

RESOLUTION 2021-11

A RESOLUTION AMENDING ORDINANCE NO 690 AND ORDINANCE 698 AND ORDINANCE 716. A RESOLUTION FIXING THE GARBAGE RATE SCHEDULE AND SUPPLEMENTAL CHARGES FOR THE TOWN OF ODESSA, LINCOLN COUNTY WASHINGTON AND REPEALING ALL ORDINANCES AND RESOLUTIONS OR PARTS THEREOF IN CONFLICT WITH THIS RESOLUTION.

WHEREAS, The Odessa Town Council approved and adopted Ordinance 690, Ordinance 698 and Ordinance 716 fixing the garbage rates and supplemental charges associated with the Town garbage program; and,

WHEREAS, The Odessa Town Council has determined that a review and amendment to Ordinance 690 and Ordinance 698 and Ordinance 716 is now necessary; and,

WHEREAS, the Odessa Town Council has determined to include the current garbage rate schedule in this resolution; and,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF ODESSA, LINCOLN COUNTY, WASHINGTON that Ordinance 690 and Ordinance 698 and Ordinance 716 are hereby amended;

Section 1: Collection Rates

Section 1 of Ordinance No. 690 and Ordinance 698 and Ordinance 716 is hereby rescinded in its entirety, and the following fees are hereby adopted through resolution:
Charges per month for collection of containers placed at curb or alley line.

Once a Week Pickup

Per month charge for a 65 gallon auto cart	\$ 32.46
Per month charge for a 95 gallon auto cart	\$ 41.31
Each extra (cans, boxes, bags, or tied bundles, Up to 32 gallon capacity)	\$ 9.29
Each extra loose yards (cans, boxes bags, or tied bundles)	\$ 36.28
Per month charge for a 1 cubic yard dumpster	\$ 81.82
Per month charge for a 2 cubic yard dumpster	\$ 150.29
Per month charge for a 3 cubic yard dumpster	\$ 218.68
Per month charge for a 4 cubic yard dumpster	\$ 286.61
Per month charge for a 6 cubic yard dumpster	\$ 437.02
Per month charge for an 8 cubic yard dumpster	\$ 573.00
Temporary dumpster delivery service fee	\$ 32.88
Per week temporary dumpster rental fee, with 1-week minimum rental	\$ 12.83

Additional weekly pickup charged as multiple of monthly rates listed above.

Section 2: State Refuse Tax

Residential and commercial rates include state required solid waste and refuse tax that the Town is obligated to collect and pay to the State of Washington.

Section 3: Nonliability

Nothing contained in this resolution is intended to be, construed to create or form the basis for any liability on the part of the Town authority, or their respective officers, employees or agents, for any injury or damage resulting from the failure of any person to comply with the terms of this chapter, or by reason or in consequence of any omission in connection with the implantation or enforcement of this resolution on the part of the Town and its officers, employees or agents.

Section 4: Severability and Validity

Should any section, paragraph, sentence clause or phrase of this resolution, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this resolution be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this resolution or its application to other persons or circumstances.

Section 5: Any and all ordinances and resolutions or parts thereof in conflict with this resolution are hereby repealed.

Section 6: This resolution shall be in full force and effect within 45 days from and after its passage of approval.

PASSED AND APPROVED BY THE ODESSA TOWN COUNCIL THIS 13th DAY OF December, 2021. EFFECTIVE JANUARY 1, 2022

William F. Crossley, Mayor

ATTEST:

Meri Jane Bohn, Clerk-Treasurer