

CITY OF JEANNETTE

Westmoreland County, Pennsylvania

AN ORDINANCE OF THE CITY OF JEANNETTE, WESTMORELAND COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 96-3, NO. 10-11 AND NO. 12-04 INCREASING THE COST OF MANDATORY GARBAGE BAGS, THE RESIDENTIAL GARBAGE COLLECTION FEES AND AUTHORIZING THE AMENDMENT OF COLLECTION FEES BY SUBSEQUENT RESOLUTION.

WHEREAS, The Council of the City of Jeannette, September 11, 1996, ordained and enacted Ordinance No. 96-3:

“AN ORDINANCE OF THE CITY OF JEANNETTE, FOR THE COLLECTION AND REMOVAL OF MUNICIPAL WASTE AND RECYCLABLES FROM PREMISES WITHIN THE CITY, PROVIDING FOR FEES AND PROCEDURES THEREFORE, DELEGATING RESPONSIBILITY FOR PAYMENT TO PROPERTY OWNERS, IMPOSING FINES AND PENALTIES FOR NON-COMPLIANCE, AND REVOKING ORDINANCE 56-1 AND ITS AMENDMENTS, AND ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HERewith”

WHEREAS, Section III-B of such ordinance requires the mandatory use of City of Jeannette garbage bags for garbage and rubbish disposal; and

WHEREAS, the Council of the City of Jeannette repealed the mandatory use of specialty City of Jeannette garbage bags by Ordinance 05-05; and

WHEREAS, thereafter, Council of the City of Jeannette reinstated the mandatory use of those specialty garbage bags and set the fee to be charged for the purchase of a roll of specialty garbage bags by Ordinance 12-04, which amended Section III-B of Ordinance 96-03; and

WHEREAS, Council of the City of Jeannette amended the fee charged to residential customers by Ordinance 10-11; and

WHEREAS, the Council of the City of Jeannette once again desires to amend the aforesaid Ordinances to increase the fee charged to purchase a roll of specialty garbage bags; and

WHEREAS, due to the rising costs of providing such services, it is necessary to increase garbage service charges for residential customers to offset increased costs and to continue those services; and

WHEREAS, the Council of the City of Jeannette also desires to provide an alternate method for modifying both commercial and residential garbage collection fees and charges as well as the charges for special pick-ups, roll offs and/or other garbage collection service fees set forth in the aforesaid Ordinances.

NOW, THEREFORE, WITH THE FOREGOING RECITALS BEING INCORPORATED HEREIN BY REFERENCE THERETO, THE PARTIES HERETO DO HEREBY AGREE AS FOLLOWS:

1. SECTION I, of Ordinance No. 10-11, which amended 96-3 related to fees, is hereby deleted in its entirety and replaced with the following:

There is hereby let, levied and assessed on every residential account in the City, a monthly fee of \$15.00 per dwelling unit, per month, in return for which such residential account shall be entitled to have all garbage, rubbish, ashes, leaf waste and recyclables removed from its premises at least once every week.

2. SECTION III B(1)(b), of Ordinance 96-3, as amended, is hereby deleted in its entirety and replaced with the following:

b. The cost of such specifically designated and marked bags shall be \$10.00 per roll. A roll shall contain 25 individual bags.

3. Article VII of Ordinance No. 96-3 is hereby amended to add the following paragraph No. 6.

“6. The Council of the City of Jeannette may amend any and all fees and/or charges due, payable and/or assessable under Ordinance No.96-3 and/or as amended by No. 10-11 and/or No. 12-04, by Resolution duly adopted by the Council of the City of Jeannette at a public meeting.”

4. All other provisions of Ordinance No. 96-3, No. 10-11 or No. 12-04 not otherwise amended or affected by this amendment shall remain in full force and in affect. The terms of this Amending Ordinance are severable. In the event any term, condition or provision herein is found by a Court of competent jurisdiction to be void or invalid, the remaining terms, conditions and provisions of the same shall remain in effect as if the void or invalid term or provision was never enacted.

THIS ORDINANCE IS DULY ORDAINED AND ENACTED BY THE COUNCIL OF THE CITY OF JEANNETTE, WESTMORELAND COUNTY, PENNSYLVANIA, AT A PUBLIC MEETING HELD THE 14TH DAY OF OCTOBER, 2015 AND SHALL TAKE EFFECT IMMEDIATELY.

Attest:

THE CITY OF JEANNETTE

/s/ Michael L. Nestico

Michael L. Nestico, City Manager

/s/ Richard R. Jacobelli

Richard R. Jacobelli, Mayor