

(Ordinance Summary published in The Hillsboro Star-Journal on Aug 23, 2023 and the full text of the Ordinance made available at <https://cityofhillsboro.net> for a minimum of one (1) week from the date of publication)

ORDINANCE NO. 1375

AN ORDINANCE OF THE CITY OF HILLSBORO, KANSAS AMENDING CHAPTER 15, ARTICLE 5, SECTION 15-510, SECTION 15-511, AND SECTION 15-512; ESTABLISHING CHAPTER 15, ARTICLE 5, SECTION 15-513; AND AMENDING CHAPTER 15, ARTICLE 7, SECTION 15-701, SECTION 15-706, AND SECTION 15-707, ALL OF THE CODE OF THE CITY OF HILLSBORO, KANSAS.

WHEREAS, the governing body of the City of Hillsboro, Kansas (the “City”) has previously adopted Chapter 15, Article 5 and Article 7 of the Code of the City of Hillsboro, Kansas (the “Code”), which contains provisions governing the use and rates and fees for the City’s refuse collection and recycling utilities; and

WHEREAS, the City finds it necessary to amend Chapter 15, Article 5, Section 15-510, Section 15-511, and Section 15-512; establish Chapter 15, Article 5, Section 15-513; and amend Chapter 15, Article 7, Section 15-701, Section 15-706, and Section 15-707, all of the Code.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HILLSBORO, KANSAS:

Section 1. Chapter 15, Article 5, Section 15-510 is hereby repealed and replaced as follows:

15-510. Licensed garbage and rubbish, collectors.

(a) The collection of commercial and residential garbage and rubbish within the city is hereby deemed as an exclusive municipal function and the City shall be the sole provider of such service within the City limits. Commercial collection of these items within the city limits is hereby strictly prohibited.

(b) The collection and removal of Construction and Demolition wastes may be performed by a company licensed by the City to perform such collection and removal. The licensing procedure for such companies shall be the same as provided for other contractors licensed by the City.

(c) The City may, in the sole and absolute discretion of the Governing Body or City staff, agree to provide collection of commercial and residential garbage and rubbish to customers outside of the City’s corporate limits.

Section 2. Chapter 15, Article 5, Section 15-511 is hereby repealed and replaced as follows:

15-511. Residential charges.

The minimum monthly service charge per residential user shall be as follows:

- (a) Within City limits - \$14.75 to include one trash poly cart.
- (b) Outside City limits - \$16.25 to include one trash poly cart.

Additional trash poly carts, subject to availability, may be provided upon request for an additional charge of \$7.50 per cart.

Section 3. Chapter 15, Article 5, Section 15-512 is hereby repealed and replaced as follows:

15-512. Commercial charges.

(a) The following service charges per commercial user within the City limits shall be as follows:

(i) Up to 95 gallons per pickup:

4 times \$14.75 per month

8 times \$29.50 per month

12 times \$44.25 per month

16 times \$59.00 per month

20 times \$73.75 per month

(ii) Up to 2.0 cubic yards per pickup:

4 times \$29.50 per month

8 times \$59.00 per month

12 times \$88.50 per month

16 times \$118.00 per month

20 times \$147.50 per month

(iii) Up to 3.0 cubic yards per pickup:

4 times \$44.25 per month

8 times \$88.50 per month

12 times \$132.75 per month

16 times \$177.00 per month

20 times \$221.25 per month

(iv) Up to 4 cubic yards per pickup:

4 times \$59.00 per month

8 times \$118.00 per month

12 times \$177.00 per month

16 times \$236.00 per month

20 times \$295.00 per month

(v) Up to 6 cubic yards per pickup:

4 times \$88.50 per month

8 times \$177.00 per month

12 times \$265.50 per month

16 times \$354.00 per month

20 times \$442.50 per month

(vi) Up to 8 cubic yards per pickup:

4 times \$118.00 per month

8 times \$236.00 per month

12 times \$354.00 per month

16 times \$472.00 per month

20 times \$590.00 per month

(b) The following service charges per commercial user outside the City limits shall be as follows:

(i) Up to 95 gallons per pickup:

4 times \$16.25 per month

8 times \$32.50 per month

12 times \$48.75 per month

16 times \$65.00 per month

20 times \$81.25 per month

(ii) Up to 2.0 cubic yards per pickup:

4 times \$32.50 per month

8 times \$65.00 per month

12 times \$97.50 per month

16 times \$130.00 per month

20 times \$162.50 per month

(iii) Up to 3.0 cubic yards per pickup:

4 times \$48.75 per month

8 times \$97.50 per month

12 times \$146.25 per month

16 times \$195.00 per month

20 times \$243.75 per month

(iv) Up to 4 cubic yards per pickup:

4 times \$65.00 per month

8 times \$130.00 per month

12 times \$195.00 per month

16 times \$260.00 per month

20 times \$325.00 per month

(v) Up to 6 cubic yards per pickup:

4 times \$97.50 per month

8 times \$195.00 per month

12 times \$292.50 per month

16 times \$390.00 per month

20 times \$487.50 per month

(vi) Up to 8 cubic yards per pickup:

4 times \$130.00 per month

8 times \$260.00 per month

12 times \$390.00 per month

16 times \$520.00 per month

20 times \$650.00 per month

(d) Bulky Item Pick-up - The City will provide bulky item pick-up on or around the last Friday of each month. Customers who have bulky items for pick-up must notify the City no later than the day before bulky item pick-up. The cost to remove a bulky item is \$10 per item. Bulky item fees will be added to the customer's next monthly bill. Bulky items must be placed at the curb no later than 6:00 am on the pick-up day and may not be placed at the curb earlier than 6:00 am on the day prior to pick-up day. For any bulky items left at the curb without prior notification to the City, the City may pick up such items at its discretion and charge customer the bulky item pickup fee. Bulky items left at the curb for excessive amounts of time may be subject to code enforcement action.

Section 4. Chapter 15, Article 5, Section 15-513 is hereby adopted as follows:

15-513 Dumpster rental.

(a) Dumpsters may be rented by any customer, subject to availability, on a bi-weekly basis (every two weeks) at the rates and fees set forth herein. A customer shall be charged a delivery fee of \$15.00 plus the Minimum Fee for dumpster rentals set forth below. The Minimum Fee includes one pickup at the end of the rental period. The pickup date will be set by the City upon rental of the dumpster. A customer may call for early pick-up. A customer may request additional pick-ups during the rental period. Each additional pickup will be charged at the Additional Pick-up rate set forth below:

Dumpster Size	Minimum Fee	Additional Pick-Up Fee
2 Yard Dumpster	\$29.50	\$29.50
3 Yard Dumpster	\$44.25	\$44.25
4 Yard Dumpster	\$59.00	\$59.00

A customer may extend the pickup date one time for an additional two-week period and will be charged an Additional Pick-up Fee for such extension.

(b) Fees will be charged for pick-up and dumping regardless of the amount of refuse present in the dumpster at pick-up.

(c) No customer shall fill any dumpster beyond the top rim of the dumpster. No items may be sticking out beyond the top rim of the dumpster. In the event a dumpster contains items above the top rim, the City may refuse, in its sole and absolute discretion, to pick-up and dump such dumpster and will charge Additional Pick-up Fees for each refused pick-up until the items in the dumpster are below the top rim.

(d) Dumpsters will not be delivered onto customer's property but will be delivered to the street immediately adjacent to customer's address. Dumpsters will not be pick-up from a customer's property, but only from the street immediately adjacent to the customer's address. In the event a dumpster is on a customer's property or in any location other than the street immediately adjacent to the customer's address, the City will refuse to pick-up such dumpster and will charge Additional Pick-up Fees for each refused pick-up until the dumpster is properly located.

(e) All of a customer's utility accounts with the City must be paid current and in full, and otherwise in good standing, prior to renting a dumpster.

Section 5. Chapter 15, Article 7, Section 15-701 is hereby repealed and replaced as follows:

15-701. Refuse collection; supplement.

This enactment shall be considered as supplemental to the city refuse collection codified at Chapter 15, Article 5 of the city code.

Section 6. Chapter 15, Article 7, Section 15-706 is hereby repealed and replaced as follows:

15-706. Residential charges.

The minimum monthly service charge per residential user shall be as follows:

- (a) Within City limits - \$3.50 to include one recycling cart up to 95 gallons.
- (b) Outside City limits - \$3.85 to include one recycling cart up to 95 gallons.

An additional monthly charge of \$1.75 shall be charged for a second recycling cart up to 95 gallons, subject to availability. Service charges apply to all residential users regardless of use of recycling.

Section 7. Chapter 15, Article 7, Section 15-707 is hereby repealed and replaced as follows:

15-707. Commercial charges.

(a) Service charges apply to all commercial users of trash collection regardless of use of recycling.

(b) The following service charges per commercial user within the City limits, per receptacle shall be as follows:

Up to 95 gallons, bi-weekly pickup	\$4.50
2 Yard Receptacle, weekly pickup	\$18.00
3 Yard Receptacle, weekly pickup	\$27.00
4 Yard Receptacle, weekly pickup	\$36.00
6 Yard Receptacle, weekly pickup	\$54.00
8 Yard Receptacle, weekly pickup	\$72.00

Commercial users within the City limits that opt to not accept a recycling cart will be subject to a \$4.50 per month service charge.

(c) The following service charges per commercial user outside of the City limits, per receptacle shall be as follows:

Up to 95 gallons, bi-weekly pickup	\$4.95
2 Yard Receptacle, weekly pickup	\$19.80
3 Yard Receptacle, weekly pickup	\$29.70
4 Yard Receptacle, weekly pickup	\$39.60
6 Yard Receptacle, weekly pickup	\$59.40
8 Yard Receptacle, weekly pickup	\$79.20

Commercial users outside of the City limits that opt to not accept a recycling cart will be subject to a \$4.95 per month service charge.

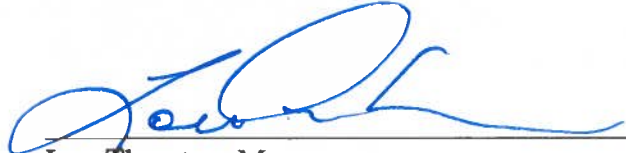
Section 8. This Ordinance shall take effect and be in full force from and after its adoption by the Governing Body of the City, approval by the Mayor and either (a) publication once in the official newspaper of the City, or (b) publication of a summary hereof certified as legally accurate and sufficient by the City Attorney.

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PASSED AND APPROVED by the Governing Body of the City of Hillsboro, Kansas this
15th day of August, 2023.



CITY OF HILLSBORO, KANSAS



Lou Thurston, Mayor

ATTEST:



Danielle Bartel, City Clerk