

ORDINANCE NO. 564

AN ORDINANCE PROVIDING FOR AN AMENDMENT TO LOS FRESNOS CODE OF ORDINANCES, CHAPTER 34, ARTICLE I, IN GENERAL, SECTION 34.1, DEFINITIONS, ARTICLE II, COLLECTION AND DISPOSAL, SECTION 34.21, CARTS, 34.25, COLLECTION ROUTES, 34.26 HOLIDAYS AND 34.27, COMPLAINTS, REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

This ordinance was introduced and submitted to the City Council for passage and adoption after the second reading of the Ordinance. After presentation and discussion of the Ordinance, a motion was made by _____ that the Ordinance be finally passed and adopted in accordance with the City's Home Rule Charter. The motion was seconded by _____ and carried by the following voted:

Mayor Alejandro Flores	___ For ___ Against ___ Abstained
Councilmember Albert Escobedo	___ For ___ Against ___ Abstained
Councilmember Juan Munoz	___ For ___ Against ___ Abstained
Mayor Pro-Tem Gabriela Fernandez	___ For ___ Against ___ Abstained
Councilmember Luis Gonzalez	___ For ___ Against ___ Abstained
Councilmember Terry Vinson	___ For ___ Against ___ Abstained

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOS FRESNOS, TEXAS:

SECTION 1. Chapter 34, Solid Waste of the Code of Ordinances, City of Los Fresnos, Texas is hereby amended to read as follows:

Sec. 34-1. Definitions.

Contractor means ~~BFI Waste Services of Texas, LP, a Delaware limited partnership d/b/a Allied Waste Services of Rio Grande Valley,~~ Republic Services which is the corporation performing refuse collection and disposal under contract with city.

Sec. 34-21. Carts.

- (a) It shall be the duty of every person owning, managing, operating, leasing, or renting any premises to use a cart or dumpster provided by ~~Allied Waste~~ Republic Services for the daily accumulation of solid waste. **ALL SOLID WASTE IS TO BE BAGGED PRIOR TO PLACING IT IN THE CART OR DUMPSTER.** The cart shall be placed on the curb or not more than five feet from the curb of the street in the front yard for pickup. Placing the cart, brush, or any solid waste on any street or alley within the city limits is prohibited. Carts are to be ready for pickup on the street by 7:00 a.m. on the scheduled day but no more than 24 **12** hours before the scheduled time. Carts are to be removed from the public right-of-way as soon as reasonably possible, but not more than 24 **12** hours after garbage is picked up. **Carts must not be stored in the front yard after collection; they must be placed adjacent to the home or in the backyard until the next scheduled pickup.** Permanent structures are not authorized to be placed at the curb or in the front yard of a premises for the purpose of containing receptacles used for garbage. Every person owning, managing, operating, leasing, or renting any premises shall be responsible to ensure that each cart placed at the street curbside is kept in a sanitary condition, closed tightly, and sealed sufficiently to prevent animals from entering and scattering the material from within

the cart onto the street and premises. The contents of all receptacles shall be so protected that the wind cannot blow and scatter garbage over the streets, alleys, and other premises of the city. The method of picking up the solid waste, the type of containers, the designated location for pickup, the day of the week, and the time of pickup may be revised from time to time by Allied Waste Services or the city as it deems necessary.

Sec. 34-25. Collection routes.

Allied Waste **Republic** Services and the city will establish collection routes. These routes will be presented to all residents and businesses. Routes are subject to change from time to time, as conditions require.

Sec. 34-26. Holidays.

Allied Waste Services may recognize the following holidays and will not provide solid waste collection on those days: ~~New Year's Day, Memorial Day, Independence Day (July 4), Labor Day, Thanksgiving Day, and Christmas Day.~~ **Republic Services will continue to provide solid waste collection on the Holidays.** Should Allied Waste **Republic** Services elect to observe ~~any of these holidays~~ **a holiday**, the required collection service will be done on another day to be advertised and conveyed to those affected **prior to the holiday.**

Sec. 34-27. Complaints.

All complaints shall be made directly to Allied Waste **Republic** Services or to the city. Complaints will be handled promptly and in a courteous manner within 24 hours.

SECTION 4. That all ordinances that are in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. Should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part of provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

SECTION 6. This Ordinance shall take effect after the final reading and when caption of Ordinance has been published in the official newspaper of the City.

INTRODUCED AND APPROVED on the first reading this ____ day of _____, 2025.

APPROVED AND PASSED on the second reading this ____ day of _____, 2025.

Mayor, Alejandro Flores

ATTEST:

City Secretary, Jacqueline Moya