



**CITY OF TYLER  
CITY COUNCIL COMMUNICATION**

**Agenda Number:** O-1

**Date:** May 24, 2006

**Subject:** Request that the City Council consider adopting an ordinance amending the Tyler City Code to discontinue Wednesday trash collection on all residential garbage routes and eliminate the use of 10-yard containers.

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**Item Reference:**

In May 2005, the City Council heard a presentation from the Solid Waste Department outlining a pilot program eliminating Wednesday trash collection on all residential garbage routes. The City of Tyler implemented the pilot program for one-year and has seen tremendous success with the program.

The crews work four 9-hour days and one 4-hour day. The pilot has shown that eliminating Wednesday curbside trash service increases safety, saves fuel, saves wear on the trucks, saves wear on the streets, and allows more time for truck maintenance.

During the past year, residents found this service acceptable and Solid Waste would like to change the ordinance to discontinue Wednesday collection.

Solid Waste would also like to reflect in the ordinance that 10-yard containers are no longer used by the City of Tyler.

**RECOMMENDATION:**

It is recommended that the City Council consider an Ordinance amending Tyler City Code Chapter 16, "Solid Waste", Article I, "Solid Waste Disposal Regulations", Section 16-13, "Fees" discontinuing Wednesday trash collection on all residential garbage routes and eliminating the use of 10-yard containers.

**Drafted/Recommended By:**  
**Department Leader**

  
**Dan Brotton**  
**Director of Solid Waste**

**Edited/Submitted By:**  
**City Manager**

**ORDINANCE NO. 0-2006-51**

**AN ORDINANCE AMENDING THE TYLER CITY CODE CHAPTER 16, “SOLID WASTE”, ARTICLE I, “SOLID WASTE DISPOSAL REGULATIONS”, SECTION 16-13, “FEES” DISCONTINUING WEDNESDAY PICK-UP AND ELIMINATING THE USE OF 10-YARD CONTAINERS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, in May 2005, the City Council heard a presentation from the Solid Waste Department outlining a program eliminating Wednesday curbside trash collection on all residential garbage routes; and

**WHEREAS**, residents will not receive less service, as crews collect curbside trash with residents’ household waste on Monday/Thursday or Tuesday/Friday depending on location; and

**WHEREAS**, eliminating Wednesday service increases safety, as the crew travels the streets one less time per week; saves fuel; saves wear on the trucks; saves wear on the streets; and allows more time for truck maintenance; and

**WHEREAS**, the City Code needs to also reflect that 10-yard containers are no longer in use.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1:** That Tyler City Code Chapter 16, “Solid Waste”, Article I, “Solid Waste Disposal Regulations”, Section 16-13, “Fees”, is hereby amended to read as follows:

**Sec. 16-13. Fees**

All fees listed in this section are subject to street use fees and sales tax. The following are the fees for collection of solid waste:

a.

| <b>Service Residential</b>  | <b>Container Size</b> | <b>No. of Containers</b> | <b>Trips Per Week</b> | <b>Monthly Charge</b> |
|---|-----------------------|--------------------------|-----------------------|-----------------------|
| 1. Units  | Up to 32 gallons      | 2-3                      | 2                     | \$11.14               |
| 2. More than three (3) residential units at one location may be considered commercial.  |                       |                          |                       |                       |
| 3. 96-gallon, wheeled, cart rental (For household waste only – not for brush or yard waste - \$1 per month. Additional carts are \$5 per month – (Optional) |                       |                          |                       |                       |
| 4. Subscription Curbside Recycling - \$2.50 per month for collection twice a month – (Optional) – effective January 1, 2006                                 |                       |                          |                       |                       |
| 5. Packout service –<br>Packout Service (up to 150 feet) - \$4.00 per month – effective January 1, 2006   |                       |                          |                       |                       |

Packout Service (up to 150 feet ) - \$5.00 per month – effective January 1, 2007  
 Packout Service (over150 feet ) - \$6.00 per month – effective January 1, 2006  
 Packout Service (over150 feet ) - \$7.50 per month – effective January 1, 2007  
 (0-2006-14, 1/25/06)

(Ord. No. 0-2006-51, 5/24/06)

b. Commercial, Public, Education and Religious Institutions: The following are maximum rates only, and the Director may adjust such rates downward as necessary based on market conditions. Landfill fees, gate rates, and other costs resulting from local, state or federal solid waste regulations charged to the City shall be passed through and added to the following rate schedules on the effective date of such regulations. Effective January 1, each year, the maximum rate will be adjusted by the Consumer Price Index for all Urban Consumers (CPI-U) for all goods and all services.

1. Front load containers: (Ord. 0-2004-96, 12/8/04) (Ord. No. 0-2006-51, 5/24/06)

| Number of Pickups per week | Container Size |          |          |          |          |
|----------------------------|----------------|----------|----------|----------|----------|
|                            | 2 Yd.          | 3 Yd.    | 4 Yd.    | 6 Yd.    | 8 Yd.    |
| 1                          | \$44.50        | \$52.07  | \$65.83  | \$81.20  | \$104.03 |
| 2                          | \$71.88        | \$89.17  | \$112.52 | \$140.12 | \$186.85 |
| 3                          | \$101.90       | \$117.04 | \$152.87 | \$210.20 | \$254.78 |
| 4                          |                | \$156.05 | \$203.81 | \$280.26 | \$339.69 |
| 5                          |                | \$195.06 | \$254.78 | \$350.33 | \$424.64 |
| 6                          |                | \$214.98 | \$280.26 | \$421.36 | \$509.57 |

2. Roll-Off containers: (Ord. 0-2004-96, 12/8/04)

| Type and Size of Container |                          |                |             |
|----------------------------|--------------------------|----------------|-------------|
| Open top                   | Daily Rental             | Monthly Rental | Service Fee |
| 20 yard                    | \$4.00                   | \$75.00        | \$249.00    |
| 30 yard                    | \$4.00                   | \$85.00        | \$321.00    |
| 40 yard                    | \$4.00                   | \$90.00        | \$394.00    |
| Compactor                  |                          |                |             |
| 30 yard                    | Varies depending on cost |                | \$329.00    |
| 35 yard                    |                          |                | \$364.00    |
| 40 yard                    |                          |                | \$402.00    |
| 42 yard                    |                          |                | \$420.00    |

3. Garbage cans and bags picked up two (2) times each week thirty-two (32) gallons:

| Number of Containers Per trip | Maximum Per Week | Base Cost |
|-------------------------------|------------------|-----------|
|-------------------------------|------------------|-----------|

|   |    |         |
|---|----|---------|
| 0 to 3  | 6  | \$15.80 |
| 4 to 6  | 12 | \$26.24 |
| 7 to 10   | 20 | \$41.85 |
| 96 Gallon Containers – Base Cost + \$1 per month per container – (Optional).  |    |         |
| (Optional)<br>Packout Service (up to 150 feet ) - \$4.00 per month – effective January 1, 2006<br>Packout Service (up to 150 feet ) - \$5.00 per month – effective January 1, 2007<br>Packout Service (over150 feet ) - \$600 per month – effective January 1, 2006<br>Packout Service (over150 feet ) - \$7.50 per month – effective January 1, 2007<br>(0-2006-14, 1/25/06) |    |         |

4. Late Fees. 1 ½% per month on balance over 30 days past-due.

c. Residential Brush Pickup:

| Size of Load   | Cost    |
|--|---------|
| 0 to 3 cu. Yard (minimum)  | \$10.00 |
| The rate for over 3 cubic yards is \$6.00 per cubic yard up to \$245 per 40 cubic yard load. |         |

d. Special Pickup:

| Service   | Rate  |
|---|---|
| All service beyond those normally provided by Solid Waste Department and where the customer requests a service level or a combination of service where there is no posted rate. | Rate will be based on comparable cost of service as determined and set by the Director. |

Ord. 0-2001-43, 9-5-2001) (Ord. No. 0-2003-55, 10/22/03)

**PART 2:** That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

**PART 3.** That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall become effective upon its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, which date is expected to be April 14, 2006.

**PASSED AND APPROVED** this 24<sup>th</sup> day of May, A. D., 2006.

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JOSEPH O. SEEBER, MAYOR OF  
THE CITY OF TYLER, TEXAS

ATTEST:

APPROVED:

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CASSANDRA BRAGER, CITY CLERK

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CITY ATTORNEY