

CITY OF DALTON
ORDINANCE
Ordinance No. 20-10

An Ordinance Of The City Of Dalton To Repeal Article II “Collection” Of Chapter 94 “Solid Waste” Of The Revised Code Of Ordinances Of 2001 Of The City Of Dalton In Its Entirety And To Substitute In lieu Thereof Article II “Collection” Of Chapter 94 “Solid Waste” As Provided Herein; To Provide For The Collection Of Garbage, Refuse, Recyclable Materials And Yard Trimmings; To Provide For A System Of Fees And Fines For The Violation Of Said Chapter; To Provide An Effective Date; To Repeal All Ordinances Conflicting Therewith; To Provide For Severability; And For Other Purposes.

WHEREAS, the Article II “Collection” of Chapter 94 “Solid Waste” Of The Revised Code Of Ordinances Of 2001 Of The City Of Dalton has been amended from time to time;

WHEREAS, the City desires to revise and amend Article II “Collection” of Chapter 94 “Solid Waste” to provide clarity and the orderly collection of garbage, refuse, recyclable materials and yard trimmings;

BE IT ORDAINED by the Mayor and Council of the City of Dalton in regular meeting assembled and by authority of the same it is hereby ordained as follows:

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The recitals contained herein above are incorporated herein by reference and are adopted as findings and determinations of the Mayor and Council.

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Article II “Collection” of Chapter 94 “Solid Waste” of the Revised Code Of Ordinances Of 2001 of the City of Dalton, as amended, is hereby repealed in its entirety. Article II “Collection” of Chapter 94 “Solid Waste” is hereby adopted and shall read as follows:

ARTICLE II. - COLLECTION

DIVISION 1. – GENERALLY

Sec. 94-25. – City responsible for sanitation services generally.

- (a) Solid waste shall be defined as: any discarded waste, except water-carried body waste and recovered materials and shall include garbage, rubbish, refuse, cartons, boxes, wood, tree branches, yard trimmings, furniture,

appliances, metal, tin cans, glass, crockery, or dunnage; ashes; street refuse; dead animals; animal manures; electronic waste; residue from incineration; food processing waste; and any other waste material in a solid, semi-solid, or liquid state not otherwise defined. Solid waste shall not include medical waste, hazardous waste, or construction and demolition debris.

- (b) Solid waste generated by or accumulated from single-family dwellings, individually owned condominiums and townhomes, and multi-family dwellings which are triplex or less in the City shall be collected, conveyed, and disposed of by the Public Works Department, its designated agents, or contract representatives.
- (c) All solid waste generated or accumulated by commercial activity or businesses in the City shall be collected, conveyed, and disposed of by a private hauler properly permitted by applicable local, State, or Federal agencies.
- (d) The City shall collect garbage, refuse, recyclables, and yard trimmings in accordance with a schedule established from time to time by the City and kept on file by the Public Works Department.
- (e) No person shall haul, convey or transport in any manner garbage, refuse, yard trimmings, junk or solid waste matter in any form over and along the streets and other public places upon any motor vehicle, trailer or other mode of transportation without having such garbage, refuse, yard trimmings, junk or solid waste matter tightly covered with a canvas tarpaulin, or other equally suitable material, to prevent littering the streets or other public places of the City. Transportation of baled or containerized solid waste matter is exempted from this provision.
- (f) Any motor vehicle, trailer or other mode of transportation used for hauling solid waste shall comply with all local, State, and Federal laws.
- (g) Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7 of the Code. The Director of Public Works and the Chief of Police, or their respective designee, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.

Sec. 94-26. - Use of City garbage and recycling containers; penalty.

- (a) *Generally.* No person within the City shall throw or dispose of any paper, trash, fruit, fruit peelings, food scraps or any other garbage or refuse of any kind on the streets, sidewalks, or other public roads or public places nor shall any of such things be left open and exposed on the premises of any person. Except as provided in section 94-29 and subsection (d) herein, all such garbage must be placed in a garbage container provided by the City to be disposed of as provided in this section.
- (b) *Ownership.* Such garbage and recycling containers are and shall remain the property of the City. It shall be unlawful to remove any such garbage or recycling container from the address to which it is assigned without the written permission of the Director of Public Works. It shall be unlawful for the owner of the property to which any such garbage or recycling container is assigned to allow such garbage or recycling container to remain on the curbside later than midnight on the day of collection or to deposit such garbage or recycling container on the curbside of the property earlier than 5:00 p.m. of the day immediately preceding the next scheduled pickup. The garbage and recycling container shall be stored by the property owner when not on the curbside in such a manner that it is not visible from the curbside of the property.
- (c) *Preparation and use.* All garbage shall be placed in plastic bags. Plastic bags shall be securely tied at the top. Garbage placed in the plastic bag must not exceed the capacity of the bag causing it to tear open. All garbage must be stored in City issued garbage containers with a properly fitted lid that is to remain closed except for filling, emptying, or cleaning.
- (h) *Amount.* The amount of garbage to be collected shall not exceed ninety-five (95) gallons per collection.

- (i) *Schedule.* Curbside garbage and recycling collection shall be provided by the City on a once weekly basis on a date and time as determined by the Director of Public Works.
- (j) *Penalty.* Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7 of the Code. The Director of Public Works and the Chief of Police or their respective designee are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.
- (k) *For the purposes of this section, only household garbage shall be placed in such garbage container.* Any recyclable commodity (i.e., type I and II plastics, aluminum cans, bimetal cans, newspaper with inserts, magazines, junk mail, cereal and shoe boxes, computer paper, writing paper, tissue tubes) shall not be placed in such garbage container but shall be placed for disposal in the curbside recycling program container.
- (l) *Limitation on use of City garbage containers in the downtown business district.* The City garbage containers located on the sidewalks within the downtown business district (as defined in section 10-101 of the Code) shall be for use by pedestrian traffic only. It shall be unlawful for a merchant located within the downtown business district to deposit garbage or other refuse generated by the merchant's business into City garbage containers located on the sidewalks within the downtown business district.
- (m) *Excessive or unbagged garbage.* It shall be a violation of this section to place excessive garbage in the container that prevents the lid from closing, garbage on top of the container, unbagged garbage in the container, or garbage outside of the container.
- (n) *Disposable needles and medical waste.* Any person that uses disposable needles shall be required to dispose of said needles in containers that are rigid, puncture-resistant and leak-proof, and which are taped closed or tightly lidded to completely contain the contents therein and prevent any spillage. Said containers and any other medical waste generated at residential dwellings identified in section 94-25(b) shall be placed in the City issued garbage containers.

Sec. 94-27. - Recyclable materials.

- (a) *Definition.* For purposes of this section, the term "recyclable materials" is defined as follows: Recyclable materials shall include newspapers, cardboard, aluminum containers, bimetal containers, plastic containers, plastic milk jugs and plastic two-liter bottles and such other materials determined by the Director of Public Works. Glass shall not be deemed recyclable material for the purposes of this section.
- (b) *Placement.* Recyclable materials shall be placed on the curbside in a specially designated bin as directed by the Director of Public Works.
- (c) *Removal without consent.* No person shall remove any recyclable material or the bin in which it is placed without the consent of the Director of Public Works.
- (d) *Penalty.* Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7. The Director of Public Works and the Chief of Police, or their designees, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.

Sec. 94-28. – Collection of yard trimmings

- (a) *Definition.* The term “yard trimmings” is defined as follows: Yard trimmings shall consist of inert items generated from routine yard maintenance including grass trimmings, small shrubbery trimmings, leaves, pine needles, and sticks, branches and small tree limbs.

- (b) *Collected Items:* The Public Works Department shall collect items of yard trimmings upon the following conditions:
- (1) Yard trimmings shall be collected from residential property wholly within the corporate limits.
 - (2) Yard trimmings shall be generated wholly by the residential property owner or his lessee.
 - (3) Yard trimmings shall be placed upon the residential property immediately behind the sidewalk, or if there is no sidewalk, immediately behind the curb or off the pavement and shall not be placed upon any City street, sidewalk, alley, or right-of-way and shall not be located as to impede or obstruct or divert either pedestrian or vehicular traffic or the flow of surface water or block drains.
 - (4) The maximum volume per collection pickup is four (4) cubic yards (about the size of a two standard refrigerators) without being charged additional fees as determined by the Director of Public Works.
 - (5) Yard trimmings shall be recycled as mulch by the City and shall be separated from other garbage or refuse by the owner or lessee.
 - (6) Individual yard trimmings shall not exceed eight (8) feet in length or one hundred (100) pounds in weight.
 - (7) Sticks, branches and tree limbs shall be neatly stacked such that the butt ends are parallel to the street.
 - (8) Yard trimmings shall not be placed over or next to fixed objects such as fire hydrants, telephone or electrical boxes, mailboxes, water meters, or any other object that may be damaged by equipment or personnel picking up said items.
 - (9) The City of Dalton shall not be responsible for repairing, replacing, or payment of items that are removed or damaged by the City as a result of being placed curbside in such a manner that it appears that the items are intended for removal by the City or are not visible due to being mixed with yard trimmings.
 - (10) Leaves shall be placed in neat piles or bagged. In no event shall they be placed in gutters or drainage ditches. Leaf piles shall not contain any other garbage, refuse, junk or other debris such as sticks, tree limbs, rocks, bricks, or concrete. Leaf piles that contain exclusively leaf material which may be collected using the City leaf vacuum shall not be counted towards the maximum volume per collection for yard trimmings.
 - (11) The City shall not collect yard trimmings generated from commercial activity (including but not limited to mowing contractors, commercial tree trimmers, commercial landscapers, grading contractors, and building contractors). Any person receiving compensation for landscaping or yard work shall be responsible for hauling off the yard trimmings generated by the commercial activity and disposing of them in accordance with applicable local, State and Federal laws.
 - (12) The City shall not collect dirt, brush, stumps, tree trunks, limbs, and rocks which result from ground clearing or grading, including but not limited to, all items generated from the use of heavy equipment and machinery.
 - (13) No person shall place out for collection any yard trimmings in violation of this section.
 - (14) The resident shall be entitled to one curbside collection of yard trimmings per collection schedule as determined by the Director of Public Works.
- (c) *Schedule.* Yard trimmings shall be collected on an alternating weekly schedule as follows:
- (1) One week on the north section of the City.
 - (2) The following week on the south section of the City.
 - (3) The dividing line between the north section and south section of the City is Martin Luther King, Jr. Boulevard from the east City limit to Thornton Avenue, south on Thornton Avenue to Emery Street, west on Emery Street to Tibbs Road, south on Tibbs Road to Walnut Avenue, west on Walnut Avenue to Dug Gap Mountain Battle Road at the top of the mountain.

- (d) *Penalty.* Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7. The Director of Public Works and the Chief of Police, or their designees, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.

Sec. 94-29. - Collection of refuse from residential property.

- (a) *Definition.* The term "refuse" is defined as follows: discarded items that have not been bagged or containerized and/or shall not fit into the City provided garbage container, are not yard trimmings, and are not prohibited items according to section 94-29(c).
- (b) *Collected items.* The Public Works Department shall collect items of refuse upon the following conditions:
 - (1) Refuse shall be collected from residential property wholly within the corporate limits.
 - (2) The refuse shall be generated wholly by the residential property owner, lessee or tenant.
 - (3) The maximum volume per collection pickup is two (2) cubic yards (about the size of a standard refrigerator) without being charged additional fees as determined by the Director of Public Works.
 - (4) Refuse shall not be placed over or next to fixed objects such as fire hydrants, telephone or electrical boxes, mailboxes, water meters, or any other object that may be damaged by equipment or personnel picking up said items.
 - (5) The City of Dalton shall not be responsible for repairing, replacing, or payment of items that are removed or damaged by the City as a result of being placed curbside in such a manner that it appears that the items are intended for removal by the City or are not visible due to being mixed with refuse.
 - (6) The following shall apply to solid waste originating from the property of a landlord cleaning up between tenants:
 - (i.) Following an eviction, all solid waste and any personal property of the tenant shall be placed on some portion of the landlord and/or owner's residential property immediately behind the sidewalk, or if there is no sidewalk, immediately behind the curb or off the pavement and shall not be placed upon any City street, sidewalk, alley, or right-of-way and shall not be located as to impede or obstruct or divert either pedestrian or vehicular traffic or the flow of surface water or block drains.
 - (ii.) After an execution of a writ of possession, all solid waste and any personal property of the tenant shall be regarded as abandoned. Such items placed adjacent to the City right-of-way on the landlord and/or owner's property shall be removed within twenty-four (24) hours of the physical eviction by the landlord or property owner. If the personal property is not removed within twenty-four (24) hours, the property owner and landlord shall be deemed in violation of this Code.
 - (7) The City shall not be responsible for collection and disposal of refuse resulting from major cleanups of residential property, including but not limited to, clean out of basements, attics, storage areas or from move-ins or move-outs of residential property or change in tenant of rental property.
- (c) *Advanced authorization.* Refuse shall not be placed at the curbside for collection by the City until the resident has requested and received authorization from the Public Works Department in advance. The resident shall place the refuse out for collection on the date authorized.
- (d) *Items permitted for collection:*
 - 1. Household furniture including couches, love seats, recliners, tables, chairs, coffee tables, headboards, nightstands.
 - 2. Mattresses, box springs, beds, and bedding materials.
 - 3. White Goods including discarded household appliances such as stoves, refrigerators with the doors removed, washing machines, clothes dryers, microwaves, dishwashers, and water heaters.
 - 4. Electronic waste such as computers, monitors, televisions, game consoles, and stereos.

5. Paint and paint-related products which must be treated with an absorbent material, such as sawdust, prior to collection and shall be separated from other refuse.
6. Bicycles, weed trimmers, push mowers (non-riding mowers), metal swing sets, basketball goals, children's toys, and patio furniture. Weed trimmers and push mowers shall be empty of gas or other fuel products.
7. Items not specifically excluded for collection in Section 94-29(e) at the discretion of the Director of Public Works.

(e) *Limitations.* The Public Works Department shall not collect the following items of refuse:

- (1) Tires or vehicle wheels.
- (2) Paint and paint-related products in a liquid form.
- (3) Construction debris, demolition debris, and roofing material. – The City shall not be responsible for collecting or hauling discarded building materials, dirt, broken concrete, asphalt, bricks, rock or debris resulting from repairs, remodeling, or construction waste (including, but not limited to, plumbing fixtures, sinks, bath tubs, shower stalls, toilets, cabinets, doors, windows, trim, sheetrock, insulation, wood paneling, water/sewer piping, wire, roofing material and debris, lumber, plywood, subfloor, siding, plastic pails or buckets 5-gallons or larger, pallets, landscape timbers, crossties, lattice, fencing of any type, carpet, ceramic tile and other floor coverings). Such material must be disposed of by the contractor, tenant, or owner of the property in accordance with any applicable local, State or Federal laws.
- (4) Cardboard boxes. Cardboard boxes shall only be collected when broken down and placed in the City issued recycling bin. Cardboard shall not be placed out as part of refuse collection. Several cardboard only recycling dumpsters are located throughout the City for residents to use.
- (5) Packing material, including but not limited to, packing peanuts, Styrofoam, air cushions, bubble wrap, shredded paper, wrapping materials, foam, and other similar material and other loose debris not contained in an all-weather container.
- (6) Hazardous and environmentally sensitive material, including but not limited to, wet paint, automotive parts, acid, explosive material, batteries, flammable items, dangerous or corrosive material, medical waste, needles, or any waste requiring special disposal procedures by the Rules of Solid Waste Management of the State of Georgia Department of Natural Resources or other local, State or Federal laws.
- (7) Refuse generated from commercial activity or by a person for hire on residential property.
- (8) No person shall place out for collection any refuse in violation of this section.
- (9) The resident shall be entitled to one curbside collection of refuse per collection schedule as determined by the Director of Public Works.

(e) *Schedule.* Refuse shall be collected on an alternating weekly schedule as follows:

- (1) One week on the north section of the City.
- (2) The following week on the south section of the City.
- (3) The dividing line between the north section and south section of the City is Martin Luther King, Jr. Boulevard from the east City limit to Thornton Avenue, south on Thornton Avenue to Emery Street, west on Emery Street to Tibbs Road, south on Tibbs Road to Walnut Avenue, west on Walnut Avenue to Dug Gap Mountain Battle Road at the top of the mountain.

(f) *Penalty.* Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7. The Director of Public Works and the Chief of Police, or their respective designee, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.

Secs. 94-30—94-55. - Reserved.

DIVISION 2. - BUSINESSES; MULTIFAMILY DWELLINGS

Sec. 94-56. - Duty to provide containers.

It shall be the duty of the owner, lessee, tenant, or occupant of a business or multifamily dwelling (not including triplex or less) to provide an adequate number of garbage and refuse containers or dumpster-type containers for the proper accumulation and disposal of garbage and refuse.

Sec. 94-57. - Occupants of business premises to properly secure refuse.

It shall be the responsibility of the occupant of a business premises to ensure that all garbage and refuse is properly secured in the appropriate garbage or refuse container. No garbage or refuse shall be allowed at any time to accumulate outside the garbage or refuse container.

Sec. 94-58. - Owners of multifamily dwelling premises to properly secure refuse.

It shall be the responsibility of the owner of multifamily dwelling premises (not including triples or less) to ensure that all garbage or refuse is properly secured in the appropriate garbage or refuse container. No garbage or refuse shall be allowed at any time to accumulate outside the garbage or refuse container.

Sec. 94-59. - Violations.

Failure to remove any accumulation of garbage or refuse outside the garbage or refuse container shall be deemed a violation of this division.

Sec. 94-60. - Inspections.

The Director of Public Works and the Chief of Police, or their designees, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.

Sec. 94-61. – Penalties.

Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7.

Secs. 94-61-94-70. - Reserved.

DIVISION 3. - CONSTRUCTION SITES

Sec. 94-71. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Building inspector means the building inspector for the City.

Construction and demolition waste means solid waste composed of building materials and rubble resulting from construction, remodeling, repair and demolition operations of houses, commercial buildings and other structures. Such waste includes, but is not limited to, roofing shingles containing asbestos, wood, bricks, metal, concrete, wall board, paper, cardboard, inert waste, and other wastes not likely to cause leachate of environmental concern.

Construction site means any residential, commercial, industrial, or other area, lot, or site which construction or demolition of any type is conducted including roads at buildings, and at all other places actively being constructed, demolished, renovated, or repaired.

Litter means the definition of litter contained in section 94-207 of the Code.

Sec. 94-72. - On-site burial of waste prohibited.

The burial on a construction site of construction and demolition waste, litter, tree trunks, logs, limbs, and tree tops is prohibited.

Sec. 94-73. - Containers required; exclusion; condition of building permit.

- (a) The owner, agent, or contractor in charge of a construction site shall furnish on such site containers sufficient to contain workers' litter and containers sufficient to contain all construction and demolition waste. All containers shall be conveniently available and maintained and secured or covered so as to prevent litter and waste from being spilled, discharged, or blown by wind or water. The primary contractor shall determine the number and capacity of containers, but no less than one container for construction waste shall be placed at each construction site. Containers required under this subsection shall be not less than ten gallons capacity. All containers shall be emptied as necessary, but not less frequently than weekly, except that containers used exclusively to contain construction and demolition waste shall be serviced with sufficient frequency to prevent spillage from overflow and to prevent offensive odors. All containers required under this subsection shall remain conveniently available on the site from the time construction activity commences until the construction activity ceases.
- (b) The requirement for containers in this section shall not apply to any construction site on which only repair or renovation of a building is taking place, provided that no litter or construction waste is placed, stored, or otherwise accumulated on the exterior of the property outside of a proper container and any such container is maintained in accordance with this subsection.
- (c) Prior to issuance of building permits for all construction or demolition, including new construction or remodeling of residential, commercial or industrial sites, the applicant must provide documentation of the manner in which collection, storage and disposal of all construction and demolition waste and litter shall be handled during construction. The Building Inspector, or his designee, shall approve the proper location for the containers.

Sec. 94-74. - Violations; penalties.

- (a) Upon determining that a violation of this division exists, the Building Inspector, or his designee, shall cause a written notice of violation to be issued to the subject owner or contractor setting forth the condition existing and a reasonable time within which the owner or contractor shall correct the condition.
- (b) Upon determining that the owner or contractor has failed to correct the subject condition within the time limit prescribed in the notice, the Building Inspector, or his designee, shall cause a summons and citation to be issued directing the violator to appear in the Municipal Court of the City of Dalton to answer the charge of violation of the appropriate section of this division.
- (c) Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7. The Building Inspector, Director of Public Works and the Chief of Police, or their respective designees, are authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section. Each day a violation of any provision of this division continues after expiration of the time to correct a violation shall constitute a separate violation.

DIVISION III. – SCHEDULE OF EXCESS SERVICE FEES

Sec. 94-75. - *Generally*. It shall be unlawful to dispose of any solid waste in the City of Dalton except as specified in this chapter.

Sec 94-76. - *Collection of fees*. The Chief Financial Officer of the City of Dalton is hereby authorized to establish a method for the orderly billing and collection of service fees provided for in this section.

Sec. 94-77. - *General violations*. The civil excess service fees for the following violations shall apply to all residences,

businesses, and institutions within City of Dalton:

- (1) Placing prohibited items other than dangerous items in a trash container for collection or disposal = \$50.00
- (2) Placing a dangerous (toxic, caustic, contagious, explosive or otherwise hazardous) item in a trash container for collection or disposal = \$1,000.00
- (3) Placing excessive garbage in the container that prevents the lid from closing, garbage that is piled on top of the container, garbage that is unbagged, or garbage that is placed outside of the container = \$10.00 per 20 gallon bag
- (4) Placing more than four (4) cubic yards of yard trimmings out for collection = \$30.00 for each additional cubic yard of yard trimmings
- (5) Placing more than two (2) cubic yards of refuse out for collection = \$30.00 for each additional cubic yard of refuse
- (6) Placing trash or garbage on the property of another or in the waste container of another without permission = \$25.00
- (7) Placing recyclable material in the City provided garbage container = \$10.00 per 20 gallon bag of material
- (8) Failure to remove property of tenant or lessee within 24 hours of eviction = \$250.00 per truck load
- (9) Placing construction debris, demolition debris, or roofing material out for collection = \$50.00 per cubic yard of said debris or material
- (10) Dumping garbage, yard trimmings, refuse, or junk on vacant lots or public roadway = \$250.00
- (11) Overloading a dumpster = \$50.00
- (12) Placing a dumpster in an unauthorized area = \$50.00
- (13) Failure to remove solid waste and personal property from right-of-way within 24 hours of move out of tenant or eviction = \$250.00

Sec. 94-78. - *Central Business District violations.* The civil excess service fees for the following violations shall apply to all businesses and institutions within the Central Business District:

- (1) Disposing of garbage or refuse in public waste containers meant for pedestrians = \$25.00
- (2) Disposing of garbage or refuse in front of the business establishment of another = \$50.00
- (3) Placing loose garbage on the sidewalk or street = \$25.00
- (4) Placing roll carts or bagged garbage on the street or sidewalk at other than established collection locations and periods = \$25.00

Sec. 94-79. - *Penalty.* Failure to pay the excess service fee in full within 30 days of the invoice date shall be a separate violation of this ordinance. Any person, business or entity who shall violate this section shall be subject to the general penalty as set forth in section 1-7 of the Code.

Sec. 94-80. - *Waiver of excess service fee.* The Director of Public Works is hereby authorized to establish from time to time a schedule of dates on which the excess service fee is waived for the collection of yard trimmings and refuse. The purpose and intent of the waiver is to provide for spring, fall and holiday cleaning of residential properties. Said schedule shall be published no later than 90 days prior to the scheduled dates. Said schedule shall be posted on the City website and provided to local media for publication to the general public.

Secs. 94-81- *Financial hardship waiver.* The Director of Public Works is hereby authorized to waive the excess service fee for a resident no more than one time in a twelve month period from the date of the last waiver, if any. The resident must complete a financial hardship affidavit in advance of the collection on such forms as provided by the City.

94-82 through 94-85. - Reserved.

Article III “Sanitary Landfill” of Chapter 94 “Solid Waste” of the Revised Code Of Ordinances Of 2001 of the City of Dalton, as amended, is hereby renumbered as Article IV “Sanitary Landfill”.

Should any section or provision of this Ordinance be declared by a Court of competent jurisdiction to be unconstitutional, invalid or unlawful, such declaration shall not affect the validity of the remaining portions of the ordinance not so declared to be unconstitutional, invalid, or unlawful.

All resolutions and ordinances of the City of Dalton or parts thereof in conflict herewith are hereby repealed.

This Ordinance shall take effect and be in force beginning August 17, 2020 following its adoption and publication in two public places within the City of Dalton for five (5) consecutive days, the public welfare of the City of Dalton requiring it.

ADOPTED AND APPROVED on the ___ day of _____, 20___, at the regular meeting of the Mayor and Council of the City of Dalton.

The foregoing Ordinance received its first reading on _____ and a second reading on _____. Upon second reading a motion for passage of the ordinance was made by Council member _____, second by Council member _____ and upon the question the vote is _____ ayes, _____ nays and the Ordinance is adopted.

CITY OF DALTON, GEORGIA

Attest:

MAYOR

CITY CLERK

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of the ____ day of _____, 20__.

CITY CLERK
CITY OF DALTON