

RESOLUTION 13-18

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PATAGONIA, ARIZONA, ADOPTING A REVISED SCHEDULE OF FEES AND READOPTING RELATED REGULATIONS FOR GARBAGE AND REFUSE COLLECTION IN THE TOWN OF PATAGONIA.

WHEREAS, after complying with notice requirements of A.R.S. § 9-499.15, the Town Council approved Resolution 13-15, adopting a revised schedule of fees for solid waste collection in the Town effective September 1, 2013; and

WHEREAS, the Town Code previously set forth other fees and administrative charges that are desired to be continued.

NOW THEREFORE BE IT RESOLVED that the following additional regulations, previously expressly set forth in the Town Code, are hereby readopted as administrative charges and fees pursuant to amended Code Section 9 – 2 – 6:

RESPONSIBILITY FOR FEES: Any residence including, but not limited to single family homes, apartments, trailers, mobile homes, whereby the landlord is responsible for providing water to their tenants, will also be responsible for the fees for garbage service at the rate established by Mayor and Council by resolution.

REFUSAL OF SERVICE PROHIBITED: Except as provided below, no person or business establishment within the town shall be permitted to avoid or refuse to accept refuse collection service, and the failure of any party to accept such service shall not exempt that party from the payment of the charges for such service.

In the event that the town manager determines that the town is unable to reasonably and safely provide collection services to certain business establishments or areas, the town manager may, with the concurrence of town council, waive the requirements above, and allow the person to seek service from another source. Any person providing such service shall comply with all applicable provisions of Chapter 9 of the Town Code.

AVAILABILITY FEE: When a residence or business property within the town is vacated for any reason, and the customer requests that garbage service to such property be terminated, a minimum monthly service availability fee of 50% the fees for garbage service, at the rates adopted by resolution, shall be charged to the property owner.

LOW INCOME FEES: A policy providing for discounts for low-income households is hereby established.

1. Customers shall pay a discounted minimum rate of 75% of the regular collection rate per month, upon application, provided income for the household is no more than one hundred percent (100%) of the federal poverty guideline for a two-person household and the customer provides proof of income.
2. Proof of income shall consist of the householder's last federal income tax return or such other proof as may be satisfactory to the town. Proof of income shall be submitted yearly.

SECURITY DEPOSIT: A security deposit equivalent to a three month minimum garbage collection bill will be due and payable to the town before any garbage collection services are rendered. Such security deposit shall be applied to any amount more than 60 days past due, and if said deposit is insufficient for payment of any outstanding amount, a new deposit as set forth above shall be required. If the customer has had an acceptable payment history of no delinquent payments, the security deposit will be credited to the account one year from the date of the deposit. Such security deposit shall be refunded prior to the one year if the customer terminates the service, provided all fees are paid in full. If the customer allows the account to become delinquent after such time that the security deposit funds have been credited to the account, a new deposit of equivalent of three month minimum garbage bill will be required.

LANDFILL FEES: Extra dumping of commercial, industrial, governmental, residential and non residential users at the landfill shall be:

RESIDENT	FEE	NON-RESIDENT	FEE
PICKUP TRUCK	\$6.00	PICKUP TRUCK	\$12.00
CAR	\$3.00	CAR	\$6.00
TRAILER	\$6.00	TRAILER	\$8.00
PICKUP WITH TRAILER	\$12.00	PICKUP WITH TRAILER	\$24.00
COMMERCIAL	\$45.00/TON	COMMERCIAL	\$60.00/TON
TIRES		TIRES	
AUTO/LIGHT TRUCK	\$2.00	AUTO/LIGHT TRUCK	\$4.00
LARGE TRUCK, TRACTOR	\$20.00	LARGE TRUCK, TRACTOR	\$40.00
AUTO/LIGHT TRUCK W/RIMS	\$15.00	AUTO/LIGHT TRUCK W/RIMS	\$30.00
TRUCK/TRACTOR W/RIMS	\$40.00	TRUCK/TRACTOR W/RIMS	\$80.00

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EXTRA DUMPING AND PICKUP FEES: Arrangements for extra dumping and payments must be made with the town clerk/treasurer's office prior to the dumping. Anyone desiring to have larger items picked up by the town will be charged a minimum fee of \$30.00. If town equipment other than a dump truck is required, an additional \$55.00 minimum per hour will be charged.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF PATAGONIA, ARIZONA, this ____day of October, 2013.

R.E. "IKE" ISAKSON, Mayor

ATTEST:

DAVID TEEL, Town Clerk

APPROVED AS TO FORM:

MICHAEL J. MASSEE, Town Attorney