

**FOURTH AMENDMENT TO SOLID WASTE AND RECYCLING
COLLECTION SERVICES AGREEMENT**

This Fourth Amendment (“Fourth Amendment” hereafter) is made as of the ____ day of _____, 2022, by and between the **Town of Loxahatchee Groves**, a municipal corporation organized and existing under the laws of the State of Florida, (“Town”), and **Coastal Waste & Recycling of Palm Beach County, LLC**, a company authorized to do business in the State of Florida (“Coastal”).

RECITALS

WHEREAS, the parties entered into a Solid Waste and Recycling Collection Services Agreement which was amended by the First Amendment and the Second Amendment all on November 5, 2019, and the Third Amendment on August 17, 2021 (collectively, the “Agreement”); and

WHEREAS, the Agreement provides for specific rates to be charged to the customers within the Town by Coastal; and

WHEREAS, the Agreement provides for the ability for Coastal to petition the Town for a rate adjustment on the basis of extraordinary and unusual changes in the cost of operations that could not reasonably be foreseen by a prudent operator; and

WHEREAS, in accordance section 6.D. of the Agreement, Coastal has petitioned the Town for a rate adjustment based on the extraordinary and unusual increase in fuel prices; and

WHEREAS, the Town has determined it to be in the best interests of the residents of the Town to amending the rates as requested.

NOW, THEREAFORE, in consideration of the mutual promises set forth herein, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. Recitals. The parties agree that the recitals set forth above are true and correct and are fully incorporated herein by reference.
2. Amendment to Exhibit I, “Residential Collection”, “Commercial Collection”, “Special Services Rates”, and “Monthly Container Maintenance Fees”. Exhibit I of the Agreement is hereby deleted in its entirety and replaced with the Exhibit I as attached to this Third Amendment.
3. Entire Agreement. The Town and Coastal agree that this Fourth Amendment, in addition to terms of the Agreement, as previously modified as stated herein set forth the entire agreement between the parties, and that there are no promises or understandings other than those stated herein. None of the provisions, terms and conditions contained in the Agreement including the First, Second, Third and this Fourth Amendments thereto may be

The foregoing instrument was acknowledged before me by means of ___ physical presence or ___ online notarization this _____ day of _____, 2022 by _____, as _____ of Coastal Waste & Recycling of Palm Beach County, LLC, a company authorized to do business in the State of Florida, and who is personally known to me or who has produced the following _____ as identification.

Notary Public

Print Name: _____

My commission expires: _____