

ORDINANCE NO. 05-09

ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>	Absent	
G. WAYNE ANDERSEN <i>Councilmember</i>	X	
ROD DART <i>Councilmember</i>	X	
RICHARD M. DAVIS <i>Councilmember</i>	X	
STEVE LEIFSON <i>Councilmember</i>	X	
JENS P. NIELSON <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilman Davis

I SECOND the foregoing motion: Councilman Nielson

ORDINANCE No. 05-09

**AN ORDINANCE MAKING VARIOUS CHANGES TO THE
SPANISH FORK MUNICIPAL CODE TITLE 8, SOLID WASTE AND SANITATION**

WHEREAS, Spanish Fork City has adopted, as a Title in their Municipal Code, a section on solid waste and sanitation; and

WHEREAS, Spanish Fork City is exploring and about ready to enter into contract for recycling; and

WHEREAS, a recycling program will require minor changes to be made to Spanish Fork Municipal Code Title 8, Solid Waste and Sanitation; and

WHEREAS, recycling is an appropriate way to conserve natural resources and is a benefit

to the residents of the City;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Spanish Fork Municipal Code §8.04.030 is hereby amended to define recyclable material as follows:

8.04.030 Definitions

“**Recyclable Material**” shall mean material which may be reused in a valuable form following a remanufacturing process. Since specific items may change over time, specific items will be spelled out in contracts between the City and recyclable providers.

II.

Spanish Fork Municipal Code §8.08.010 is hereby amended as follows:

8.08.010. Type and Ownership of Receptacles.

Where premises are classified for receptacle service, all receptacles used shall be automated collection receptacles. Ownership of the receptacles shall be contractually determined between Spanish Fork City and the service providers.

III.

Spanish Fork Municipal Code §8.08.050 is hereby amended as follows:

8.08.050. Matters not to be Placed in Receptacles or Containers or Set Out for Collection.

A. [Unchanged]

Paragraph B shall be relettered as paragraph C, and a new paragraph B shall read as follows:

- B. It shall be unlawful for any person to place materials excluded from the definition of recyclable materials into receptacles or containers not identified for recyclable materials. Such items shall be disposed of as solid waste or as otherwise directed by the City, and at owners expense.

IV.

Spanish Fork Municipal Code §8.08.080 is hereby amended to read as follows:

8.08.080. Accumulation Prohibited

- A. It shall be unlawful for any person owning and/or occupying any premises or lot in the City to permit to collect or remain upon such premises or lot any garbage or refuse for a period of more than one week, or any approved recyclable material for a period of more than two weeks, unless written approval is granted by the City. Accumulations of leaves, grass, and other green materials used to produce mulch are excluded from the requirements of this section.
- B. [Unchanged]

V.

Spanish Fork Municipal Code §8.12.020 is hereby amended to read as follows:

8.12.020. Solid Waste Collection Schedule

The solid waste contractor and/or recyclable materials contractor shall collect solid waste and/or recyclable materials from each customer in accordance with the schedule established by the customer and the solid waste or recyclable material contractor. The solid waste or recyclable materials contractor shall supply the City with a copy of all such schedules, including names of the accounts, pickup schedules and routes, upon request.

VI.

Spanish Fork Municipal Code §8.12.050 is hereby amend as follows:

8.12.050. Frequency of Collection

To prevent any nuisance or health hazards, removal of solid waste shall be provided at least once a week and recyclable materials at least once every other week from all residential premises and as frequently as the City may order from all other premises.

VII.

This Ordinance shall become effective 20 days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 12th day of March, 2009.



JOE V. THOMAS, Mayor

ATTEST:



Kimberly Robinson, City Recorder

