

**TOWN OF ADDISON, TEXAS**

**ORDINANCE NO. 003-034**

**AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING CHAPTER 66 (SOLID WASTE), ARTICLE II (COLLECTION AND DISPOSAL), DIVISION 2 (SERVICE CHARGE) BY AMENDING SECTION 66-52 (SINGLE DWELLING UNITS); PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, in accordance with State law the City Council of the Town of Addison, Texas (the "City") has heretofore adopted a sanitation collection fee; and

**WHEREAS**, the said sanitation fee is set forth in Division 2, Article II, Chapter 66 of the City's Code of Ordinances; and

**WHEREAS**, the City Council has reviewed the said sanitation fee and desires to amend the same as set forth herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

Section 1. Incorporation of Premises. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2. Amendment. Chapter 66 (Solid Waste) of the Code of Ordinances (the "Code") of the Town of Addison, Texas (the "City") is hereby amended in the following particulars, and all other chapters, articles, sections, subsections, paragraphs, phrases, and words are not amended but are ratified and confirmed:

A. Division 2 (Service Charge) of Article II (Collection and Disposal) of Chapter 66 of the Code is amended in part as follows:

1. Section 66-52 (Single Dwelling Units) of the Code is hereby amended to read as follows:

"All owners, lessees or persons in possession or residential property shall be charged a mandatory monthly fee for garbage collection, hauling and disposal from residences situated within the corporate limits of the Town as follows:

Curbside pickup for each single dwelling unit including a \$0.10 landfill surcharge, exclusive of sales tax and applicable state fees...~~\$9.42~~ \$9.55."


Section 3. Savings. This Ordinance shall be cumulative of all other ordinances of the City affecting the City's investment policy and shall not repeal any of

the provisions of those ordinances except in those instances where the provisions of those Ordinances are in direct conflict with the provisions of this Ordinance.

Section 4. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 5. Effective Date. This Ordinance shall become effective November 1, 2003.


**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this 23<sup>rd</sup> day of September, 2003.

  
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R. Scott Wheeler, Mayor

ATTEST:

By:   
\_\_\_\_\_  
Carmen Moran, City Secretary

APPROVED AS TO FORM:

By:   
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Ken Dippel, City Attorney

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