

ORDINANCE NO. 13-318

ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF STOCKBRIDGE, GEORGIA RELATING TO GARBAGE, REFUSE, AND TRASH COLLECTION BY THE CITY SO AS TO IMPOSE A FEE FOR THE SPECIAL COLLECTION OF LARGE ITEMS IN THE FEE RATE SCHEDULE; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

SECTION 1. Ordinance. That Title 5, Chapter 5.12, Section 5.12.210 of the current Stockbridge Code be amended so as to delete the current subsection (B) of said code section, and a new Title 5, Chapter 5.12, Section 5.12.210 (B) be added to the Code of Ordinances, City of Stockbridge, Georgia in its place, so as to read as follows:

SECTION 5.12.210 – Pickup charges – Classification of customers – Frequency of pickup.

A.

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B. Charges for garbage, refuse, and trash collection services provided by persons authorized by Section 5.12.200 of this chapter shall be fixed by the mayor and council of the city. A current copy of the rate schedule shall be maintained on file in the office of the city clerk and shall be available for public inspection. As of July, 2013 the city shall charge the following rates:

Residential Customers	\$12.00 per month
Commercial Customers	\$20.00 per month
Industrial Customers	Industrial customers must contract with private concerns for the collection and disposal of garbage and refuse.
Special Pickup	\$25.00 fee per pickup of special large items such as furniture, bedding, appliances, and shelving units. Any appliance containing Freon, such as refrigerators, freezers, or AC units must be certified Freon free, otherwise pickup will not occur.

C.

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SECTION 2. Repeal. That the existing Title 5, Chapter 5.12, Section 5.12.210 (B) be repealed from the Code of Ordinances, City of Stockbridge, Georgia, and replaced as described above.

SECTION 3. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Stockbridge, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 4. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 5. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 6. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

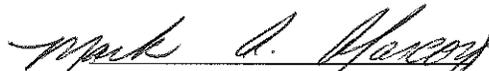
(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 7. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 8. Effective Date. This ordinance shall become effective immediately upon its adoption by the City Council and final approval as provided in Section 3.23 of the City's Charter.

[Signatures on following page.]

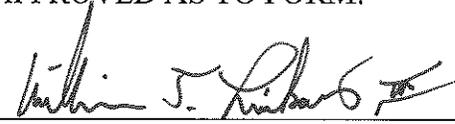
SO ORDAINED this 8th day of July, 2013.


MARK A. ALARCON, Mayor

ATTEST:


RHONDA A. BLACKMON, City Clerk (SEAL)

APPROVED AS TO FORM:


WILLIAM J. LINKOUS, III, City Attorney
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