

AN ORDINANCE 2009-09-17-0731Q

ESTABLISHING NEW FEES, AMENDING AND REPEALING EXISTING FEES IN THE SOLID WASTE FUND AND AMENDING THE CITY CODE TO REFLECT SUCH CHANGES.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Code of San Antonio, Texas, Chapter 14, Article III, LICENSES, PERMITS AND FEES, is hereby amended by adding language that is underlined and ~~striking~~ deleted language as follows:

ARTICLE III. LICENSES, PERMITS AND FEES

Sec. 14-22. Licenses, permits and fees.

(a) *Residences.* Use of city garbage, brush, and refuse collection and removal and disposal services and payment of fees set out below for such services shall be mandatory except as exempted in subsection (d) below. The monthly fees for household garbage that includes recycling, brush, leaves and refuse collection shall be as follows:

(1) Residential and other sites.

TABLE INSET:

Type (regular account for curbside garbage and recycling)	Charge Per Month
Single family residence on one meter	\$13.41 — <u>\$14.91</u>
Duplex dwelling units on one meter	26.82 — <u>\$29.82</u>
All other dwelling units, per single unit	13.41 — <u>\$14.91</u>

* * * * *

TABLE INSET:

<u>(7) Replacement Automated Garbage or Recycling Cart:</u> <u>Cart damaged or inoperable</u> <u>Cart lost or stolen</u>	<u>No charge to exchange</u> <u>First replacement cart, no charge; subsequent replacement carts, \$55.00 per cart</u>
<u>(8) Additional Garbage Cart</u>	<u>\$17.44 per month, per cart</u>

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SECTION 2. The City Code of San Antonio, Texas, Chapter 14, Article III, LICENSES, PERMITS AND FEES, is hereby amended by **deleting Section 14-22(e)(8)**.

SECTION 3. Should any article, section, part, paragraph, sentence, phrase, clause, or word of this Ordinance, or any appendix hereof, for any reason, be held illegal, or invalid, or any exception to or limitation upon any general provision contained in this Ordinance or its attachments or held to be unconstitutional or invalid, the remainder shall, nevertheless, stand as effective and as valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid.

SECTION 4. The individual revenue adjustment items included herein propose to increase revenues in the Solid Waste Operating and Maintenance Fund and have been included in the FY 2010 Proposed Budget Document.

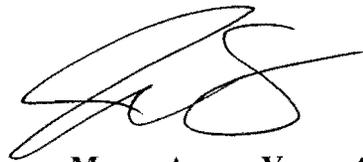
SECTION 5. The City Clerk for the City of San Antonio is hereby directed to publish notice of this Ordinance as required by the Charter of the City of San Antonio and the laws of the State of Texas.

SECTION 6. It is officially found, determined and declared, as a matter of legislative finding, that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including consideration and adoption of this Ordinance was appropriately given, all as required by law, including Texas Government Code Chapter 551.

SECTION 7. All other provisions of Chapter 14, City Code of the City of San Antonio remain in full force and effect except as expressly amended by this Ordinance, but this clause does not impair the effect of another ordinance enacted contemporaneously with this Ordinance.

SECTION 8. The effective date for imposition of the fees enacted herein is October 1, 2009, otherwise, as soon as legally permissible on or after October 1, 2009.

PASSED AND APPROVED this 17th day of September, 2009.



M A Y O R

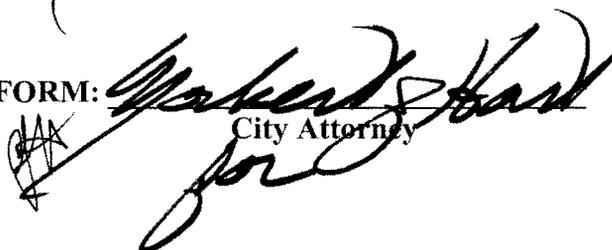
JULIÁN CASTRO

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney

Agenda Item:	7						
Date:	09/17/2009						
Time:	10:18:37 AM						
Vote Type:	Motion to Approve						
Description:	Consideration of Ordinances establishing new fees and amending or repealing existing fees within the General Fund, specifically within the Animal Care Services, City Clerk, Customer Service and 311, Downtown Operations, Fire, Health, Housing and Neighborhood Services, Library, Municipal Court, Parks and Recreation, Police, Public Works; and within the Airport Operating & Maintenance Fund, Juvenile Case Manager Fund, Parking Fund, Planning & Development Services Fund, Purchasing and Contract Services Fund, and the Solid Waste Fund; and amending the City Code to reflect such changes. [Sheryl Sculley, City Manager; Peter Zaroni, Director, Management and Budget]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x			x	
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				x

AFFIDAVIT OF PUBLICATION

Before me, the undersigned authority, on this day personally appeared Helen I. Lutz, who being by me duly sworn, deposes and says that she is the Publisher of ***The Hart Beat***; that said newspaper is generally circulated in San Antonio, Bexar County, Texas; that the attached notice was published in said newspaper on the following date(s):

September 25, 2009

Subscribed and sworn to before me this 25th day of September, 2009, to certify which witness my hand and seal of office.



Helen I. Lutz, Publisher

PUBLIC NOTICE

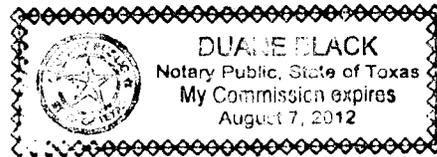
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17th day of September, 2009.

/S/ JULIÁN CASTRO
MAYOR

ATTEST: LETICIA VACEK
CITY CLERK
9/25



Notary Public in and for the State of Texas

Duane Black

Name of Notary

My commission expires August 7, 2012