

ORDINANCE NO. O-14-2021

AN ORDINANCE OF THE CITY OF GREEN COVE SPRINGS, FLORIDA AMENDING CITY CODE CHAPTER 66 ENTITLED SOLID WASTE TO CLARIFY THE REUIREMENTS THAT ALL CITY RESIDENTIAL SERVICE CUSTOMERS AND CITY COMMERCIAL ESTABLISHMENTS SHALL BE REQUIRED TO HAVE EITHER CONTAINERIZED OR NONCONTAINERIZED SOLID WASTE COLLECTION SERVICE; AMENDING CITY CODE SECTION 66-11(d) (1)f. TO REDUCE THE REQUIRED COMPREHENSIVE AUTOMOBILE INSURANCE FROM \$1,000,000.00 TO \$300,000.00 FOR CONSTRUCTION AND DEMOLITION (C&D) SERVICE WITHIN THE CITY; AMENDING CITY CODE SECTION 66-8. "DISPOSAL OF YARD WASTE; PERMITS TO BURN TRASH, ETC." TO ADD SUBSECTION (c) REQUIRING ALL LEAVES AND GRASS CLIPPINGS TO BE BAGGED; PROVIDING FOR CONFLICTS, SEVERABILITY, AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City Council finds that reducing the insurance limits for C & D Service franchisees is reasonable and may lead to more competition among such franchisees within the City; and

WHEREAS, the City Council desires to clarify and restate the policy that all residences and commercial establishments within the City shall be required to dispose of their garbage by containerized commercial service or a noncontainerized commercial service as defined in City Code Section 66-1 Definitions; and

WHEREAS, the City hereby clarifies and restates its policy to require that all leaves and grass clippings be bagged.

NOW, THEREFORE BE IT ENACTED BY THE CITY COUNCIL OF GREEN COVE SPRINGS, FLORIDA AS FOLLOWS:

SECTION 1. CODE AMENDED. City Code Section 66- 11(d) (1)f. is hereby amended in its entirety to now read as follows:

Sec. 66-11. - Nonexclusive franchise system for construction and demolition (C&D) service.

(d). *Application requirements.*

(1) f.

The applicant shall maintain in full force and effect insurance as specified herein for all policies written in the applicant's name. A comprehensive general liability policy shall be maintained in an amount not less than \$1,000,000.00 per occurrence combined single limit for bodily injury and property damage. This policy must also cover premises and/or operations, independent contractors,

products and/or completed operations. A comprehensive automobile policy shall be maintained in an amount not less than ~~\$1,000,000.00~~ \$300,000.00 per occurrence combined single limit for bodily injury and property damage. This policy must also cover owned vehicles, hired and non-owned vehicles. A worker's compensation policy shall be maintained in statutory limits in accordance with state law.

SECTION 2. There is hereby created a new subsection (c) to Section 66-2. "Container required" as follows:

Sec. 66-2. Container required.

(c)

The City hereby ratifies and restates its policy that all residences and commercial establishments within the City shall be required to dispose of their garbage by a containerized or noncontainerized service as defined in this chapter and to pay for such services either to the City or its franchisee.

SECTION 3. Section 66-8 of the City Code is hereby amended to add a subsection (c) as follows:

Sec. 66-8. Disposal of yard waste, permits to burn trash, etc.

(c)

All leaves and grass clippings shall be bagged before placement on the City right-of-way for disposal.

SECTION 4. CONFLICTS. If any portion of this Ordinance is in conflict with any other ordinance, then the provisions of this Ordinance shall govern.

SECTION 5. SEVERABILITY. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 6. EFFECTIVE DATE. Upon its adoption by the City Council, this ordinance shall become effective immediately.

**INTRODUCED AND APPROVED AS TO FORM ONLY ON THE FIRST
READING BY THE CITY COUNCIL OF GREEN COVE SPRINGS,
FLORIDA, ON THIS 15TH DAY OF JUNE, 2021.**

CITY OF GREEN COVE SPRINGS, FLORIDA

Edward R. Gaw, Mayor

ATTEST:

Erin West, City Clerk

**PASSED ON SECOND AND FINAL READING BY THE CITY COUNCIL
OF GREEN COVE SPRINGS, FLORIDA, THIS 6TH DAY OF JULY, 2021.**

CITY OF GREEN COVE SPRINGS, FLORIDA

Edward R. Gaw, Mayor

ATTEST:

Erin West, City Clerk

APPROVED AS TO FORM ONLY:

L.J. Arnold, III, City Attorney