

May 8, 2020

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Requested by Department of Public Service

OFFERED BY: President Sommerville

ORDINANCE NO. 128 -2020 amending and supplementing Title 5 "Public Works", Chapter 52 "Garbage and Refuse," Section 52.14 "Service Charge" of the Akron Codified Ordinances; and declaring an emergency.

WHEREAS, Section 52.14 of the Akron Codified Ordinances governs the service charges associated with curbside collection and disposal of garbage and rubbish, and recycling service; and

WHEREAS, the City believes it administratively and functionally advisable to create a uniform curbservice fee.

NOW, THEREFORE, BE IT ENACTED by the Council of the City of Akron, Ohio:

Section 1. That Title 5 "Public Works", Chapter 52 "Garbage and Refuse," Section 52.14 "Service Charge" of the Code of Ordinances be and is hereby enacted, amended, and supplemented as follows:

#### CHAPTER 52: GARBAGE AND REFUSE

##### 52.14 – Service Charge.

- A. For properties covered by Section 52.15, there is an established fee ~~for combined curbside collection and disposal of garbage and rubbish with recycling service of twenty dollars per month.~~ The fee for combined curbside collection and disposal of garbage and rubbish **WITH OR** without recycling service is twenty-two dollars and fifty cents per month. For properties covered by the Homestead Exemption, ~~the fee for combined curbside collection and disposal of garbage and rubbish with recycling service is ten dollars and thirty cents per month,~~ and the fee for combined curbside collection and disposal of garbage and rubbish **WITH OR** without recycling service is twelve dollars and thirty cents per month. A penalty equal to ten percent of the total curbservice charge and any other charges shall be added to all bills not paid in full on or before the due date specified on the billing statement. Beginning on January 1, 2020, and on January 1 of every year thereafter, the fees for combined curbside collection and disposal of garbage and rubbish stated in this paragraph shall increase by a percentage equal to the annual increase in the American City and County Municipal Cost Index as published for June of the previous year, not to exceed fifty cents per year, rounded to the nearest cent; provided however that properties covered by the Homestead Exemption shall receive a fifty-percent discount on all rate increases under this section, and the rate increase for such properties shall be equal to one-half of the annual increase in the American City

and County Municipal Cost Index as published for June of the previous year, not to exceed twenty-five cents per year, rounded to the nearest cent.

- B. The Director of Public Service is hereby authorized to promulgate rules and regulations for the collection of such service charges and is further authorized, with the consent of Council, to adjust such charges upward during any year. The Director of Public Service shall promulgate rules and regulations to establish a curb service program for eligible senior citizens at a reduced rate. The Director of Public Service is further authorized during any year, when there is on deposit on such date and appropriated by Council a sum of money to pay costs of such collection and disposal, to adjust such service charges downward to charges which will produce funds which, when added to the sum of money so on deposit and appropriated, will be sufficient to pay all costs of such collection and disposal. The service charge shall be applicable only to households which participate in the collection program.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare in order to standardize curbservice rates, and provided this ordinance receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor as may be required by law; otherwise, it shall take effect and be in force at the earliest time allowed by law.

Passed May 11, 2020

Dana R. Biviano, Deputy  
Clerk of Council

Ray Samuels  
President of Council

Approved 5/13, 2020

Dan Flynn  
MAYOR

Code ✓

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AKRON CITY COUNCIL



## Akron City Council - Uniform Council Report (UCR)

### PART I – General Information

Subject of Requested Legislation:

The Public Service Director is requesting legislation to revise ACO 52.14 to remove the recycling credit and to charge all curbside customers a uniform rate regardless of recycling.

Department/Division: Service Director

Requestor: Chris Ludle

Phone/Ext: 330-375-2270

If applicable, previous legislation on this subject (reference by ordinance/resolution number):

N/A

Purpose/Objective of Legislation:

The purpose of this legislation is to revise the municipal code to charge a uniform rate to all curbservice customers regardless of whether they engage in the act of recycling. Recycling would still be an available service but customers would not longer receive a discount for doing so.

### PART II – Financial Information

Does this Legislation directly involve the expenditure of funds?

☐ YES

☒ NO

Was this expenditure budgeted for in the current operating budget?

☐ YES

☒ NO

If "YES," describe how the budgeted amount for the project compares to the actual or estimated costs:

#### City Expenditures

| Budgeted Costs |  |
|----------------|--|
| Amount:        |  |
| Fund:          |  |
| Org:           |  |
| Acct:          |  |

| Estimate of Costs |  |
|-------------------|--|
| Amount:           |  |
| Fund:             |  |
| Org:              |  |
| Acct:             |  |

|         |  |
|---------|--|
| Amount: |  |
| Fund:   |  |
| Org:    |  |
| Acct:   |  |

|         |  |
|---------|--|
| Amount: |  |
| Fund:   |  |
| Org:    |  |
| Acct:   |  |

#### City Receipts

| City Receipt of Funds |  |
|-----------------------|--|
| Amount:               |  |
| Fund:                 |  |
| Org:                  |  |
| Acct:                 |  |

| Other Consideration |  |
|---------------------|--|
|                     |  |

Total expenditure (if applicable): \$ \_\_\_\_\_

Total receipts (if applicable): \$ \_\_\_\_\_

### PART III – DETAILED INFORMATION:

Attach detailed information/documentation, as described in UCR Instruction Sheet.

Summary of Ordinance No. 128-2020 enacted by Akron City Council on May 11, 2020 amending and supplementing Title 5 “Public Works”, Chapter 52 “Garbage and Refuse,” Section 52.14 “Service Charge” of the Akron Codified Ordinances; and declaring an emergency.

BY: Robert Keith, Clerk of Council

*\*advertised in Akron Beacon Journal 5/15/20. Req # MYR0056-144845*