

**ORDINANCE NO. 2024-21**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS, AMENDING THE ODESSA CITY CODE CHAPTER 13 "UTILITIES" ARTICLE 13-4 "SOLID WASTE" SECTION 13-4-12 "CHARGES FOR COLLECTION AND DISPOSAL"; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS NOTICED AND WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING A SEVERABILITY CLAUSE AND DECLARING AN EFFECTIVE DATE

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS:**

**Section 1.** That the Odessa City Code Chapter 13 "Utilities" Article 13-4 "Solid Waste" Section 13-4-12 "Charges for collection and disposal" of the City Code is hereby amended as follows:

**Sec. 13-4-12. Charges for collection and disposal.**

The charges for residential and commercial garbage and trash collection services provided by the city shall be as follows:

(1) Collection service inside the city limits.

- (A) Single-Family residential accounts. Each single residential account will be charged twenty-three dollars and eighteen cents (\$23.18) per month for garbage, rubbish and solid waste collection, plus any sales tax if required by law. Shall be collected a minimum of once weekly in compliance with Texas Administrative Code, Title 30, Chapter 330, Subchapter C, Rule §330.103.

Rollout cart service will be charged twenty-three dollars and eighteen cents (\$23.18) per month, plus any sales tax if required by law. Additional cart(s) limit 2 per customer, will be charged eight dollars and no cents (\$8.00) per cart per month.

- (C) Pickup rates for commercial and other nonresidential accounts for three cubic yard (3 cy) containers.

(v) Light commercial customers that have separate accounts may only share a 3 cubic yard container that requires only two (2) times per week pickups. The rate for sharing a container shall be forty-five

dollars and fifty-one cents (\$45.51) per month per customer, plus any sales tax if required by law. Restaurant customers and heavy commercial customers (determined by Solid Waste Superintendent or representative) will not be allowed to share. Solid Waste Superintendent or representative shall make or cause to be made such to determine whether to approve accounts to have a share rate.

- (D) Pickup rates for commercial and other nonresidential accounts for four cubic yard (4 cy) containers.
- (E) Minimum charge for nonresidential buildings (non-profit/religious). The minimum charge for nonresidential building or establishment shall be twenty-eight dollars and fifty-five cents (\$28.55), plus any sales tax if required by law. If a nonresidential account shows that it obtains service from a private collector that is permitted by the city, it shall not be required to pay a minimum fee.
- (F) Extra service, temporary, go-backs (attempted service on rollout cart) and special event service. The charge to set eight (8) or less containers shall be one hundred eighteen dollars and thirty cents (\$118.30). The charge to service containers shall be twenty-one dollars and eighty-three cents (\$21.83) per container. After hours, weekends and holiday service shall be two hundred twenty-seven dollars and forty-nine cents (\$227.49) per service.

(2) Collection service outside city limits.

- (D) Pickup rates for commercial and other nonresidential accounts for three cubic yard (3 cy) containers.
- (E) Pickup rates for commercial and other nonresidential accounts for four cubic yard (4 cy) containers.

**Section 2.** That should any section, clause or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this ordinance or any other ordinance of the city as a whole or any part thereof, other than the part so declared to be invalid.

**Section 3.** That this ordinance, since it does not impose any penalty or fine, shall go into effect following adoption on second approval as provided by City Charter Sections 61 and 65, without the need for publication.

The foregoing ordinance was first approved on the 9th day of April, A.D., 2024, by the following vote:

Mark Matta	ABSENT
Steven P. Thompson	AYE
Gilbert Vasquez	AYE
Greg Connell	AYE
Chris Hanie	ABSTAIN
Denise Swanner	AYE
Javier Joven	AYE

The foregoing ordinance was adopted on second and final approval on the 23rd day of April, A.D., 2024, by the following vote:

Mark Matta	AYE
Steven P. Thompson	AYE
Gilbert Vasquez	AYE
Greg Connell	AYE
Chris Hanie	ABSTAIN
Denise Swanner	AYE
Javier Joven	AYE

Approved this the 23rd day of April, A.D., 2024.

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Javier Joven, Mayor

ATTEST:

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Norma Aguilar, City Secretary

APPROVED AS TO FORM:

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Daniel C. Jones, City Attorney