AN ORDINANCE
~~BY COUNCILMEMBER CLAIR MULLER FOR THE EXECUTIVE/FINANCE~~
COMMITTEE

03- -2107

AN ORDINANCE TO AMEND ARTICLE II, DIVISION 3, SECTION 130 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA SO AS TO DECREASE THE ANNUAL RESIDENTIAL SOLID WASTE COLLECTION FEE TO $257.89; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta is charged with the responsibility of the removal of garbage from single-family residential units; and

WHEREAS, due to increased costs to the City of Atlanta in providing this service, the City of Atlanta increased the solid waste collection fees to $307.19 per year; and

WHEREAS, this increase was implemented in July 2003, resulting in an increase that was half of the approved increase; and

WHEREAS, single-family residents and multi-family residents receiving curbside service from the City of Atlanta were actually billed $257.89 for solid waste collection services in 2003; and

WHEREAS, in June 2003, the City of Atlanta received a rate study for Solid Waste services; and

WHEREAS, this report recommended a solid waste service rate less than the rate approved for 2003; and

WHEREAS, for the 2004 budget, it has been determined that the increase implemented in 2003 is sufficient; and

WHEREAS, the City of Atlanta should decrease the single-family solid waste collection service rate to meet only its budget needs.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: Section 130-84. Rates and charges shall be amended so that the new Section 130-84 reads as follows:

Section 130-84. Rates and charges.

The following rates and charges are hereby established for solid waste collection and shall become effective January 1, 2004:

(1) *Residential rate*: $257.89 per year plus $0.94 per foot of paved street frontage and, to cover rubbish collection costs for unpaved frontage, $0.67 per foot of unpaved street frontage, up to maximum of 200 feet. In calculating the charge, pave frontage is calculated first and then unpaved frontage.

(2) *Duplex or triplex rate*: As above for each residence, plus $257.89 per year for each separate living unit in excess of one.

(3) *Apartments, condominiums, townhouse, public housing or any other multi-family dwelling rates*: $1.63 per foot of paved street frontage, and to cover rubbish collection costs for unpaved frontage, $0.67 per foot of unpaved street frontage plus one of the following charges, as appropriate.

a. $257.89 per year, for each dwelling unit where the garbage from apartments, condominiums, townhomes, public housing or any other multi-family dwellings is collected from individual containers, garbage cans or bags;
b. $183.37 per year for each dwelling unit where the garbage from apartments, condominiums, townhomes, public housing or any other multi-family dwellings is collected from industrial containers;
c. Where the multi-family dwelling units or apartments are located in building structures with incinerator[s], duly installed and operating therein in accordance with all laws and regulations applicable to incinerators, depositing only incinerator refuse, and if the collection is from industrial containers grouped together, as hereinafter defined, the amount shall be $53.82 per year for each dwelling unit; if such containers are not grouped together, then the amount shall be $122.79 per year for each dwelling unit; for the purpose of this section, industrial containers are grouped together when such containers are located physically adjacent with only sufficient space between such containers to permit access and pickup by the city collection equipment without the movement or shifting of any of said containers in order to gain access to any other of said containers;
d. $54.87 per year for each dwelling unit to which collection and removal services are made available to collect garbage from apartments, condominiums, townhomes, public housing or any other multi-family dwelling units.

(4) *Residential back yard removal*: $962.21 per year.

(5) *Mobil home parks*:

a. *Individual garbage cans*: $193.35 per year.
b. *Installed industrial containers*: $479.42 per year. See subsection (7).

(6) *Commercial and industrial rates*:

a. $7.60 per foot of street frontage property located in all areas receiving street cleaning at a frequency of three to six times per week;

b. $3.70 per foot of street frontage for property located in all areas receiving special thoroughfare street cleaning (at least once a week) in addition to street cleaning at the same frequency as residential service (once per three weeks);
c. $2.89 per foot of street frontage for all other commercial and industrial property receiving street cleaning at the same frequency as residential (once per three weeks);
d. $0.67 per foot of unpaved street frontage for commercial and industrial property abutting unpaved streets to cover rubbish collection cost.

(7) *Public property charge for services that have been contracted*: A flat charge of $479.42 per year for each parcel in lieu of the frontage charge. For public housing charges, see subsection (3) a.—d. For government buildings garbage collection, see surcharges, subsection (6).

(8) *Vacant parcels*: A charge based upon street frontage to cover street cleaning and rubbish collection based on the zoning class of the property; residential to be charged as in subsection (1), apartments and other multi-family dwellings to be charged as in subsection (3)d., and commercial/industrial to be charged as in subsection (6).

(9) *Building of public worship rate*: $1.26 per square foot of paved street frontage to cover street cleaning and rubbish collection costs; $0.52 per foot of unpaved street frontage for rubbish collection costs. In addition to the front footage levy listed above, there shall be a charge of $208.59 per year for solid waste collection from individual containers, garbage cans or bags, or a charge of $183.37 per year if the solid waste collection is from industrial containers.

(10) *Minimum*; private landfill site and transfer station operations: A minimum of $1.10 per ton payable to the city ball private landfill site operations and transfer station operations and transfer station operation located within the city for refuse disposed, collected, handled, processed or reclaimed within the jurisdiction of the city. Fees must correspond with tonnage handled and will be payable quarterly and prior to issuance of annual permits.

As required by O.C.G.A § 12-8-39, all user fees collected in accordance with this subsection shall be deposited in a local restricted account and used solely for solid waste management purposes.

(11) *Corner lots*: Properties located on corner lots with two or more street frontages will be charged based on the footage of the street frontage which is the legal address of the property.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.