

ORDINANCE NO. 527
Amendment No. 1

**AN ORDINANCE ESTABLISHING TRASH REMOVAL
FOR THE TOWN OF SUMMITVILLE**

WHEREAS, the Town Council of the Town of Summitville has approved a contract for trash removal as the Town Council feels it would be beneficial to the Town and the citizens of the Town of Summitville, Madison County, Indiana, to enter into a contract under I.C. 36-9-30-5 for the collection of solid waste; and

WHEREAS, the Town Council advertised for bids for such service and at the Board meeting held April 1, 2008, awarded the contract to A & A Disposal of Marion, Indiana; and

WHEREAS, the contract with A & A Disposal of Marion, Indiana, was transferred to Wabash Valley Refuse ("Wabash") and extended up to and through June 30, 2016.

WHEREAS, the Town Council approves the following ordinance:

96.01 This Ordinance establishes trash and garbage collection by the Town of Summitville, effective March 3, 2015.

96.02 This service shall be available to all residences in the Town of Summitville. Each business, residence, each apartment unit, and each trailer shall be considered a separate unit which shall constitute a separate trash and garbage collection unit. Each business may elect to opt-out of this town collection by notifying the Town Clerk/Treasurer in writing. If they do opt-out, they MUST hire private contractors to complete trash and garbage collection. Proof of such private trash collection must be provided to the Clerk/Treasurer.

96.03 Items to be picked up are ashes (in double bags), cans, paper, newspapers and magazines, cardboard boxes (broken down), and kitchen garbage, each of the aforesaid to be placed in bags or approved containers not exceeding six (6) thirty-three (33)-gallon bags per household per week. One furniture item (except no couches) may be substituted for one (1) bag of garbage. All bags must be tied and placed within five (5) feet of a traveled street. All containers will be emptied each week and neatly placed upside down in the proper place. "Garbage" shall mean all putrescible animal solid, vegetable solid, and semi-solid waste resulting from the consumption of food and food materials. Items which shall not be collected include any chemical cans, grease, appliances (including air conditioners, stoves, washers, dryers, and refrigerators). Grass

clippings, limbs, and leaves shall not be picked up. No building materials (cement blocks, brick, roofing, cement, etc.), tires, car parts, burn barrels, or hazardous materials (automobile batteries, drums or buckets containing liquid), and no dead animals.

96.04 The trash and garbage collection by the Town of Summitville shall consist of a pickup service once a week, during the daytime hours. Said pickup date shall be designated by the Town Council. Pickup will be made the same day of every week. If that day has been designated as a legal holiday, pickup may be made on the following day.

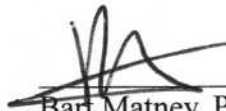
96.05 The monthly rate shall be \$11.50 per each separate residence, business, apartment unit, and trailer. The charge shall be added to the user's monthly water and sewage bill. A \$2.00 administrative fee has been added to the monthly charges which may be adjusted by the Town Council when appropriate.

96.06 If any rate or charge so established to be paid by such user or owner, pursuant to this ordinance, shall not be paid within thirty (30) days after the same is due, the amount thereof, together with a penalty of ten percent (10%) and a reasonable attorney fee, may be recovered by the Town of Summitville in a civil action in the name of the Town.

96.07 The Town Council hereby establishes a Waste Management Fund for the purpose of receiving payments for trash removal and making payments for removal services or other related expenses. All payments for trash removal shall be deposited into this fund.

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PASSED AND ADOPTED by the Town Council of Summitville, Indiana, on this 3rd
day of March, 2015.


Bart Matney, President

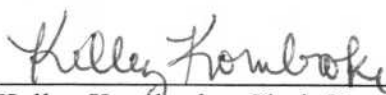
Curtis Blalock, Jr.


Duane Presley


Scott Kornbroke

Robert Atkins

ATTEST:


Kelley Kornbroke, Clerk-Treasurer

Prepared by: Thomas M. Beeman, Town Attorney

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WHEREAS, the Town Council advertised for bids for such service and at the Board meeting held April 1, 2008, awarded the contract to A & A Disposal of Marion, Indiana; and

WHEREAS, the Town Council approves the following ordinance:

96.01 This Ordinance establishes trash and garbage collection by the Town of Summitville, effective May 13, 2008.

96.02 This service shall be available to all residences in the Town of Summitville. Each business, residence, each apartment unit, and each trailer shall be considered a separate unit which shall constitute a separate trash and garbage collection unit.

96.03 Items to be picked up are ashes (in double bags), cans, paper, newspapers and magazines, cardboard boxes (broken down), and kitchen garbage, each of the aforesaid to be placed in bags or approved containers not exceeding six (6) thirty-three (33)-gallon bags per household per week. One furniture item (except no couches) may be substituted for one (1) bag of garbage. All bags must be tied and placed within five (5) feet of a traveled street. All containers will be emptied each week and neatly placed upside down in the proper place. "Garbage" shall mean all putrescible animal solid, vegetable solid, and semi-solid waste resulting from the consumption of food and food materials. Items which shall not be collected include any chemical cans, grease, appliances (including stoves, washers, dryers, and refrigerators, and air conditioners). Grass clippings, limbs, and leaves shall not be picked up. No building materials (cement blocks, brick, roofing, cement, etc.), tires, car parts, burn barrels, or hazardous materials (automobile batteries, drums or buckets containing liquid), and no dead animals.

96.04 The trash and garbage collection by the Town of Summitville shall consist of a pickup service once a week, during the daytime hours. Said pickup date shall be designated by the Town Council. Pickup will be made the same day of every week. If

that day has been designated as a legal holiday, pickup may be made on the following day.

96.05 The monthly rate shall be:

- a. \$10.00 per household for the first year, after the effective date of this ordinance;
- b. \$10.50 per household for the second year, after the effective date of this ordinance;
- c. \$11.00 per household for the third year, after the effective date of this ordinance; and
- d. \$11.50 per household for the fourth year, after the effective date of this ordinance.

The charge shall be added to the user's monthly water and sewage bill. A \$2.00 administrative fee has been added to the monthly charges which may be adjusted by the Town Council when appropriate.

96.06 If any rate or charge so established to be paid by such user or owner, pursuant to this ordinance, shall not be paid within thirty (30) days after the same is due, the amount thereof, together with a penalty of ten percent (10%) and a reasonable attorney fee, may be recovered by the Town of Summitville in a civil action in the name of the Town.

96.07 The Town Council hereby establishes a Waste Management Fund for the purpose of receiving payments for trash removal and making payments for removal services or other related expenses. All payments for trash removal shall be deposited into this fund.

PASSED AND ADOPTED by the Town Council of Summitville, Indiana, on this 13

day of May, 2008.

Wayne Small
Wayne Small, President

J. C. Hendrick
J. C. Hendrick

Bart Matney
Bart Matney

Curtis Blalock
Curtis Blalock, Jr.

John Stanley
John Stanley

ATTEST:

Veronica Yeagy
Veronica Yeagy, Clerk-Treasurer

Prepared by: Thomas M. Beeman, Town Attorney