

ORDINANCE 09-46 AC CMS

**AN ORDINANCE AMENDING SECTIONS 925.09, 925.10 AND 925.14 OF THE
CODIFIED ORDINANCES OF THE CITY OF OBERLIN, OHIO, IN ORDER TO
MODIFY THE FEE SCHEDULE FOR RESIDENTIAL AND COMMERCIAL REFUSE
COLLECTION**

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That Sections 925.09, 925.10 and 925.14 of the Codified Ordinances of the City of Oberlin, Ohio, are hereby amended to read as set forth in **Exhibit A** attached hereto and incorporated herein by reference.

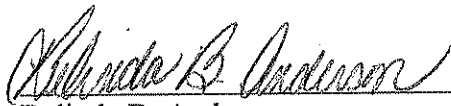
SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance shall take effect at the earliest possible date allowed by law.

PASSED: 1st Reading - June 1, 2009
2nd Reading - June 15, 2009 (E)
3rd Reading -

*...to allow the finance director ample
time to prepare the rate schedule.*

ATTEST:



Belinda B. Anderson
CLERK OF COUNCIL



David E. Sommer
PRESIDENT OF COUNCIL

POSTED: 6/16/2009

EFFECTIVE DATE: 6/15/2009

Exhibit A

925.09 LARGE TRASH PICK-UP.

(d) Each residential property shall be entitled to one scheduled free large trash pick-up per year of up to two cubic yards. Additional large trash pick-up service shall be charged at the rate of twelve dollars (\$12.00) per cubic yard.

(e) Large trash items placed for collection where a large trash collection has not been scheduled may, at the option of the City, be collected, and the resident or homeowner shall then be billed fifty dollars (\$50.00), or eighteen dollars (\$18.00) per cubic yard, whichever is greater.

925.10 RATES.

(a) Residential Rates.

(1) Commencing August 1, 2009, a basic residential rate of six dollars (\$6.00) per month shall be charged.

(2) The basic residential service rate for all bills rendered on or after May 1 of each ensuing twelve-month period, beginning May 1, 2010 shall be determined by the formula:

$$RR = \frac{OM + C}{Q}$$

Where:

A. "RR" means the basic residential service rate.

B. "Q" means the number of residential customers as calculated by the Auditor's office for the calendar year immediately prior to the year in which the rate is to take effect.

C. "OM" means that portion of the refuse operation and maintenance appropriation attributable to residential collection less the portion of refuse operating levies attributable to residential properties. For purposes of this section, forty-four percent (44%) of the cost of downtown trash receptacles shall be considered to be a cost attributable to residential collection.

D. "C" means capital expense and reserve appropriations attributable to the residential collection. (Ord. 01-49AC. Passed 5-21-01.)

(b) Commercial Rates.

(1) Commencing August 1, 2009 commercial refuse rates shall be charged as follows:

Dumpster Size	Per Service
1	\$5.85
2	\$11.10
3	\$15.30
4	\$18.60

6	\$26.10
8	\$32.40

Customers whose service is less than one cubic yard and where a dumpster is not required shall pay fifteen dollars (\$15.00) per month.

(2) The commercial rates shall be increased upon the recommendation of the Public Works Director, the City Manager and the City Auditor with the approval of Oberlin City Council. (Ord. 02-54AC. Passed 5-20-02.)

925.14 TEMPORARY DUMPSTERS.

Temporary six-yard dumpsters may be requested by business, industrial or residential customers. Temporary dumpsters will be provided subject to availability and provided that the City can deliver, service and remove the dumpster without damage to trees, buildings and overhead wires.

Temporary dumpsters set at a customer's site are limited to a three-week maximum. The dumpster will be picked up by the City at the end of the prescribed time.

Persons ordering a temporary dumpster are required to pay in advance for the dumpster.

Charges for temporary dumpsters shall be:

	Charges
Delivery of a dumpster for a one week period and collection	\$75.00
Additional pickups, each	\$37.50
Demurrage per week with 2-week additional maximum	\$30.00

The City will make a single attempt to deliver the dumpster. If the dumpster cannot be set due to actions of the customer (e.g., cars in the way); a twenty-dollar (\$20.00) fee will be charged with balance of the prepayment refunded to the customer.