

CITY COUNCIL MEETING  
OCTOBER 16, 1985

AMEND ORDINANCE  
RELATING TO PERMIT TO  
REMOVE SOLID WASTE

ORD. NO. 1366 INTRO.

COUNCIL INTRODUCED ORDINANCE NO. 1366 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI AMENDING CHAPTER 13.16.070 RELATING TO PERMIT TO REMOVE SOLID WASTE ALLOWING FOR THE CITY CLERK OR THE CITY CLERK'S DESIGNEE TO ISSUE SUCH PERMITS.

\*\*\*\*\*

PUBLIC HEARINGS

Notices thereof having been published according to law, and affidavits of publication being on file in the office of the City Clerk, Mayor Hinchman called for the Public Hearings to

consider the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the request of owners of those parcels known as Frame and Grever to prezone the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential and consideration of the Planning Commission's recommendation for the approval of the request of the owners of those parcels known as Frame and Grever to prezone the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential.

cc-6  
cc-5/a  
Pg 70

# COUNCIL COMMUNICATION

TO: THE CITY COUNCIL	DATE	NO.
FROM: THE CITY MANAGER'S OFFICE	OCTOBER 4, 1985	
SUBJECT: AMEND ORDINANCE RELATING TO PERMIT TO REMOVE SOLID WASTE		

This amendment has been precipitated by a concern on the part of Administration that there did not seem to be any reason why the City Clerk had to issue permits for waste removal by owners. This amendment will permit the City Clerk or the City Clerk's designee, which could include another City department, to issue said permits.

Further, it has been a concern of my office that the Council not set rates within an ordinance, but rather to set rates by resolution which can be changed without going through the process of an amendment to the Municipal Code. Therefore, the City Council should set the rate by resolution.



RONALD M. STEIN  
CITY ATTORNEY

RMS:vc

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE LODI CITY COUNCIL  
AMENDING CHAPTER 13.16.070 RELATING TO PERMIT TO REMOVE SOLID WASTE

BE IT ORDAINED BY THE LODI CITY COUNCIL.

SECTION 1. Chapter 13.16.070 relating to solid waste removal by owner with permit, is hereby amended to read as follows;

"13.16.070 Removal by owner-Permit.

"Every owner of garbage shall have the right to remove the same, but it is unlawful for any person to remove garbage from more than one place, and no person, other than the regular garbage collector of the city, shall remove any garbage over any of the streets of the city without obtaining a permit to do so. Such permits shall be issued by the city clerk or the city clerk's designee on application and on the payment of an amount which shall be determined from time to time by resolution of the Lodi City Council, covering one calendar year beginning January 1st. *Permits issued after January 1st of any year will be issued for a pro rata charge covering the unexpired part of the year.*

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and

published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this            day of

\_\_\_\_\_  
MAYOR

Attest: \_\_\_\_\_

ALICE M. REJMACHE  
City Clerk

State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No.            was introduced at a regular meeting of the City Council of the City of Lodi held            and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held            by the following vote:

Ayes:            Council Members -

Noes:            Council Members -

Absent:            Council Members -

Abstain:            Council Members -

I further certify that Ordinance No.            was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMACHE  
City Clerk

Approved as to Form

RONALD M. STEIN  
City Attorney