

**ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF JASPER, ALABAMA**

Ordinance No. 2023 – 10

**TO AMEND THE MANDATORY GARBAGE COLLECTION ORDINANCE
OF THE CITY OF JASPER, ALABAMA**

WHEREAS, the City of Jasper, Alabama, has, since the year 2000, mandated the participation in its garbage collection system; and

WHEREAS, the City of Jasper, Alabama may not charge more for such mandatory services than the collective cost of said services to the citizens of the City; and

WHEREAS, the City of Jasper, Alabama, has operated the garbage collection system by charging less than the cost of the operation of the system; and

WHEREAS, it is the opinion of the City Council of the City of Jasper, Alabama, that the fees collected for the operation of such system should be closer to the cost of the operation of the system, and that the level of service to the citizens of the City of Jasper should not be decreased at the present time;

BE IT HEREBY ORDAINED, by the City Council of the City of Jasper, Alabama, as follows:

Section 1. Section 12-57(b)(1) of the Code of Ordinances of the City of Jasper, Alabama, shall be amended to provide as follows:

Upon every person who is the occupant of a dwelling, unit, other than apartments and multi-family dwellings classified as business establishments by Section 12-40 of this chapter, a fee in the amount of Nineteen and no/100 Dollars (\$19.00) per month per dwelling unit, up to one ninety-eight (98) gallon can per dwelling unit. In the event that a dwelling unit requires or desires an additional 98-gallon can, the resident shall pay to the city, in addition to other applicable fees, the sum of Ten and no/100 Dollars (\$10.00) per month for each additional can. There is further levied upon every business establishment as designated by the Director or Superintendent of the Department of Sanitation pursuant to subsection (d) of this section a fee in the amount of Fifty and no/100 Dollars (\$50.00) per month. The terms “occupant” and “person operating” may refer to the person(s) and/or business(es) residing or licensed to operate at such location, as well as, in the alternative or conjunctive and without limitation, the person or business in whose name water, power, gas or other utilities are subscribed.

Section 2. Section 12-57(d) of the Code of Ordinances of the City of Jasper, Alabama, is hereby amended to provide as follows:

The Director or Superintendent of the Department of Sanitation is authorized, in his discretion, and with approval of the Mayor, to include within the residential service provided under this chapter those business establishments located on normal residential routes or business routes (where possible), provided that such establishments do not generate more than ninety-eight (98) gallons of refuse per week. In the event of such inclusion under this subsection, the person operating such establishment shall pay the minimum commercial rate of Fifty Dollars (\$50.00) per month, in the manner prescribed for the payment of residential bills herein. In the event that a business establishment generates more than 98 gallons of

refuse per week, said business shall not be entitled to subscribe to this minimum commercial service, but shall instead be subject to the commercial service, pursuant to §12-58 of this chapter.

Section 3. Section 12-57(f) of the Code of Ordinances of the City of Jasper, Alabama, is hereby amended to provide as follows:

Billing schedule – Residential customers, including without limitation businesses which qualify for residential pickup service at the minimum commercial rate of Fifty Dollars (\$50.00) per month, pursuant to subsections (d) and (e) of this section, shall be billed, at such frequency as is determined to be appropriate by the City of Jasper, including quarterly, in advance, for such service. Payments shall be due on the terms to be set by the City Clerk, with approval of the Mayor and/or City Council. Failure to make the required payment shall be a violation of this chapter, and such nonpayment shall be punishable as provided elsewhere within this Code of Ordinances, but only to the extent as permitted by the laws of the State of Alabama.

Section 4. Section 12-58(1) of the Code of Ordinance of the City of Jasper, Alabama, is hereby amended to provide as follows:

Upon every person operating a business establishment as defined in section 12-40 of this chapter (except those designated for residential service) pursuant to subsection (d) or (e) of section 12-57 hereof, a service fee per month per business establishment to be determined upon the below schedule by taking into account the container size furnished to such business establishment and the pickups per week, minimum of one (1) per week, for such business establishment, as follows:

CITY OF JASPER SANITATION DEPARTMENT COMMERCIAL REFUSE COLLECTION RATES/WEEK						
Pickups/Week						
Container Size Yards	1	2	3	4	5	6
8	\$40.00	\$55.00	\$65.00	\$75.00	\$85.00	\$95.00
10	\$45.00	\$65.00	\$75.00	\$90.00	\$100.00	\$115.00

Section 5. Section 12-58(c) of the Code of Ordinance of the City of Jasper, Alabama, is hereby amended to provide as follows:

Extra pickups will be Forty Dollars (\$40.00).

Section 6. Section 12-82 of the Code of Ordinance of the City of Jasper, Alabama, is hereby amended to provide as follows:

That the following fee schedule shall apply to customers of the mandatory garbage collection service within the city:

Residential:	
One Can	\$19.00 per month
Each additional can	\$10.00 per month
Commercial:	
Can	\$50.00 per month
Eight-yard Dumpster	\$40.00 per week (first lift); \$15.00 (second lift); \$10.00 third and subsequent lifts.

Section 7. Section 12-41(b) of the Code of Ordinance of the City of Jasper, Alabama, is hereby amended to provide as follows:

Accounts shall become delinquent on the twenty-first day of the billing month, pursuant to the fee schedule set forth in section 12-28 of this Code of Ordinances. A penalty, or "late fee", of Ten Dollars (\$10.00), shall be assessed against each account as of the date of its delinquency. Any accounts for which payment is not made by the 15th day of the month following the billing month are subject to having their garbage receptacle confiscated by the city as the result of said nonpayment. In order to have collection reinstated, the customer must pay all amounts due on the account and pay any deposits necessary to obtain a new garbage receptacle.

Section 8. Section 12-50 (d) of the Code of Ordinance of the City of Jasper, Alabama, is hereby amended to provide as follows:

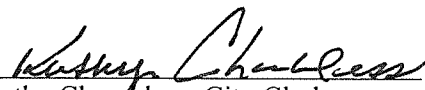
Effective April 1, 2010, and at all times hereafter, any person utilizing a "dumpster" shall pay to the city a partially refundable deposit for the obtaining of such "dumpster" in the amount of Two Hundred Fifty Dollars (\$250.00). In the event that the person relocates within the city, the sanitation department shall, upon proper notice, transfer the dumpster from the old location to the new location at no charge. In the event that the dumpster is returned to the City of Jasper in good condition, normal wear and tear excepted, the amount of Two Hundred Dollars (\$200.00), shall be returned from the deposit. If lost or destroyed, no refund shall be provided, and a new deposit shall be required in order to obtain possession of a new dumpster.

Section 9. Adopted and approved this 3rd day of October, 2023.

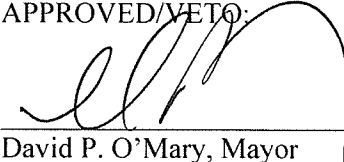
CITY COUNCIL OF THE CITY OF
JASPER, ALABAMA

By: 
Jennifer W. Smith, Presiding Officer

ATTEST:


Kathy Chamboless, City Clerk

APPROVED/VETO:


David P. O'Mary, Mayor