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AN UNCODIFIED URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF Lodi, REPEALING ORDINANCES 1558 and 1564 IN THEIR ENTIRETY, AND ESTABLISHING NEW RATES FOR RESIDENTIAL SOLID WASTE COLLECTION.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF Lodi AS FOLLOWS:

SECTION 1. Ordinances 1558 and 1564 are repealed in their entirety.

SECTION 2. Pursuant to Lodi Municipal Code Chapter 13.16 - SOLID WASTE as it relates to residential solid waste collection, the following monthly rates are hereby established:

A. For any private dwelling house or residence, the rate for one weekly garbage collection shall be:

1. For the first 38-gallon waste cart provided by the contractor, not exceeding sixty pounds, fourteen dollars and seventy cents (\$14.70);

2. For the second 38-gallon waste cart provided by the contractor, not exceeding sixty pounds each, thirty six dollars and seventy five cents (\$36.75);

3. For the third 38-gallon waste cart provided by the contractor, not exceeding sixty pounds each, fifty eight dollars and eighty cents (\$58.80);

4. For one 20-gallon waste cart provided by the contractor, ten dollars (\$10.00).

B. Owners or occupants of flats, apartments, mobile home spaces or the tenants or lessees thereof shall pay an amount equal to fourteen

dollars and seventy cents (\$14.70) times the number of apartment units or mobile home spaces owned. Bin services requested shall be charged according to the Commercial Rate structure, but in no event shall the City bill the tenants more than the single cart rate.

C. For any residence requesting "backyard service" for the collection of their waste cart(s), there shall be an additional rate of ten dollars (\$10.00) per month, unless the residence is granted an exemption from the rate by the Citizen's Advisory Board.

D. For any residence requesting a commingled recyclables cart(s) and/or a yard/garden waste cart(s), sufficient to meet its waste diversion needs, there shall be no additional charge.

E. Any residential customer may purchase from the City or the franchisee for the price of five dollars (\$5.00) each, especially marked tags for affixing to trash bags which will then be collected with routine waste removal service. Such tags may be used to supplement, but not in lieu of other required solid waste collection services for residences.

F. Rates set forth in this Ordinance shall be effective on all bills which are prepared on or after April 1, 1993.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 4. This is an urgency ordinance under Government Code Section 36934, and is based on health, safety and welfare considerations arising from the need to collect appropriate fees for waste removal.

SECTION 5. This urgency 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 immediately.

SECTION 6. The City Council of the City of Lodi hereby finds and declares pursuant to Public Resources Code Section 21080 that such rates are necessary and reasonable for the usual operating expenses of the franchisee, including employee wages and benefits and for the purpose of purchasing facilities, equipment and materials necessary to implement and carry out a Council-mandated recycling program, and for other health and safety purposes.

Approved this 17th day of March 1993



PHILLIP A. PENNINO
MAYOR

Attest :



JENNIFER M. PERRIN
JENNIFER M. PERRIN
City Clerk

State of California
County of San Joaquin, SS.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1570 was adopted as an urgency ordinance at a regular meeting of the City Council of the City of Lodi held March 17, 1993, and was thereafter passed, adopted and ordered to print by the following vote:

Ayes: Council Members - Mann, Sieglock and Pennino (Mayor)
Noes: Council Members - Davenport
Absent: Council Members - Snider
Abstain: Council Members - None

I further certify that Ordinance No. 1570 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.


JENNIFER M. PERRIN
City Clerk

Approved as to Form



BOBBY W. MCNATT
City Attorney

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