

**ORDINANCE NO. 2024-37**

**AN ORDINANCE OF THE CITY OF WYLIE, TEXAS, AMENDING WYLIE’S CODE OF ORDINANCES, ORDINANCE NO. 2021-17, AS AMENDED, CHAPTER 98 (SOLID WASTE), ARTICLE II (COLLECTION AND DISPOSAL), DIVISION 1 (GENERALLY), SECTION 98-21(A) (RESIDENTIAL COLLECTION—REGULATIONS); PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.**

**WHEREAS**, the City Council of the City of Wylie, Texas ("City Council") has previously adopted Ordinance Nos. 2023-33, 2011-26, 1987-55, and 1983-50 of the City of Wylie ("Wylie") establishing regulations governing garbage and refuse in the City of Wylie, Texas; and

**WHEREAS**, the City Council has investigated and determined that it is necessary to amend Chapter 98 (Solid Waste), Article II (Collection and Disposal), Division 1 (Generally), Section 98-21(a) (Residential Collection—Regulations) of the Wylie’s Code of Ordinances Ordinance No. 2021-17, as amended (“Code of Ordinances”);

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WYLIE, TEXAS, THAT:**

**SECTION 1: Findings Incorporated.** The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2: Amendment to Chapter 98 (Solid Waste), Article II (Collection and Disposal), Division 1 (Generally), Section 98-21(a) (Residential Collection—Regulations) of the Wylie Code of Ordinances.** Chapter 98 (Solid Waste), Article II (Collection and Disposal), Division 1 (Generally), Section 98-21(a) (Residential Collection—Regulations) is hereby amended as follows:

**“CODE OF ORDINANCES  
CHAPTER 98 – SOLID WASTE  
ARTICLE II (COLLECTION AND DISPOSAL)  
DIVISION 1 (GENERALLY)**

**Section 98-21 Residential Collection—Regulations**

- (a) Collection of regular garbage and rubbish shall occur one time per week in accordance with the terms of the solid waste contract.

...”

**SECTION 3: Penalty.** Any person, firm, corporation or entity that violates this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined a sum not exceeding two thousand dollars (\$2,000.00) if the violation relates to the public health and sanitation, otherwise the fine shall be a sum not exceeding five hundred dollars (\$500.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude the Wylie from filing suit to enjoin the violation. Wylie retains all legal rights and remedies available to it pursuant to local, state and federal law.

**SECTION 4: Savings/Repealing.** All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 5: Severability.** Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Wylie hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

**SECTION 6: Effective Date.** This Ordinance shall become effective from and after its passage and publication as required by the City Charter and by law.

**DULY PASSED AND APPROVED by the City Council of the City of Wylie, Texas, this 22nd day of October, 2024.**

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Matthew Porter, Mayor

ATTEST:

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Stephanie Storm, City Secretary

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