

ORDINANCE NUMBER 11-2023-10

AN ORDINANCE AMENDING ORDINANCE NUMBER 04-2021-03 DATED THE 5TH DAY OF APRIL, 2021 AND REPEALING ANY OTHER ORDINANCE IN CONFLICT OF THE PROVISIONS OF THIS ORDINANCE, AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA ALABAMA, AS FOLLOWS:

THAT ORDINANCE NO. 04-2021-03 is hereby enacted and amended as to Section 1 and Section 5 and shall read as follows:

Section 1. Definitions: the following words and terms when used in this ordinance shall have the meanings respectively described to them by this section unless the context indicates otherwise.

- (a) "Person" shall be taken to mean and included a natural person, firm, association, partnership, corporation, trustee, executor, administrator, or other legal entity, whether singular or plural, masculine or feminine, as the context may require.
- (b) "Garbage Container" shall be taken to mean and include the roll-out container provided or purchased from the City of Geneva.
- (c) "Garbage and Trash" shall be construed to mean and include all waste and discarded materials including rubbish and debris, waste and discarded food, animal and vegetable matter (but not including liquid waste) and waste paper, cans, glass, crockery, rags, ashes, cinders, brush, grass, weeds and cuttings from trees, lawns and gardens, when such substances are placed in garbage containers as hereinabove defined in sub-section (b).
- (d) "Sanitary Department" shall mean the City Sanitary Department of the City of Geneva, Alabama, and shall include all officers and employees engaged in sanitary and health work in said City or a licensed private garbage contractor approved and contracted by the City of Geneva to provide services.
- (e) "Garbage and Trash Dump" shall mean the place for dumping and disposing of garbage and trash, owned and operated the County of Geneva, Alabama.
- (f) "Garbage Service" shall mean the removal of garbage and trash for a set fee by the City of Geneva or a licensed private garbage contractor approved and contracted by the City of Geneva to perform services.
- (g) "Account" shall mean a separate billing for each residential customer or business customer and limited to one account per address with a habitable dwelling.

Section 5. That in the exercise of the Police Power of the City of Geneva, Alabama, and for the purpose of enabling the City of Geneva to perform a governmental function, there is hereby fixed the following fees for the collection, hauling, and disposing of garbage and trash for residential and commercial establishments, and hotels and motels, within the City of Geneva, Alabama, to-wit:

- (a) For single-family dwellings and all Churches within the City of Geneva, Alabama, the sum of twenty (\$20.00) dollars per month for once a week pick-up.
- (b) For each business of every kind, character, and description within the City of Geneva, Alabama, subscribing to service through the City, the sum of thirty(\$30.00) dollars per month for once a week pick-up
- (c) For each additional can (limit as established in Section 4), a sum of five (\$5.00) dollars per month for once a week pick-up for residential accounts and a sum of ten (\$10.00) dollars per month for the second commercial can and a sum of twenty dollars (\$20.00) for each additional commercial can thereafter for once a week pick-up for commercial accounts.
- (d) A re-establishment fee in the amount of twenty-five (\$25.00) dollars for discontinuance of service for non-payment and the re-establishment of service.

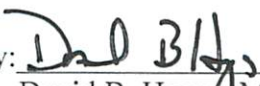
The invalidity or unenforceability of any particular provision of the Ordinance shall not affect any other provision, if any clause, sentence, section or provision of this ordinance is held invalid or inoperative or unenforceable, the remainder of the Ordinance NO. 04-2021-03 shall not be affected thereby.

The City Clerk is hereby directed to cause this ordinance to be published one time in the Geneva County Reaper, a newspaper of general circulation in the City of Geneva, Alabama.

This ordinance shall become effective on publication.

ADOPTED AND APPROVED on this 20th day of November, 2023.

The City of Geneva, Alabama

By: 
David B. Hayes, Mayor

ATTEST:


Lisa Johnson, City Clerk