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BILL NO. G-17-05-20

GENERAL ORDINANCE NO. G-11-17

**AN ORDINANCE AMENDING §50.09
GARBAGE USER FEE OF THE CITY OF FORT
WAYNE, INDIANA, CODE OF ORDINANCES.**

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE:**

Section 1: That §50.09 GARBAGE USER FEE. and of the City of Fort
Wayne, Indiana, is hereby amended as follows:

§50.09 GARBAGE USER FEE.

ADD:

(k) The monthly single family residential household fee shall
be increased to \$12.00 per month, effective January 1, 2018.

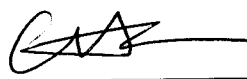
(l) The monthly multi-family two-to-four residential unit
household fee shall be \$24.00 per month, effective January 1,
2018.

Section 2: That this Ordinance shall be in full force and effect from and
after January 1, 2018, contingent upon its passage and any
and all necessary approval by the Mayor and/or notice of
publication.



Council Member

APPROVED AS TO FORM AND LEGALITY



Carol Helton, City Attorney

Garbage/Recycle User Fee Increase
Resolution #104-5-3-17-1

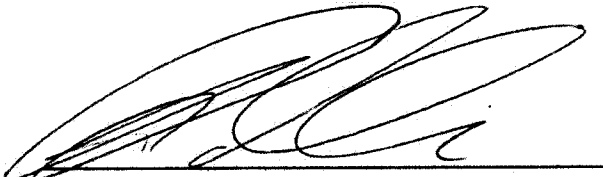
The Solid Waste Department is seeking to amend Chapter 50.09 of the Garbage Ordinance to increase the Garbage/Recycling User Fee from \$9.95 per month for residential Single-family households to \$12.00 per month; and from \$19.90 per month for Multi-family households to \$24.00 per month.

Due to increased bid pricing received for garbage collection, recycling collection, and recycle processing, the fee must be raised in order to cover expenses incurred for these waste services. By increasing the fee by \$2.05 per month for single family homes and \$4.10 per month for multi-family homes, the City will be able to maintain a balance in the Solid Waste fund of roughly 1 – 2 months of expenses over the next two years.

BOARD OF PUBLIC WORKS

Absent

Robert P. Kennedy, Chair



Kumar Menon, Member

Mike Avila

Mike Avila, Member

ATTEST:

Lyndsey Richards
Lyndsey Richards, Clerk

§ 50.07 ENFORCING AUTHORITY.

The authority for enforcing this section will be with the Fort Wayne Police Department, the Department of Neighborhood Code Enforcement, the Energy and Environmental Services Department and the Allen County Department of Public Health. (Ord. G-24-96, passed 10-8-96; Am. Ord. G-38-07, passed 12-18-07)

§ 50.08 UNSAFE BUILDING FUND.

The revenues collected by the city for violation of any provision of §§ 50.04 through 50.06 shall be deposited into the Unsafe Building Fund. (Ord. G-24-96, passed 10-8-96; Am. Ord. G-38-07, passed 12-18-07)

§ 50.09 GARBAGE USER FEE.

(A) The solid waste user fee shall be adjusted to a monthly rate of \$7.20 beginning July 1, 1998.

(B) The monthly single family residential household fee shall be \$9.75 per month, effective October 1, 2004.

(C) The monthly two-to-four unit household fee shall be \$19.50 per month, effective October 1, 2004.

(D) The monthly single family residential household fee shall be increased to \$11.24, effective January 1, 2008.

(E) The monthly two-to-four unit household fee shall be increased to \$22.48 per month, effective January 1, 2008.

(F) The monthly single family residential household fee shall be lowered to \$11 per month, effective January 1, 2011.

(G) The monthly two-to-four unit household fee shall be lowered to \$22 per month, effective January 1, 2011.

(H) Residents that choose to rent additional 96-gallon or 48-gallon carts will be assessed a \$2.00 per month fee per cart on their city utility bill.

(I) The monthly single-family residential household fee shall be \$9.95 per month, effective September 1, 2011.

(J) The monthly multi-family two-to-four residential unit household fee shall be \$19.90 per month, effective September 1, 2011.

(Ord. S-89-99, passed 8-10-99; Am. Ord. S-84-00, passed 10-24-00; Am. Ord. G-16-04, passed 8-24-04; Am. Ord. G-38-07, passed 12-18-07; Am. Ord. G-22-10, passed 12-14-10; Am. Ord. G-34-11, passed 8-23-11)

MANAGEMENT OF YARD WASTE**§ 50.10 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DISPOSE. To discard, abandon, cause to be or allow the removal of waste from the site of origination.

LANDFILL. A solid waste management disposal facility as defined by state statute at which solid waste is deposited on or in the ground as an intended place of final location. **LANDFILL** does not include the following:

(1) A site that is devoted solely to receiving one or more of the following:

(a) Fill dirt;

(b) Vegetative matter subject to disposal as a result of landscaping, yard maintenance, land clearing, or any combination of activities referred to in this division;

(c) Construction debris.

(2) A facility receiving waste that is regulated under IC 13-13-1 et seq.

PERSON. An individual, partnership, copartnership, firm, company, corporation, association, joint stock company, trust, estate, municipal corporation, city, school city, town, school town, school district, school corporation, county, any consolidated unit of government, political subdivision, state agency, or any other legal entity.

VEGETATIVE MATTER. Any yard or landscaping waste, or land-clearing waste, including leaves, grass, brush, limbs, and branches. (Ord. G-19-96, passed 8-13-96; Am. Ord. G-38-07, passed 12-18-07)



CITY OF FORT WAYNE

TOM HENRY, MAYOR

Date: May 3, 2017
To: Members of City Council
From: Matt Gratz *MG*
Solid Waste Manager
Re: Garbage/Recycling User Fee Increase
Chapter 50.09 City Code

The Solid Waste Department is seeking approval to increase the Garbage/Recycling User Fee for single family homes from \$9.95 per month to \$12.00 per month; and for Multi-family homes from \$19.90 per month to \$24.00 per month.

In 2011, the fees were lowered for single family dwellings from \$11.24 per month to \$9.95 per month and for multi-family dwellings from \$22.48 per month to \$19.90 per month. The fees were lowered due to a surplus in the Solid Waste Fund that had built up over the years combined with lower contract costs. It was estimated the fees could be lowered for 3 – 4 years and then possibly increased due to contract escalation clauses in the waste contracts. Due to very low diesel fuel prices, the contract costs actually de-escalated and we were able to hold the rates up to this point.

We recently received very competitive bids for waste collection, however the costs have gone up which is why we are requesting the User Fee increase. By increasing the fee to this level we predict the Solid Waste Fund will be at roughly \$900,000 by the end of 2019. It has been practice in the past to keep a balance of 1 – 2 months of expenses in the fund cash flows. Average monthly expenses are roughly \$900,000.

If you have any questions concerning the rate, please contact me at 427-2474.

Thank You.

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DIGEST SHEET

Department: Solid Waste Dept.

Resolution Number: 104-5-3-17-1

Title of Ordinance: Changes to Chapter 50.09 Garbage User Fee

Description of Project (Be Specific):

The Garbage User Fee will be increased from \$9.95 per month for single family dwellings to \$12.00 per month. Multi-family dwellings will be increased from \$19.90 per month to \$24.00 per month.


What Are The Implications If Not Approved:

The City will not be able to pay service contracts for garbage and recycling collection and default on the contracts.

If Prior Approval Is Being Requested, Justify:

NA

Additional Comments:


Signature

5-3-17
Date

REPORT OF COMMITTEE ON REGULATIONS

May 16, 2017

John Crawford Chair

Michael Barranda Co-Chair

All Council Members

An Ordinance amending §50.09 Garbage User Fee of the City of Fort Wayne, Indiana, Code of Ordinances

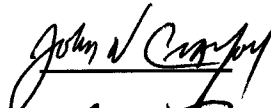


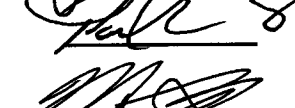
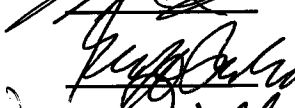
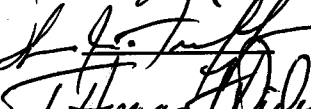

COMMITTEE ON REGULATIONS HAVE HAD SAID Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance

DO PASS

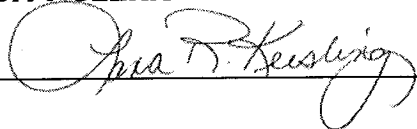
DO NOT PASS

ABSTAIN

NO REC

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**LANA R. KEESLING
CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilman Crawford.

Read the second time by title and referred to the Regulations Committee.

Read the third time in full and on motion by Councilman Crawford, placed on passage by the following vote:

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BARRANDA	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
CRAWFORD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: May 23, 2017



 STACY A. REED, DEPUTY CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

General Ordinance No. G-17-05-20 on the 23rd day of May, 2017

ATTEST:



 STACY A. REED
 DEPUTY CITY CLERK



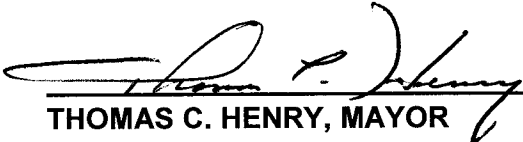
 THOMAS F. DILBER
 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th of May 2017, at the hour of 9:15 o'clock A.M. E.S.T.



 STACY A. REED, DEPUTY CITY CLERK

Approved and signed by me this 25TH day of MAY 2017, at the hour of 2:30 O'clock PM E.S.T.



 THOMAS C. HENRY, MAYOR