Ordinance No. 3253

(Amending or Repealing Ordinances)

CFN=110 – Water/Sewer/Garbage Rates & Policies
Passed 11/21/1995
Mandatory Minimum Garbage Service in Annexation Areas

Amended by Ord. 3541;3832
AN ORDINANCE of the City of Kent, Washington, relating to mandatory minimum garbage service in annexation areas.

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Amendment. Section 7.03.020 of the Kent City Code is hereby modified as follows:

Sec. 7.03.020. Garbage collection by collection companies.

A. Garbage collections shall be made by garbage and refuse collection companies as authorized by the city.

B. It shall be unlawful for any person, other than those duly authorized by the city to haul garbage through the streets of the city or to dump garbage. Those commercial and industrial business establishments having permits to haul their own garbage and refuse may continue to haul such garbage by annual permit. Renewal permits shall be issued by the city clerk upon application and payment of the annual permit fee. The annual permit fee shall be as follows:

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1. Permit holders hauling less than one hundred fifty (150) tons of garbage per month, one hundred dollars ($100.00);
2. Permit holders hauling greater than one hundred fifty (150) tons of garbage per month, seven thousand five hundred dollars ($7,500.00).

Any permit holder, as provided for in this subsection, shall haul garbage at least once a week for public health reasons.

C. This section does not apply to the occasional hauling by residential customers of refuse to an approved site if the minimum level of garbage service is paid for by the residential customer, except as set forth in subsection D.

D. In annexation areas, residential customers may occasionally haul refuse to an approved site and not be required to pay the minimum level of service if those customers held that right prior to annexation; however, this exemption from minimum level of service payments for residential self-haulers shall only be available for a period not to exceed five (5) years from the date of annexation or until the City's garbage collection company contractor assumes collection responsibility in the annexation area, whichever occurs first.
Section 2. Savings. Kent City Code Section 7.03.020, which is amended by this ordinance, shall remain in full force and effect until the effective date of this ordinance.

Section 3. Severability. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstances shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 4. Effective Date. This ordinance shall take effect and be in force thirty (30) days from the time of its final approval and passage as provided by law.

[Signature]
JIM WHITE, MAYOR

ATTEST:

[Signature]
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

[Signature]
ROGER A. LUBOVICH, CITY ATTORNEY
PASSED the 21 day of November, 1995.
APPROVED the 22 day of November, 1995.
PUBLISHED the 26 day of November, 1995.

I hereby certify that this is a true and correct copy of Ordinance No. 9253, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent hereon indicated.

Brenda Jacober
BRENDA JACOBER, CITY CLERK