ORDINANCE NO. 2028

AN ORDINANCE REPLACING ORDINANCE NO. 2025 ESTABLISHING WATER RATES, WASTEWATER RATES, SANITATION RATES, LANDFILL FEES, SEPTIC WASTE FEES, ROLL-OFF FEES, DEPOSITS, SERVICE CHARGES, FINES, POLICIES AND PROCEDURES FOR THE CITY OF SNYDER, TEXAS: REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Texas Legislature has found that the control of solid waste collection and disposal is the responsibility of local governments; and,

WHEREAS, State law mandates that each municipality shall assure that solid waste management services are provided to all persons within its jurisdiction either by a public agency or a private person {TEX. HEALTH & SAFETY CODE ANN SS363.11 (Vernon Supp. 1991)}; and,

WHEREAS, State law also authorizes a municipality to develop a local solid waste management plan for collection, handling, transportation, storage, processing and disposal for solid waste {TEX. HEALTH & SAFETY CODE ANN SS363.063 (Vernon Supp. 1991)}; and,

WHEREAS, the City Council finds that making the City of Snyder the exclusive provider for all solid waste services in the City except for certain commercial customers would be the most effective and efficient manner of providing those services and would serve the public health, safety and welfare; **NOW, THEREFORE;**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SNYDER, TEXAS:

SECTION 1: That from and after the passage of this Ordinance and as hereinafter provided for, the City of Snyder through its Utility Office, shall charge and collect from each consumer of water, sewer system user and sanitation service user for utilities and services provided by the City of Snyder to said consumer, the amounts and services calculated by application of the following rates and service charges for water consumption and services provided.

A. WATER RATES WITHIN THE CORPORATE LIMITS FOR THE CITY OF SNYDER FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE AS FOLLOWS:

(1) Minimum charge per month inside city limits for 2,000 gallons or less shall be $31.16.

(2) Minimum charge for apartments, multiple family unit dwellings and multiple business unit occupancy when supplied through a single meter shall be as follows:

(a) Two family unit or two business unit occupancy:		
	4,000 gal.	$46.74
(b) Three family unit or three business unit occupancy:		
	6,000 gal.	$62.32
(c) Four family unit or four business unit occupancy:		
	8,000 gal.	$77.90
(d) Five family unit or five business unit occupancy:		
	10,000 gal.	$93.48

(3) For multiple family dwellings, apartments or multiple business accounts having more than five (5) family or business units, the minimum charge shall be $31.16 for the first family or business unit plus $15.58 or (50% of $31.16) times the remaining number of family or business units for the first 2,000 gallons each unit.

Example: Family dwelling with 30 units/2,000 gallon minimum each unit:

1 @ $31.16 + 29 @ $15.58 = $482.98/month

(4) Excess over 2,000 gallons per month inside city limits shall be:

Monthly Consumption Tier	Rate per Thousand Gallons
2,001 to 10,000	$5.34
10,001 to 25,000	$6.49
25,001 to 40,000	$7.07
Over 40,001	$7.65

(5) In connection with the operation, maintenance, repair and extension of the City's water system inside or outside the city limits; the water supply may be cut off without notice, when necessary or desirable; and each customer must be prepared for such emergencies. The City shall not be held liable for any damages due to such interruption of service or for damages from the resumption of service without notice, after such interruption, nor shall the City be liable for any damages resulting from the rupture or breaking of any line in the City's water system.

B. WATER RATES OUTSIDE THE CORPORATE LIMITS OF THE CITY OF SNYDER SHALL BE 1.5 X THE RATES SET INSIDE THE CITY LIMITS FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE BILLING SHALL BE AS FOLLOWS:

(1) Minimum charge per month outside city limits for 2,000 gallons or less shall be $46.74.

(2) For multiple family dwellings or multiple business units supplied by a single meter, the minimum charge shall be $46.74 times the total number of family or business units for the first 2,000 gallons each unit.

(3) Excess over 2,000 gallons per month outside city limits shall be:

Monthly Consumption Tier	Rate per Thousand Gallons
2,001 to 10,000	$8.01
10,001 to 25,000	$9.74
25,001 to 40,000	$10.60
Over 40,001	$11.47

C. WATER RATES FOR TEXAS DEPARTMENT OF CRIMINAL JUSTICE FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE BILLING SHALL BE AS FOLLOWS:

(1) Minimum charge per month for TDCJ for 2,000 gallons or less shall be $31.16.

(2) Excess over 2,000 gallons per month for TDCJ shall be $5.00 per 1,000 gallons.

D. WATER RATES FOR WATER PURCHASED DIRECT FROM CITY FACILITIES:

(1) Fire Hydrant with City meter; the charge shall be a monthly service charge of $31.16 plus a usage rate at $5.19 per 1,000 gallons

(2) Fire Hydrant with meter other than City's shall be a monthly service charge of $31.16 plus a usage rate at $5.19 per 1,000 gallons. It will be the customers responsibility to report meter reading or consumption used each month prior to billing date; if the customer does not report meter reading or consumption they will be billed $500.00

(3) Deposit required City Fire Hydrant Meters: $300.00

(4) Deposit required on Fire Hydrant Meters other than the City's: $1000.00.

(5) **The Purpose of the Bulk Water Dispenser is for High Volume Users**: Pre-paid Cards may be purchased at the Utility Department in City Hall. The minimum amount that may be put on a card is $75.00.

The rate shall be $10.38 per thousand for 1,000 gallons or less;
excess over 1,000 gallons shall be $15.54 per thousand gallons.
Replacement Card Fee shall be $10.00

SECTION 2: From and after the final reading and passage of this Ordinance, the City of Snyder shall charge and collect the following fees for wastewater service provided by the City of Snyder, Texas.

A. WASTEWATER RATES WITHIN THE CORPORATE LIMITS FOR THE CITY OF SNYDER FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE AS FOLLOWS:

(1) For all wastewater accounts including residential, commercial, multi-family dwelling (two-plex or larger), mobile home parks, motels, hotels, churches, apartment complexes, hospitals, schools, government entities and industrial, there shall be a 'base rate' of $10.48 per service account that is connected to the wastewater system.

(2) In addition to the 'base rate', each RESIDENTIAL single family wastewater account shall be assessed at a rate of $2.69 per 1,000 gallons of water usage. In determining how many 1,000 gallon units of water usage will be assessed at $2.69, the City Utility Department shall use 90% of the customer's average actual monthly usage, as shown by City water records for the months of December, January and February immediately preceding the year in question, or 2,000 gallons per month, whichever is greater.

(3) In addition to the 'base rate' each COMMERCIAL account shall be assessed at $2.69 per 1,000 gallons of water usage. In determining how many 1,000 gallon units of water usage will be assessed at $2.69, the City Utility Department shall use 90% of the unit's average water consumption based on one of the following options:

Option 1 — Average actual monthly usage as shown by the City water records for the months of December, January and February immediately preceding the year in question, or 2,000 gallons per month, whichever is greater.

Option 2 — Actual 12-month usage average as shown by City water records for the months immediately preceding the month and year in question or 2,000 gallons per month, whichever is greater.

(4) Options 1 or 2 of Section 2, (A), (3) above must be selected by the customer within the first three months of service. Once an option has been selected it may not be changed again.

(5) Commercial shall include Multi-family Dwellings (two-plex or larger) Mobile Home Parks, Motels, Hotels, Churches, Apartment Complexes, Hospitals, Schools, Government Entities, Industrial, Restaurants, Retail or other Businesses.

(6) WHERE THERE IS NO HISTORY of water consumption to establish the customer's average actual monthly water usage for the months of December, January and February as stated in (A) (2) above, a wastewater account for single family RESIDENTIAL customer shall be billed in addition to the 'base rate' charge at the following computation option to be selected by the customer at the time of application for service.

Option 1 — 75 gallons of wastewater per day per person in the household times the number of days in the billing period (30 days).

Option 2 — History of previous water usage at that service for the months of December, January and February as stated in (A) (2) above.

Option 3 — Ninety percent (90%) of actual water used by the customer during each month as shown by City water records, or 2,000 gallons per month, whichever is greater.

(7) Options 1, 2 or 3 of Section 2, (A), (6) above must be selected by the customer within the first three months of service. Once an option has been selected it may not be changed again.

(8) WHERE THERE is no history of water consumption to establish the customer's average actual monthly water usage for the months of December, January and February as stated in (A) (3) above, all wastewater accounts for COMMERCIAL shall be billed in addition to the 'base rate' charge at the following computation option, to be selected by the customer at the time of application for service.

Option 1 — Ninety percent (90%) of actual water used by the customer during each month as shown by City water records or 2,000 gallons per month, whichever is greater.

Option 2 — History of previous water usage at that service as stated in (A) (3) above.

(9) Options 1 or 2 of Section 2, (A), (6) above must be selected by the customer within the first three months of service. Once an option has been selected it may not be changed again.

(10) Either option for RESIDENTIAL or COMMERCIAL, where there is no prior history of water consumption, shall be effective for a maximum of twelve (12) months or until a history of consumption is established, whichever occurs first.

(11) Wastewater accounts that have no water service shall be charged a minimum of $28.31 per service account, per month.

(12) In connection with the operation, maintenance, repair, and extensions of the City's sewer system, sewer backups in the City's sewer line system or the customer's sewer line, inside or outside the city limits, the City shall not be held liable for any damages resulting.

B. COMMERCIAL INDUSTRIAL WASTE RATES WITHIN THE CORPORATE LIMITS FOR THE CITY OF SNYDER FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE AS FOLLOWS:

(1) In the event the City agrees to accept and treat industrial wastewater of unusual strength, for all industrial accounts discharging industrial wastes into the City's sewerage system with Biochemical Oxygen Demand (BOD) in excess of 250 mg/l and Total Suspended Solids (TSS) in excess of 200 mg/l, there shall be a 'base rate' charge of $9.98 per service connected to the City's wastewater system.

(2) In addition to the 'base rate' assessed pursuant to (B) (1) of this section and water usage charge assessed pursuant to (A) (2) of this section, industrial waste charges per 1,000 gallons will be based on classifications determined by the strength of the waste (i.e. BOD in mg/l and TSS in mg/l) according to the following schedule:

Industrial Waste Classification	BOD/TSS (mg/l)	Additional Charge ($1000/gls)	Total Charge* Over Base Rate ($1000/gls)
A	200 – 250	0.48	3.17
B	250 – 300	0.74	3.43
C	300 – 350	0.98	3.67
D	350 – 400	1.28	3.97
E	400 – 500	1.79	4.48
F	500 – 800	3.32	6.01
G	800 – 1100	4.85	7.54
H	1100 – 1500	6.80	9.49

For example: If an industry is discharging waste with a BOD concentration of 275 mg/l and a TSS concentration of 185 mg/l the classification would be Class B industry. The monthly charge for 5000 gallons of industrial waste discharged would be:

$9.98 + 5 x $2.69 + 5 x 0.74 = $27.13

If the industry were discharging waste with a BOD concentration of 175 mg/l and a TSS concentration of 385 mg/l, the classification would be Class D. The monthly charge for 7,000 gallons. of industrial waste would be:

$9.98 + 7 x $2.69 + 7 x $1.28 = $37.77

(3) Industrial waste discharged to the system at levels greater than 1,500 mg/l in BOD or TSS, not addressed in (B) (2) of this Ordinance, require special written agreement with the City.

(4) Costs attributed to examination and testing analysis, as required by Ordinance No. 489 and utilized in this Rate Ordinance, and any fines or penalties levied by controlling governmental agencies on discharged industrial waste shall be paid by the industrial waste discharge.

(5) No statement contained in this article shall be construed as preventing any agreement or arrangement between the City and any industrial concern whereby an industrial waste limited to conventional pollutants of unusual strength or character may be accepted by the City for treatment subject to payment therefore by the industrial concern for any portion of the excess cost to the City for handling and treating such industrial waste.

SECTION 3: From and after the final reading and passage of this Ordinance, the City of Snyder shall charge and collect the following fees for sanitation service provided by the City of Snyder, Texas.

A. MINIMUM SANITATION RATES WITHIN THE CORPORATE LIMITS FOR THE CITY OF SNYDER FOR ALL MONTHS BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE AS FOLLOWS:

(1) RESIDENTIAL – **Single** Family Dwelling
Home Business that does **not** create a waste stream over and above the normal residential disposal rate.

(a) Minimum monthly rate shall be: $24.15

(b) Minimum rates shall be calculated upon a maximum of two (2) pickups per week for a 3 yd. dumpster shared by two (2) to four (4) households.

(2) COMMERCIAL – Shall include Motels, Hotels, Nursing Homes, Mobile Home Parks, Industrial, Schools, Multi-family Dwellings (two-plex or larger), Government Entities, Churches, Apartments, Hospitals, Restaurants, Retail, Home Businesses (that create any waste stream above normal residential quantities), warehousing operations, commercial storage facilities, self storage facilities; or any other Businesses.

(a) Minimum monthly rate shall be: $46.71

(b) Minimum rates shall be calculated upon a maximum of two (2) pickups per week for a 3 yd. dumpster shared by two (2) to four (4) businesses.

(c) ALL commercial accounts shall be assessed a monthly sanitation charge at each physical location that is utilized for commercial purposes, except as stated in Section 3. (G) of this Ordinance.

B. INDIVIDUAL DUMPSTERS PROVIDED COMMERCIAL OR SINGLE FAMILY RESIDENTIAL ACCOUNTS RECEIVING MULTIPLE COLLECTIONS PER WEEK WITHIN THE CORPORATE LIMITS FOR THE CITY BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE CHARGED AT THE FOLLOWING RATES:

Container Size	No. of Collections	Rates	Container Size	No. of Collections	Rates
3	2	$ 89.36	4	2	$104.26
3	3	$134.04	4	3	$156.39
3	4	$178.72	4	4	$208.52
3	5	$223.40	4	5	$260.65
3	6	$268.08	4	6	$312.78
3	7	$312.76	4	7	$364.91
3	8	$357.44	4	8	$417.04
3	9	$402.12	4	9	$469.17
3	10	$446.80	4	10	$521.30

Example: Two (2), 3 yd. containers picked up four (4) times a week - $178.72 x 2 = $357.44 per month

(1) Individual dumpsters may be shared by a maximum of two (2) customers only. The billing shall be made to one (1) customer only.

C. INDIVIDUAL DUMPSTERS PROVIDED COMMERCIAL OR SINGLE FAMILY RESIDENTIAL ACCOUNTS OUTSIDE THE CORPORATE LIMITS OF THE CITY RECEIVING ONE OR MORE COLLECTIONS PER WEEK, BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE CHARGED AT THE FOLLOWING RATES:

Container Size	No. of Miles	No. of Collections	Rate
3	0 – 3.0	1	$121.00
3	3.0 – 7.0	1	$169.00
3	7.0 – 12.0	1	$229.00
3	12.0 – 16.0	1	$277.00
3	16.0 – 20.0	1	$325.00

(1) $ 85.00 (3yd Container)
+
(2) $ 6.00 x roundtrip mileage
(3) Total of (1) and (2) = Individual Container charge

Additional Containers: $16.00 per Trip x Number of Additional Containers.

Example: One (1) pickup per week, one (1) 3 yd. Container located 16.0 miles Outside city limits –
$85.00 + 32mi x $6.00 = $277.00
Total = $ 277.00 per month

Container Size	No. of Miles	No. of Collections	Rate
4	0 – 3.0	1	$136.00
4	3.0 – 7.0	1	$184.00
4	7.0 – 12.0	1	$244.00
4	12.0 – 16.0	1	$292.00
4	16.0 – 20.0	1	$340.00

(1) $100.00 (4 yd Container)
+
(2) $6.00 x roundtrip mileage
(3) Total of (1) and (2) = Individual Container charge

Additional Containers: $16.00 per Trip x Number of Additional Containers.

Example: One (1) pickup per week, one (1), 4 yd. Containers located 16.0 miles Outside city limits –
$100.00 + 32mi x $6.00 = $292.00
Total= $ 292.00 per month.

(1) Individual rural dumpsters may be shared by a maximum of two (2) customers only. The billing shall be made to one (1) customer only.

D. RESIDENTIAL/COMMERCIAL 30YD ROLL-OFF RATES:
(Restricted to inside City Limits/Extra Territorial Jurisdiction)

Delivery	$115.00
Haul Fee (Exchange RO/Empty)	$230.00
Final Pickup (Empty/Return to Yard)	$115.00
Landfill Fee/Ton ($33.00/Ton)	
(Minimum = 3 Tons @ $33.00)	$99.00
Monthly Rental	$100.00

Daily Rate (If less than 20 days) $5.00/day

Plus-	Delivery	$115.00
	Haul Fee (Exchange RO/Empty)	$230.00
	Final Pickup (Empty/Return)	$115.00
	Landfill Fee/Ton ($33.00/Ton)	
	(Minimum -3 Tons @ $33.00)	$99.00

Each Additional Pick Up - $329.00 + Landfill Fee/Tons over minimum

E. SOLID WASTE DISPOSAL BY INDIVIDUAL LOADS AT THE LANDFILL BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE CHARGED AT THE FOLLOWING RATES:

(1) Disposal of rock, bricks, construction materials, demolition materials, roofing materials, trees, limbs, lumber and any allowable type materials shall be charged at the following rates plus sales tax:

Snyder Residents
(Inside City Limits) $ 26.50/ton

Minimum Charge: 0 – 1000 lbs. $ 15.75

(a) Commercial shall include motels, hotels, nursing homes, mobile home parks, industrial, schools, multi-family dwellings (two-plex or larger), government entities, churches, apartments, hospitals, restaurants, retail or other businesses.

Non-Snyder Residents (Outside City Limits)
or
Solid Waste Disposal Service Provider: $ 31.00/ton

Minimum Charge: 0 – 1600 lbs. $ 26.05

(a) Non-Scurry County Resident – for purposes of this subsection, shall mean any individual, business or association not residing in or having its principal place of business in Scurry County.

(b) Solid Waste Disposal Service Provider – for purposes of this subsection, shall mean any individual, business or association (other than the City of Snyder) that provides either exclusively or in connection with any other service, delivery of solid waste

to the landfill and said "service provider" collects a fee for any service that involves delivery of waste to the landfill.

Any "Solid Waste Service Provider", whose primary business consists of providing solid waste disposal services, shall be required to submit to the City an estimate of the proposed tonnage to be deposited and shall enter into a contract with the City defining the solid waste disposal plan prior to any deposits in the landfill.

(2) Disposal of contaminated waste dirt and concrete shall be charged at the following rates:

	$73.87/ton
Minimum Charge: 0 – 1600 lbs.	$59.70

Notification to the City of Snyder from TCEQ that contaminated dirt or concrete in question can be accepted at the Snyder Landfill must be received by the City of Snyder prior to disposal. TPH level not to exceed 600.

(3) Disposal of regulated asbestos-containing material (RACM) shall be charged the following rates:

	$50.00/ton
Minimum Charge:	$50.00

(4) As allowed by TCEQ Regulations for all tires disposed of in the landfill, the following charges will be assessed:

Passenger car tire	
Light truck tire	Gate fees will be based
Heavy truck tire	on what the Transporter
Off-road machinery tire	is charging the City
Tubes and liners	to dispose of tires.

(a) All tires must be quartered or shredded prior to disposal in the landfill and acceptance into the landfill may be rejected at the discretion of the City.

(b) All tubes and liners must be removed from tire prior to disposal in landfill.

(5) Disposal of animal carcasses shall be charged at the following rages:

100 lbs. or less	$ 2.16 per carcass
101 to 700 lbs.	$18.36 per carcass
701 lbs. and over	$32.40 per carcass

(a) Must advise landfill personnel of animal carcasses in vehicle prior to disposal.

(b) All carcasses must be contained and secured within vehicle.

(6) Receipt of payment must be presented at dumping site prior to disposal.

(7) ALL landfill charges are to be paid prior to disposal of any solid waste in landfill.

(8) Landfill fees assessed on tires may be waived on any allowed tires that are placed by the customer in the trailer made available at the landfill and as long as the City has the use of that trailer for the disposal of tires.

(9) Landfill fees assessed on recyclable metals or scrap iron may be waived as long as the material is placed in the designated area by the customer and as long as that service is provided.

(10) Landfill fees assessed on recyclable trees, limbs, brush and shrubs may be waived as long as the material is placed in the designated area by the customer and as long as that service is provided.

(11) "Pull Offs" – A service provided by landfill personnel and equipment to provide an anchor to allow the patron to affix the waste load to the anchor and driving from under the waste. This service will only be provided after the patron has signed a waiver indemnifying the City of Snyder for any damages and paying a fee of $40.00

F. THE CITY SHALL BE THE SOLE PROVIDER OF SANITATION

The City's sanitation division shall be the exclusive provider of residential and commercial garbage, rubbish, and refuse collection and disposal services for all premises within the City and it shall be unlawful for any other person to provide residential or commercial garbage, rubbish, or refuse collection or disposal services to any person within the City, or to make use of public streets for that purpose, except as provided for in this Ordinance.

G. COLLECTION OF RECYCLABLE REFUSE SHALL BE PERMITTED UNDER THE FOLLOWING CONDITIONS:

The City shall not prohibit a person from collecting, gathering or transporting recyclable refuse for the sole purpose of recycling. "Recyclable Refuse" means tin, aluminum, paper, newspaper, plastic, glass or corrugated cardboard that has been separated from other garbage, trash and rubbish at the point of collection for delivery to another location for processing. All material to be retained for recycling shall be kept in a approved containment vessel and out of the view of the general public. Any items not stored as directed by the city policy will be regarded as a policy violation and subject to the abatement procedures stated in item I of this Section.

H. SELF-CONTAINED COMPACTOR/CONTAINER ROLL-OFF SHALL BE PERMITTED UNDER THE FOLLOWING CONDITIONS:

The City shall be sole provider of all sanitation services within the city limits with the sole exception of certain commercial customers who require a self-contained compaction/container roll-off unit (combined unit) for the purpose of managing an abundance of wet or liquid waste. The compaction/container unit shall be supplied by the commercial customer requiring said unit and shall have a capacity of at least 34 cubic yards for collection and compaction of solid waste with no leaking or spillage. The unit must be liquid tight and be a system that produces clean, dry waste. A commercial customer requiring this type of compaction/container unit will be exempt only from City of Snyder sanitation collection service and a minimum monthly sanitation charge. All waste collected in this type of compaction/container unit must be disposed of in the City of Snyder's landfill. The commercial customer who utilizes such compaction/container unit and the private company or individual providing pick up and transportation of the said compaction/container unit to the City of Snyder's landfill must abide by all local, state, federal and Texas Natural Resource Commission regulations and rules at all times.

All commercial customers requiring this type of compaction/container unit shall contact the City of Snyder's Utility Office prior to contracting with a private company or individual for pick up and transportation of said compaction/container unit to request exemption from receiving the City of Snyder sanitation services. Said commercial customer shall provide, in writing, the location of the compaction/container unit, verification that the specifications of the compaction/container meet the

above stated requirements. The City of Snyder's Utility Department must approve the request for exemption prior to the commercial customer's use of the compaction/container unit.

All private companies or individuals providing pick up and transportation of said compaction/container units shall be required to provide the City of Snyder Utility Department the following information, in writing, prior to their pick up or transportation of said compaction/container units of forms approved by the City of Snyder Utility Department.

(1) The name of the company or individual providing service.

(2) The physical address of the company or individual providing service.

(3) The mailing address of the company or individual providing service.

(4) The phone number of the company or individual providing service.

(5) The name of a contact person employed by the company or individual providing service.

(6) The location of the compaction/container unit and the commercial customer's name and address.

(7) An executed release of liability relieving the City of Snyder of liability for and agreeing to indemnify the City of Snyder for the damages suffered by persons or property as a result of the company's or individual's activities in the City of Snyder. Said release must be approved by the City of Snyder Utility Department.

(8) An executed agreement between the City of Snyder and the company or individual providing that disposal of waste collected in said compaction/container units will be exclusively in the City of Snyder's landfill.

I. CITY OF SNYDER LANDFILL USE SHALL BE PERMITTED FOR THE FOLLOWING ONLY:
City of Snyder and Scurry County residents and the City of Snyder Sanitation trucks and vehicles.
Any City, County or Hauler that has a properly executed and signed contract with the City of Snyder for disposal in the City of Snyder Landfill.

J. CITY POLICY REGARDING PROPER USE OF THE SANITATION COLLECTION AND DISPOSAL SERVICE:

It shall be the responsibility of the account holder to insure that the City policy regarding proper disposal and utilization of the sanitation services is maintained.

In the event any of the following conditions are evident, or the city utility department receives a valid complaint where any of the following conditions exist in or on the premises where the collection receptacle is located, the utility department may, without notice, dispatch city crews to bring the account back in to compliance. The account will be charged a minimum of $ 100.00 on the next billing cycle. If any of the above conditions require additional equipment, or personnel to correct violations, additional charges will be incurred at the posted rates.

(1) Allowing waste material to accumulate, directly placing, discarding, or causing to be placed or discarded; garbage, trash, rubbish, refuse, brush, yard waste, or loose waste of any kind, on public right of way, public or private property, and any items discarded that are not completely enclosed within the receptacle.
(2) Loading the receptacle to the point where the weight exceeds the lifting capacity of the collection vehicle.

(3) Loading the receptacle to the point where debris protrudes past the limits of the receptacle or where the lids cannot be completely closed.
(4) Relocating the receptacle or positioning the receptacle that prevents the collection vehicle from traveling its normal route to collect the waste.
(5) Failing to bag all loose garbage, recyclable materials, wet material, food waste, that results in materials being blown or scattered during the collection process.

The items listed above are some of the most common situations that cause problems but other situations not specifically noted above but are deemed violations by the utility supervisor, may be assessed policy violation charges at the discretion of the utility supervisor.

DEFINITIONS:

Garbage shall be held to mean all animal and vegetable matter, such as waste material and refuse from kitchens, residences, grocery stores, drugstores, butcher shops, restaurants, cafes, hotels, rooming and boarding houses, commercial, retail, warehouse and other deleterious substances.

Refuse shall mean all substances included in the terms 'garbage', 'trash', and 'rubbish'.

Rubbish shall mean waste and refuse material such as tin cans, bottles, glass, rags, rubber, pieces of wood, scraps of iron, tin, wire or other metals.

Recyclable Refuse shall mean tin, aluminum, paper, newspaper, plastic, glass or corrugated cardboard, that has been separated from other garbage, trash and rubbish at the point of collection or delivery to another location for processing.

Trash shall mean waste and refuse material such as feathers, coffee grounds, paper of all kinds, boxes, barrels, crates, grass clippings, leaves, tree trimmings and sweepings from sidewalks.

Sanitation shall mean all substances included in the terms 'garbage', 'trash', 'refuse' and 'rubbish'.

Yard Waste for the purpose of this ordinance, shall mean any dead vegetation, seasonal plants, brush, tree, shrub or hedge leaves, grass clippings, tree limbs, branches and any blown trash or rubbish generated by routine yard maintenance.

K. UNLAWFUL DEPOSIT AND DISPOSAL OF GARBAGE:

Repeated violations of the policies regarding the disposal, of waste material as well as the following acts, among others, are declared to be unlawful and in violation of this Ordinance and are declared to be trespasses and subject to penalties not to exceed $2,000 per day or per individual occurrence, whichever applies to the violation, but such enumeration shall not be deemed to be exclusive. Notice of violation will be served and fine assessed if violation is not corrected within time specified.

(1) It shall be unlawful for any person to place, deposit or throw or permit or cause to be placed, deposited or thrown, any garbage, trash, rubbish, refuse, brush, or loose waste of any kind, on public or private property outside of any house, building, flat or tenement, vacant or occupied lot, driveway, gutter, street, sidewalk, parkway, curb, alley or any other public property of the City, unless the same has been deposited in accordance with this Ordinance.

(2) It shall be unlawful to cause or permit to be or remain in or upon any premises, private or public, any garbage, trash, rubbish, refuse or mineral matter, or any composition of residue thereof, which is in an unsanitary condition or which is injurious to public health.

(3) Meddling with garbage, containers, trash or rubbish receptacles in any way, or pilfering, scattering contents and junking in any alley or street within the City shall be unlawful.

(4) It shall be unlawful to haul refuse, trash, garbage or rubbish in such a manner as to allow same to blow about or scatter over the streets or other premises. All loads must be tarped or secured.

(5) It shall be unlawful for any person to burn trash, garbage, refuse, rubbish or yard waste within the City.

(6) It shall be unlawful for any person to separate and collect, carry off or dispose of same, any garbage, trash, refuse, rubbish or junk within the landfill, except under the authority and direction of the City Sanitation Superintendent.

L. SANITATION RECEPTACLES:

The City shall provide containers for the disposal of garbage. All garbage shall be placed in a bag and secured prior to disposal in the container provided for collection, so that the contents cannot blow out and scatter garbage over the streets, alleys, public or private premises of the City.

The customer shall not overfill the container to the point that the collection vehicles can not lift or empty the receptacle. In the event a receptacle cannot be emptied during the general collection route because of excess weight, material protruding from the receptacle, debris piled against the receptacle, or any other situation that causes special handling, the customer will be charged for an extra pick up at the next billing cycle.

M. LIDS AND COVERS:

The lids or covers of all garbage containers shall at all times be closed so that cats, dogs, rodents, flies, and other insects may not have access to the contents thereof.

N. HEAVY ACCUMULATIONS:

(1) Places of wholesale accumulations, killing and dressing plants, wholesale fruit and vegetable houses and storage, businesses, houses and other places where the daily accumulation of garbage, trash and rubbish is more than the ordinary quantities, are not included in the collection service furnished by the City Sanitation Department, unless provided for with additional containers through the City Utility Department, and require notification to the Sanitation Superintendent of the City, who shall direct the disposal of such accumulation in a satisfactory manner within TCEQ regulations.

(2) Heavy accumulation of brick, broken concrete, rock, stone, ashes, lumber, clinkers, cinders, dirt, plaster, sand, gravel, automobile frames, dead trees, dead animal carcasses and other bulky, heavy material shall be disposed of at the expense of the owner or person controlling the same within TCEQ regulations under the direction of the Sanitation Superintendent of the City or as provided by City Ordinance.

(3) Manure from animal lots, horse stables, poultry yards and pigeon lofts shall be disposed of at the expense of the party responsible for the same within TCEQ regulations under the direction of the Sanitation Superintendent of the City.

(4) Tree limbs, shrubs and hedge cuttings shall not be placed in garbage containers provided for collection and shall be prepared for disposal as directed by the Sanitation Superintendent of the City or as provided by City Ordinance.

O. WET GARBAGE:

All wet or liquid garbage, including grease trap waste, shall be disposed of in the City's solidification processing area at the current rate.

P. BILLING:

To avoid duplication in billing and as a convenience to the public, charges for sanitation collection service and landfill gate fee charges shall be billed on the monthly water bills, and shall be promptly remitted to the City.

Q. PLACEMENT OF CONTAINERS:

(1) In residential areas, City sanitation containers shall be placed inside of the property line at the edge of the alley where there is no alley fence, and where there is an alley fence the container or containers must be placed against the outside of the fence. Where there is no alley, the container or containers must be placed in front of such property between the sidewalk and curb at a place most accessible to the collectors. Under no conditions will City vehicles or employees be allowed to enter private property for the purpose of picking up garbage.

(2) Business establishments are required to use the same type of container as residences. Where there is an alley, such containers shall be placed in the alleys. Where there is no alley, containers must be placed on or near the curb line of such place of business.

(3) If customer requests the placement of containers at any other location than stated above, the City or it's employees are not responsible for any damages incurred.

(4) It is the responsibility of the property owner to keep the area around the container or containers, in the alley, on private property or on the street, free from trash, rubbish, garbage or refuse.

R. OVERNIGHT SPECIAL CIRCUMSTANCE RESIDENTIAL COLLECTION (16YD ROLL OFF CONTAINER SERVICE)

In circumstances where a residential water customer is disposing of great amounts of debris or waste material that exceeds the capacity limits of regular dumpster containers or other special request as approved by the utility department, the City offers a roll off container to assist in special handling of waste. This service will be available free of charge on a first come first served basis. The container shall be reserved through the Utility office, after all required information is provided the customer will be allowed the service on any available open date.

(1) The container will be placed on the designated site with the agreement of city personnel and the customer. The City will not be responsible for any damages to private property caused by the delivery or retrieval of the container. The container will be deposited after 8:00 a.m. and collected after 8:00 a.m. the morning of the following business day.

(2) ALL rules, regulations, policies and Ordinances relating to what materials are allowed, loading requirements and transporting requirements of solid waste materials must be observed by the customer when utilizing and loading the container.

(3) The customer shall be assessed a fee equal to correcting any violations or repairs to the container in the event any policies regarding the loading, disposal violations, or there are negligent damages to the container, any additional violations of the use of the container are evident or the customer fails to dispose an unjustifiable quantity of waste into the container during the period that it is at the requested location. The fee shall be assessed during the billing cycle that the service was utilized.

S. CITY LANDFILL:

The City of Snyder's Landfill is operated under Texas Commission on Environmental Quality (TCEQ) regulations and requirements, and is not permitted to accept 'hazardous waste', as defined by TCEQ.

SECTION 4: From and after final reading and passage of this Ordinance, the City shall charge and collect the following fees for the disposal of Vacuum Truck Waste and 'Wet Waste'.

A. DISPOSAL OF VACUUM TRUCK WASTE OR 'WET WASTE' BY INDIVIDUAL LOADS, EXCEPT SEPTIC WASTE, BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE CHARGED AT THE FOLLOWING RATE:

Disposal of Grease	$ 47.66 Ton
Disposal of Grit	$ 40.56 Ton
Minimum 0 - 1,000 lbs.	
Grease	$24.83
Grit	$21.28

All such waste shall be deposited for solidification processing prior to disposal in the landfill and shall be generated by one source.

B. DISPOSAL OF SEPTIC WASTE BEGINNING WITH THE MONTH FOLLOWING THE EFFECTIVE DATE OF THIS ORDINANCE SHALL BE CHARGED AT THE FOLLOWING RATE:

BUSINESS – PHYSICAL ADDRESS INSIDE CITY LIMITS
0 to 1,000 gallons generated by one source and each 0 to 1,000 gallons thereafter: $35.00

BUSINESS – PHYSICAL ADDRESS OUTSIDE CITY LIMITS
0 to 1,000 gallons generated by one source and each 0 to 1,000 gallons thereafter: $45.00

(1) Prior to disposal of septic waste through the City's wastewater system, each load must be tested by authorized City personnel for temperature, dissolved oxygen and pH.

(2) Prior to disposal of grease trap or grit trap waste in the City's landfill, each load must be visually inspected by authorized City personnel.

(3) Each load must have a separate manifest; each manifest must be signed by the generator and each load must be tested or inspected, as required.

(4) Each load must consist of contents from one generator only, loads may not be mixed.

(5) Each vacuum truck must be equipped with a hatch on top, minimum 6" i.d., to allow inspection or testing by City personnel.

(6) Upon acceptable test results of septic waste and visual inspection of grease trap and grit trap waste, payment must be made for the load and the load dumped under the direction and requirements of authorized City personnel.

(7) Dumping of domestic septic waste is through the City's wastewater system and is PROHIBITED AT THE CITY'S LANDFILL.

(8) Dumping of grease trap waste and grit trap waste is accepted at the City's landfill and is PROHIBITED THROUGH THE CITY'S WASTEWATER SYSTEM.

(9) Each transporter is responsible for the clean-up of materials dumped that do not meet acceptable standards and requirements.

SECTION 5: From and after final reading and passage of this Ordinance, the City shall compute, charge and collect for billings less than a full month for new turn-ons, transfers and finals based on the following schedule:

(1) WATER:

1 through 8 calendar days	¼ of min. base
+ over 2,000 gallons consumption	$3.37/th gallons
9 through 15 calendar days	½ of min. base
+ over 2,000 gallons consumption	$3.37/th gallons
16 through 22 calendar days	¾ of min. base
+ over 2,000 gallons consumption	$3.37/th gallons
23 through 31 calendar days	ALL of min. base
+ over 2,000 gallons consumption	$3.37/th gallons

(2) WASTEWATER:

1 through 8 calendar days	¼ of min. base
+ 90% 2,000 gallons and over	$2.69/th gallons
9 through 15 calendar days	½ of min. base
+ 90% 2,000 gallons and over	$2.69/th gallons
16 through 22 calendar days	¾ of min. base
+ 90 % 2,000 gallons and over	$2.69/th gallons
23 through 31 calendar days	ALL of min. base
+ 90% 2,000 gallons and over	$2.69/th gallons

(3) SANITATION:

1 through 8 calendar days	¼ of charge
9 through 15 calendar days	½ of charge
16 through 22 calendar days	¾ of charge
23 through 31 calendar days	ALL of charge

SECTION 6: From and after final reading and passage of this Ordinance, the City shall charge and collect the following fees on Transfers, Returned Checks and Delinquent accounts for all services provided by the City of Snyder:

A. CHARGES AND FEES FOR DELINQUENT ACCOUNTS AND OTHER MISCELLANEOUS FEES SHALL BE AS FOLLOWS:

(1) All charges for services furnished or rendered by the City Utility Department shall be due and payable on the date stated on the bill. Any amount due that is not paid by the date stated on the bill is considered to be delinquent.

(2) Notice of delinquency will be mailed to the customer within 20 days of the due date. The City shall give the customer a minimum of seven (7) days written notice of its intent to discontinue service for non-payment. A customer may appeal to the City's authorized representative the proposed discontinuance of service by serving upon the City's authorized representative within six (6) days from the date of the City's notice of discontinuance of service, a written request to appeal, in the instance of a disputed bill, BUT NOT WHERE THE SOLE COMPLAINT IS THAT THE CUSTOMER IS FINANCIALLY UNABLE TO PAY THE BILLING. Said appeal shall be heard by the City's authorized representative and the service of the customer shall not be discontinued until the City's authorized representative has made a determination that the service is subject to discontinuance under the provisions of this Ordinance.

(3) Where service has been discontinued for failure to pay for service rendered, a disconnect charge of $25.00 shall be made for each meter disconnected or service discontinued before said service shall be restored. In the event the customer requests reconnection at hours other than 8:00 a.m. until 4:30 p.m. on weekdays, said reconnect charge shall be $30.00.

(4) All checks returned as insufficient must be redeemed in cash or money order by date stated on notice plus a returned check charge as required in the City's Fee Ordinance. If the check is not redeemed by the date stated on the notice, the service will be discontinued and an additional disconnect charge of $25.00 will be added.

(5) There shall be a Transfer Fee in the amount of $20.00 assessed on all request to transfer the customer's account to another service address. Transfers require the customer to sign an agreement, pay the fee and any bill owed prior to the transfer being made.

(6) Before ANY services can be provided, deposits must be made; permits obtained and inspections completed as required by City Ordinance.

(7) It is unlawful for a customer to connect or reconnect service themselves or tamper with the City meter or meter box in any way. To do so may incur a $200.00 fine.

SECTION 7: From and after final reading and passage of this Ordinance, the City shall charge and collect the following deposits for each water, sewer and sanitation service provided by the City.

A. DEPOSITS FOR EACH SERVICE PROVIDED BY THE CITY SHALL BE:

(1) Water/Sewer/Sanitation

Residential	¾" meter	$ 195.00 Deposit
Commercial	¾" meter	$ 225.00 Deposit
Apartments and Motels/Hotels		Deposit will be equal to 2 mths. billing.
Residential	1" meter	$ 210.00 Deposit
Commercial	1" meter	$ 240.00 Deposit
Residential	2" meter	$ 390.00 Deposit
Commercial	2" meter	$ 465.00 Deposit

Fire Hydrant	City's meter	$ 300.00 Deposit
Fire Hydrant	Customer's meter	$ 1000.00 Deposit

(2) Sewer/Sanitation Only

Residential	$ 250.00 Deposit
Commercial	$ 300.00 Deposit
Apartments and Motels/Hotels	Deposit will be equal to 2 mths billing.

(3) Sanitation Service Only

Residential	$ 195.00 Deposit
Commercial	$ 225.00 Deposit
Apartments and Motels/Hotels	Deposit will be equal to 2 mths billing.
Outside of City Limits	$200.00 Deposit

(4) Vacuum Truck — $300.00 Deposit

(5) Landfill Service

Any account billed for landfill fees only – no contract in affect with the City and not shown below.	$ 200.00 Deposit
Construction, Demolition, Roofers	$ 500.00 Deposit

(6) Roll-Off Only

Residential	$250.00 Deposit
Commercial	$500.00 Deposit
Outside of City Limits – Contractors	Deposit will be based on estimated tonnage of the projected project

SECTION 8: Any person either by himself or his agent and/or any firm, corporation or their entity who violates the provisions of the code shall be deemed guilty of a misdemeanor and, upon conviction of any such violation, shall be fined in any sum not to exceed $2,000.00, and each day during which such violation continues shall constitute a separate and distinct offense. In any case of violation of any of the terms of the provisions of this ordinance by any corporation, the officers and agents actively in charge of the business of such corporation shall be subject to the penalty herein provided. Any offense defined herein which has been defined by laws of the State of Texas as an offense and for which penalty has been prescribed shall be punished as provided in said state law, and nothing herein shall be held as fixing any penalty contrary to a penalty provided by the laws of the State of Texas.

This Ordinance grants the authority to enforce the regulations contained herein to police officers, code enforcement officers, building officials, state licensed plumbing inspectors, fire chief and fire marshals of the City and each shall have the authority to issue citations for any violation of this Ordinance.

This Ordinance shall become effective immediately upon adoption by the City Council on second reading.

PASSED AND APPROVED by the City Council on first reading this 7th day of March, 2016.

Mayor

ATTEST:

City Secretary

PASSED AND ADOPTED by the City Council on second reading this 21st day of March, 2016.

Mayor

ATTEST:

City Secretary