

ORDINANCE NO 06-2023

**AN ORDINANCE AMENDING THE LINDALE SANITATION ORDINANCE OF 2022 (21-2022); PROVIDING FOR THE COLLECTION OF GARBAGE AND TRASH IN THE CITY OF LINDALE, TEXAS, PROHIBITING CERTAIN DEPOSITS AND PROVIDING A PENALTY THEREFORE; CONTAINING A SEVERABILITY CLAUSE AND A REPEALER CLAUSE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LINDALE, TEXAS:

- Section 1: This ordinance shall henceforth be known as The Lindale Trash and Garbage Collection Ordinance (formerly Ordinance No. 21-2022), and said ordinance is hereby amended to henceforth read as follows:
- Section 2: Definitions of the following words shall be ascribed when the same are used in this ordinance:
- A. GARBAGE: The term “garbage” shall be held to mean all waste animal and vegetable matter, such as waste material and refuse from kitchens, residences, grocery stores, restaurants, cafes, drug stores and similar places, but shall not include dirt, concrete or rocks.
  - B. TRASH: The term “trash” shall mean rubbish, such as feathers, ashes, tin cans, paper bags, boxes, glass, grass, shrubs, dirt, concrete or rocks.
- Section 3: It shall be unlawful for any person to sweep, throw or deposit any garbage, trash, dirt, concrete, rocks, stagnant water, or dead animal into, upon or along any drain, gutter, alley, public or private premises within the corporate limits of the City of Lindale, Texas. Violators shall be fined not more than \$200.00 for each violation hereof.
- Section 4: Every owner, occupant, tenant, or lessee using or occupying any building, house or structure within the corporate limits of the City of Lindale, Texas, for residences, churches, schools, colleges, lodges, commercial businesses, or other purposes, shall provide and maintain garbage cans, bags or receptacles of sufficient number and type as hereinafter specified to hold the garbage and trash that will normally accumulate on the premises, and cost to be determined by Fee Schedule in Section 8. Each such container for external storage of perishable garbage shall be substantially constructed with a tight-fitting lid, tie or seal, and container and contents shall not exceed thirty five (35) pounds of weight.
- Section 5: The lids, covers, ties, seals or fasteners of all garbage and trash containers shall at all times be kept secure and fastened so that flies and other insects may not have access to the contents thereof. Such lids, covers, ties, seals or fasteners

shall only be removed while the containers or receptacles are being filled or emptied, as the case may be.

Section 6: Any garbage deposited for collection, and trash deposited for collection, to the extent that is reasonable or practical to do so, shall be placed in disposable plastic bags of reasonable quality and durability and closed or secured with a tie or fastener.

Section 7: In the event trash is of such nature that is cannot be put in the regulation containers, it shall be placed in bundles or disposable containers, not exceeding three feet (3') in length or thirty-five (35) pounds in weight and placed at the curb on the day of regular garbage collection.

Section 8: Garbage and trash collection shall be performed at intervals determined to be reasonable and proper, and fair and reasonable charge for such garbage and trash collection service shall be:

**Residents** \$ 18.22

**Non-residents** \$ 24.28

**Commercial Hand Pick up** \$ 26.27

**Commercial Containerized:**

Size/Freq	1X/WK	2X/WK	3X/WK	4X/WK	5X/WK	Extra p/u's
2 yd	81.12	110.36	182.14	211.92	239.22	44.74
3 yd	101.72	184.63	216.90	273.67	347.99	46.41
4 yd	124.23	207.98	268.35	360.63	412.04	48.36
6 yd	148.13	258.01	373.49	488.92	578.71	48.75
8 yd	171.43	309.54	447.69	588.42	710.77	51.99

**8yd 6x wk 834.54 . 6yd vertipak 4x wk 1720.83.**

**Temp 8yd on call 303.12 (\$274.50 flat rate Container exchange \$65.00**

**Roll Off Containerized: Permanent Only**

(must call customer service for Temp Roll off prices.) Washout Container \$165.00

Size	Delivery	Monthly Rental	Per Haul
20 Yd	100.00	3.70/Day	480.47
30 yd	100.00	3.70/Day	561.09
40 yd	100.00	3.70/Day	692.67
35 yd pk self cont	n/a	n/a	849.67
40 yd pk	n/a	n/a	702.41***

**\*\*\* These rates are with a customer supplied swap box-if no box is supplied, an addition \$125.00/haul will be charged**

**Roll Off Containerized:** as per city ordinance.

**Failure to obtain permit** before delivery of roll off will result in additional fee of \$100.00

**Landfill Privileges**

Residents allowed up to 3 cubic yards/month to the Tyler landfill                   \$ NO FEE

**City Cleanup**

One item per week per resident at curbside of bulky waste                                 \$ NO FEE  
Item must be called in prior to pickup

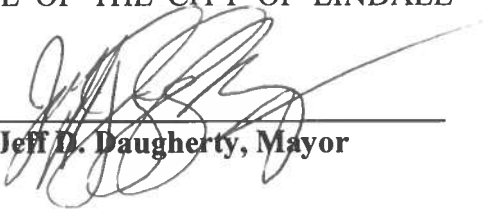
Section 9: The charges fixed herein for such service shall be entered by the City of Lindale, Texas, against the person or persons receiving such service and such charges shall be collected as similar charges are collected. Persons failing to pay such charges within fifteen (15) days from the date of same shall become due and payable shall have said service suspended.

Section 10: If any portion hereof shall be held to be unconstitutional or invalid, such holding shall not affect the validity of this ordinance as a whole, or any part or provision thereof, other than the part so decided to be invalid or unconstitutional.

Section 11: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict only.

Section 12: This ordinance shall be in full force on October 1, 2023 and effect following publication of ordinance.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LINDALE TEXAS ON THIS 1<sup>ST</sup> DAY OF AUGUST, 2023.

  
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**Jeff D. Daugherty, Mayor**

**ATTEST:**

  
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**Michelle Wiese, City Secretary**