

ORDINANCE NO. 1132

AN ORDINANCE OF THE CITY OF ROSWELL REDUCING THE CHARGE FOR DISPOSAL OF BULK SOLID WASTE AT THE CITY LANDFILL; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City Council has determined that the present charge of \$2.00 per cubic yard for solid waste disposal at the City's landfill has contributed to persons using other, unapproved methods of waste disposal, and

WHEREAS, it appears that a charge of fifty cents per cubic yard would be acceptable for such disposal,

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL, OF ROSWELL, NEW MEXICO that:

Section 1. In the Roswell Code Section 27-25(e) is hereby amended to read as follows:

- (e) The fee for disposal of solid waste at the disposal area for rubble, debris, tree trimmings, building construction materials, scrap solid waste from remodeling, demolition or excavation of structures, tires or other solid waste, whether set forth expressly herein or not, shall be fifty cents (\$.50) per cubic yard. Under the direction of sanitation department personnel, hauler of solid waste will unload in designated locations only. Tickets made out naming the account to be billed by the city for the foregoing will be signed by the hauler or driver. Tickets will contain the name, address, date and estimated volume, and will be invoiced monthly. Notwithstanding the foregoing, no charge shall be made for residential loads. As used in this section only, residential loads shall be defined as one or more loads of solid waste which are delivered to the solid waste disposal area in half-ton pickup trucks or in vehicles of comparable or smaller size. It is the express intention of this section to exempt haulers of residential loads of solid waste from payment of the above disposal fees.

Section 2. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 3. Severability. If any section, paragraph, clause or provision of this Ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

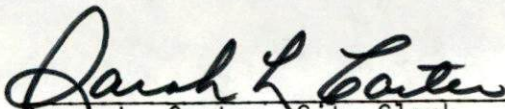
Section 4. Effective Date. This ordinance shall be and become effective on or after five days following publication of this ordinance.

PASSED, ADOPTED, SIGNED AND APPROVED on this 11<sup>th</sup> day of September, 1984.

CITY SEAL

  
PETER R. YORK, Mayor

ATTEST:

  
Sarah L. Carter, City Clerk