Sponsor: MAYOR ANTHONY COPELAND

ORDINANCE NO. 10-0018

AN ORDINANCE AMENDING ORDINANCE NO. 09-0020 BEING "AN ORDINANCE AMENDING TITLE V, CHAPTER 55 OF THE EAST CHICAGO MUNICIPAL CODE REGULATING COMMERCIAL, INDUSTRIAL, AND RESIDENTIAL TRASH COLLECTION AND REMOVAL", THEREBY ESTABLISHING TRASH COLLECTION FEES FOR APARTMENT BUILDINGS OR STRUCTURES HAVING 3 OR MORE UNITS, AS AMENDED

WHEREAS, on December , 2009 the Common Council of the City of East Chicago adopted Ordinance No. 09-0020 being an Ordinance Amending Title V, Chapter 55 of the East Chicago Municipal Code Regulating Commercial, Industrial, and Residential Trash Collection And Removal; and

WHEREAS, the Common Council of the City of East Chicago desires to amend that ordinance by establishing fees for trash collection by the city's solid waste department for the owners of Apartment buildings, houses or structures having 3 or more units.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of East Chicago that Section 55.047 is hereby amended to read as follows:

55.047 COMMERCIAL, INDUSTRIAL, AND RESIDENTIAL TRASH COLLECTION

(A) The city shall not collect garbage or trash generated at industrial or commercial sites or locations in the city.

(B) Apartment buildings, houses or structures which have 3 or more units or apartments **that receive trash collection service** shall **pay a monthly fee in the sum of ten dollars ($10) for each individual dwelling, apartment, or rental unit.** ~~be excluded from city pick-up under this chapter. It shall be the responsibility of the owner of the building, house or structure to obtain private garbage and rubbish pick-up for these properties~~ **For purposes of determining the number of units or apartments, a unit occupied by the building owner and used by that owner as his permanent residence will not be counted.**

(C) The fees so established shall be payable by and be an obligation of the owner of such property, and shall be billed and collected by the East Chicago Department of Waterworks. Revenues collected under this chapter shall be considered revenues of the city's department of Solid Waste.

~~(C)~~**(D)** The penalty for violation of this section shall be a fine in an amount not exceeding $2,500. Each day that any person shall violate any of the provisions of this section shall constitute a separate offense and shall be punished as a separate offense.

~~(D)~~**(E)** This ordinance shall be enforced by the East Chicago Code Enforcement Officers pursuant to authority established under Ordinance 08-0001 and Indiana Code 36-7-9-1 et. seq., (The Unsafe Building Law) and other laws and ordinances relating to maintenance of property.

PASSED and ADOPTED by the Common Council of the City of East Chicago, Lake County, Indiana, on this the 14th day of February, 2011.

ADRIAN SANTOS, PRESIDENT
EAST CHICAGO COMMON COUNCIL

Attest:

MARY MORRIS LEONARD,
CITY CLERK

PRESENTED by me to the Mayor for his approval and signature on this _____ day of _____, 2010.

MARY MORRIS LEONARD,
CITY CLERK

APPROVED and SIGNED by me on this 15th day of February, 2011.

ANTHONY COPELAND, MAYOR

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FEB 15 2011
CITY CLERK'S OFFICE