

1 **BILL NO. G22-08-04 As Amended**

2 **GENERAL ORDINANCE NO. G-17-22**

3
4 **AN ORDINANCE AMENDING § 50.09 GARBAGE USER FEE**
5 **OF THE CITY OF FORT WAYNE, INDIANA, CODE OF**
6 **ORDINANCES.**

7
8 **NOW, THEREFORE, BE IT ORD**

9 **AINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;**

10 **SECTION 1.** That §50.09 GARBAGE USER FEE of the City of Fort Wayne, Indiana,
11 is hereby amended as follows:

12 **§50.09 GARBAGE USER FEE**

13 ADD: (m) The monthly single-family residential household fee shall be increased to
14 a rate of \$15.80 per month, effective July 1, 2023. The monthly multi-family two-to-four
15 residential unit household fee shall be increased to a rate of \$31.60 per month (twice the
16 single rate), effective July 1, 2023. For all future rate increases, the multi-family rate will be
17 twice the single-family residential household rate per month. Effective January 1, 2024, the
18 rate will be adjusted by the annual change (May to May) in the Consumer Rate Price Index
19 for All Urban Consumers (CPI-U) expenditure category Series ID: CUUR0000SEHG - water,
20 sewer and trash collection services, as published by the Department of Labor Bureau of
21 Statistics, with a minimum adjustment of 3% to be applied to the prior year budget/rate. An
22 additional 1% will then be added to ensure a balance in the Solid Waste Fund. Another
23 multiplier will be added if the CPI-U is higher than 3.5% from the prior 6 months. (See Table
24 A for full calculation scenarios). Effective July 1, 2024, the rate will be adjusted by the annual
25 change (May to May) in the CPI-U expenditure category Series ID: CUUR0000SEHG -
26 water, sewer and trash collection services, as published by the Department of Labor Bureau

of Statistics, with a minimum adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will then be added to ensure a balance in the Solid Waste Fund. Effective January 1, 2025, the rate will reset to \$18.00 plus the CPI-U rate adjustments in 2023 and 2024, plus an additional 1% will be added to ensure a balance in the Solid Waste Fund. Once that is established, the rate will be adjusted annually on July 1, by the annual change (May to May) in the CPI-U expenditure category Series ID: CUUR0000SEHG - water, sewer and trash collection services, as published by the Department of Labor Bureau of Statistics, with a minimum adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will then be added to ensure a balance in the Solid Waste Fund.

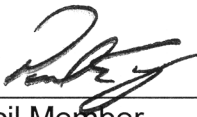
Table A

The full rate is being tiered in over an 30-month period, this sample table reflects the one-time adjustments to the January 1, 2024 and the July 1, 2024 rate that should avoid a deficit due to the unknown CPI-U during the six (6) months prior to January 1, 2024.

Full Rate	July to Dec 23 Est CPI-U	July to Dec 23 Actual CPI-U	Variance (6 months)	May to May CPI-U	Buffer	Jan 2024 New Rate	May to May CPI-U	Buffer	July 2024 New Rate
\$ 15.80	3.50%	3.50%	0.0%	3.50%	1.00%				
\$ 15.80			\$ -	\$ 0.55	\$ 0.16	\$ 16.51	\$ 0.58	\$ 0.17	\$ 17.25
\$ 15.80	3.50%	6.00%	2.5%	6.00%	1.00%				
\$ 15.80			\$ 0.20	\$ 0.95	\$ 0.16	\$ 17.10	\$ 1.03	\$ 0.17	\$ 18.30
\$ 15.80	3.50%	8.00%	4.5%	8.00%	1.00%				
\$ 15.80			\$ 0.36	\$ 1.26	\$ 0.16	\$ 17.58	\$ 1.41	\$ 0.18	\$ 19.16

ADD: Effective January 1, 2023, residents that choose to rent an additional 96-gallon or 48-gallon garbage cart will be assessed a \$4.00-month fee per cart on their city utility bill. Existing additional garbage carts rates will be adjusted to reflect the new fee.

1 **SECTION 2.** That this Ordinance shall be in full force and effect from and after January 1,
2 2023, contingent upon its passage and any and all necessary approval by the Mayor and/or
3 notice of publication.

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5 _____
6 Council Member

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10
11 APPROVED AS TO FORM AND LEGALITY

12
13
14 

15 _____
16 Malak Heiny, City Attorney

1 **BILL NO. G-22-08-04**

2 **GENERAL ORDINANCE NO. G-_____**

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

6 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF**
7 **THE CITY OF FORT WAYNE, INDIANA;**

8 **SECTION 1.** That §50.09 GARBAGE USER FEE of the City of Fort Wayne,
9 Indiana, is hereby amended as follows:

10 **§50.09 GARBAGE USER FEE**

11 ADD: (M) The monthly single-family residential household fee shall be
12 increased to a rate of \$15.60 per month, effective July 1, 2023. The monthly multi-
13 family two-to-four residential unit household fee shall be increased to a rate of
14 \$31.20 per month (twice the single rate), effective July 1, 2023. For all future rate
15 increases, the multi-family rate will be twice the single-family residential household
16 rate per month. Effective January 1, 2024, the full single-family residential
17 household rate of \$18.60 will be adjusted by the annual change (May to May) in the
18 Consumer Rate Price Index for All Urban Consumers (CPI-U) expenditure category
19 Series ID: CUUR0000SEHG - water, sewer and trash collection services, as
20 published by the Department of Labor Bureau of Statistics, along with a minimum
21 adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will
22 then be added to ensure a balance in the Solid Waste Fund. Another multiplier will
23 be added if the CPI-U is higher than 3.5% from the prior 6 months. (See Table A for
24 full calculation scenarios). Once that is established, the rate will be adjusted
25 annually on July 1, by the annual change (May to May) in the Consumer Rate Price
26 Index for All Urban Consumers (CPI-U) expenditure category Series ID:
27
28
29
30


CUUR0000SEHG - water, sewer and trash collection services, as published by the Department of Labor Bureau of Statistics, along with a minimum adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will then be added to ensure a balance in the Solid Waste Fund.

Table A

The full rate is being tiered in over an 18-month period, this sample table reflects the one-time adjustments to the January 1, 2024 rate that should avoid a deficit due to the unknown CPI-U during the six (6) months prior to January 1, 2024.

Full Rate	July to Dec 23 Est CPI-U	July to Dec 23 Actual CPI-U	Variance (6 months)	May to May CPI-U	Buffer	2024 New Rate
\$ 18.60	3.50%	4.50%	1.0%	5.00%	1.00%	
\$ 18.60			\$ 0.09	\$ 0.93	\$ 0.19	\$ 19.81
\$ 18.60	3.50%	6.00%	2.5%	5.00%	1.00%	
\$ 18.60			\$ 0.23	\$ 0.93	\$ 0.19	\$ 19.95
\$ 18.60	3.50%	8.00%	4.5%	5.00%	1.00%	
\$ 18.60			\$ 0.42	\$ 0.93	\$ 0.19	\$ 20.13

SECTION 2. That this Ordinance shall be in full force and effect from and after July 1, 2023, 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



 Malak Heiny, City Attorney

CHAPTER 50: GARBAGE AND REFUSE

Section

Collection and Disposal

- 50.01 [Reserved]
- 50.02 User fee for collection and disposal of residential municipal solid waste
- 50.03 Separate solid waste fund
- 50.04 Refuse storage containers and the storage of refuse
- 50.05 Location of refuse storage containers and recycling containers
- 50.06 Set-out time for refuse containers and recycling containers
- 50.07 Enforcing authority
- 50.08 Unsafe Building Fund
- 50.09 Garbage user fee

Management of Yard Waste

- 50.10 Definitions
- 50.11 Yard waste prohibited from being placed in solid waste landfills
- 50.12 City utilities yard waste recycling facility
- 50.13 Fees
- 50.14 Enterprise fund

Collection of Recyclable Materials

- 50.15 Definitions
- 50.16 Recycling contractors authorized
- 50.17 Collection of recyclable materials
- 50.18 Manager to make rules and regulations

Illegal Dumping

- 50.19 Illegal dumping
- 50.20 Illegal Dumping Fund

Solid Waste Advisory Board

- 50.21 Establishment
- 50.22 Purpose

50.23 Membership terms; officers

50.99 Penalty

§ 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.

(K) The monthly single family residential household fee shall be increased to \$12 per month, effective January 1, 2018.

(L) The monthly multi-family two-to-four residential unit household fee shall be \$24 per month, effective January 1, 2018.

(M) The monthly single-family residential household fee shall be increased to a rate of \$15.60 per month, effective July 1, 2023. The monthly multi-family two-to-four residential unit household fee shall be increased to a rate of \$31.20 per month (twice the single rate), effective July 1, 2023. For all future rate increases, the multi-family rate will be twice the single-family residential household rate per month. Effective January 1, 2024, the full single-family residential household rate of \$18.60 will be adjusted by the annual change (May to May) in the Consumer Rate Price Index for All Urban Consumers (CPI-U) expenditure category Series ID: CUUR0000SEHG - water, sewer and trash collection services, as

published by the Department of Labor Bureau of Statistics, along with a minimum adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will then be added to ensure a balance in the Solid Waste Fund. Another multiplier will be added if the CPI-U is higher than 3.5% from the prior 6 months. (See Table A for full calculation scenarios). Once that is established, the rate will be adjusted annually on July 1, by the annual change (May to May) in the Consumer Rate Price Index for All Urban Consumers (CPI-U) expenditure category Series ID: CUUR0000SEHG - water, sewer and trash collection services, as published by the Department of Labor Bureau of Statistics, along with a minimum adjustment of 3% to be applied to the prior year budget/rate. An additional 1% will then be added to ensure a balance in the Solid Waste Fund.

Table A

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\$ 18.60			\$ 0.09	\$ 0.93	\$ 0.19	\$ 19.81
\$ 18.60	3.50%	6.00%	2.5%	5.00%	1.00%	
\$ 18.60			\$ 0.23	\$ 0.93	\$ 0.19	\$ 19.95
\$ 18.60	3.50%	8.00%	4.5%	5.00%	1.00%	
\$ 18.60			\$ 0.42	\$ 0.93	\$ 0.19	\$ 20.13

(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; Am. Ord. G-11-17, passed 5-23-17)

BILL NO. G-22-08-04 Held from 09-13-22

**REPORT OF COMMITTEE ON REGULATIONS
September 27, 2022**

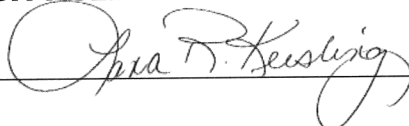
***Paul Ensley Chair
Tom Freistroffer Co-Chair
All Council Members***

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

<u>COUNCIL MEMBER</u>	<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>
<u>ARP</u>	<u> </u>	<u> </u>	<u> </u>
<u>CHAMBERS</u>	<u> </u>	<u> </u>	<u> </u>
<u>DIDIER</u>	<u> </u>	<u> </u>	<u> </u>
<u>ENSLEY</u>	<u> </u>	<u> </u>	<u> </u>
<u>FREISTROFFER</u>	<u> </u>	<u> </u>	<u> </u>
<u>HINES</u>	<u> </u>	<u> </u>	<u> </u>
<u>JEHL</u>	<u> </u>	<u> </u>	<u> </u>
<u>PADDOCK</u>	<u> </u>	<u> </u>	<u> </u>
<u>TUCKER</u>	<u> </u>	<u> </u>	<u> </u>

**LANA R. KEESLING
CITY CLERK**



As Amended

BILL NO. G-22-08-04 Held from 09-13-22, Held again from 09-27-22

**REPORT OF COMMITTEE ON REGULATIONS
October 4, 2022**

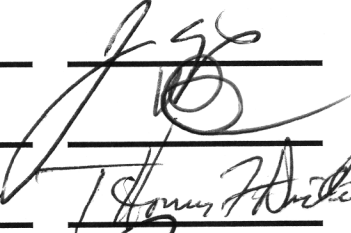
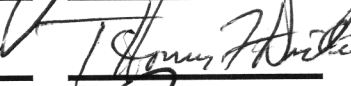


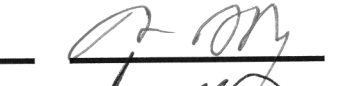


Paul Ensley Chair

Tom Freistroffer Co-Chair

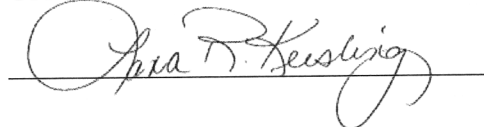
All Council Members

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

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ARP			
CHAMBERS			
DIDIER			
ENSLEY			
FREISTROFFER			
HINES			
JEHL			
PADDOCK			
TUCKER			

**LANA R. KEESLING
CITY CLERK**



Public Hearing Date: N/A

Read the first time in full and on motion by Councilperson Ensley.

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

Read the third time in full and on motion by Councilperson Ensley, 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"/>
CHAMBERS	<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 type="checkbox"/>	<input checked="" 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"/>
TUCKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


DATED: October 11, 2022



 LANA R. KEESLING, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
 General Ordinance No. G-22-08-04AA on the 11th day of October, 2022

ATTEST:



 LANA R. KEESLING
 CITY CLERK



 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th
 of October 2022, at the hour of 10:35 o'clock A.M. E.S.T.



 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 13TH day of OCTOBER 2022, at the
 hour of 8:30 o'clock AM E.S.T.



 THOMAS C. HENRY, MAYOR

