pick-up of garbage and rubbish not exceeding 120 gallons per week. For each additional 120 gallons or fraction thereof of garbage and rubbish picked up each week during the month there shall be an additional charge of \$2.50 per month. The City Sanitation Department shall determine the quantity of garbage and rubbish being picked up from each business establishment per week and shall file a written report with the City Clerk specifying same. Said report shall be the basis for the monthly charges assessed to each business establishment and the City Sanitation Department shall keep such report current, making appropriate changes when required. Any person aggrieved by the determination of service needed as made by the City Sanitation Department shall have the right to appeal to the City Council by filing with the City Clerk a written application requesting resurvey of the quantity of garbage and rubbish picked up by the City Sanitation Department. Upon receipt of such application it shall be the duty of the City Sanitation Department to promptly resurvey the quantity of garbage and rubbish picked up from such business establishment and report the findings to the City Council. The City Council may make such adjustments as it may determine from the evidence to be necessary.

(3) Persons operating a business establishment who desire to pay their garbage service charges on an annual or quarterly basis may do so and shall be entitled to the

same net rate per \$2.50 of service charge per month as is provided for residential and multi-family persons, and shall be subject to all the provisions of Section 3(a) and 3(b) of this Ordinance as to the times of payment.

(4) Except as to persons who have paid their garbage service charges on an annual or quarterly basis as heretofore provided, the garbage service charge in business areas provided for hereunder shall be due on the first day of each month for the service to be rendered during the month, and shall become delinquent if not paid by the 15th day of the month. A person becoming delinquent in payment of his garbage service charge in business areas shall pay and is hereby assessed, in addition to his garbage service charge, a late charge of \$1.00 for each month he is delinquent, such late charge to apply toward the additional expense incurred by the City in the handling of such delinquent account. If any charges due hereunder shall not be paid within fifteen days after becoming delinquent, the person liable for such charges shall be in violation of this ordinance and shall be punished as hereinafter provided in Section 7 of this Ordinance.

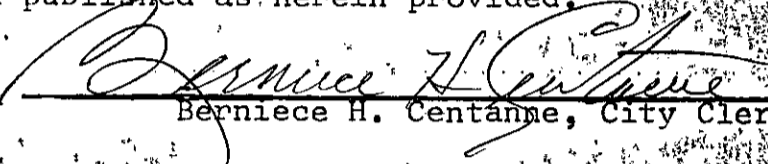
(5) All payments due hereunder shall be paid to the City Clerk of the City of Prichard at the City Hall.

(6) Where initial service hereunder is commenced after the 1st day of the month, the charges for such initial month of service shall be pro-rated by the City Clerk.

Section II. That this Ordinance shall have full force and effect upon its approval as required by law.

ADOPTED this 28th day of June, 1971.

CLERKS CERTIFICATE: This Ordinance having been passed by the City Council on June 28, 1971, and not having been returned to me, as City Clerk, by the Mayor with his approval or veto within the ten days after its passage by the Council, in compliance with Title 37, Section 458, Code of Alabama, 1940, recompiled in 1958, the same has been published as herein provided.


Berniece H. Centanne, City Clerk

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