

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS

ORDINANCE NO. 09-2018

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES, ARTICLE 19.02, SOLID WASTE, SUBSECTION 19.02.007(b) BY DELETING ALL REFERENCES TO LARGE BRUSH AND BY ADDING SUBSECTION 19.02.007(c) TO PROVIDE FOR THE LOCATION, DAY AND TIMES FOR PLACEMENT OF LARGE BRUSH AT THE CURBLINE FOR COLLECTION; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 19.02.007, subsection (b), currently prohibits the placement of both large brush and large/bulky items at the curbline earlier than 7:00 a.m. on the Saturday immediately preceding the bulk collection week; and

WHEREAS, the City Council recognizes that it may require two (2) weekends to cut, stack and place large brush at the curbline; and

WHEREAS, after discussion and consideration, the City Council has determined that it is in the best interest of the health, safety and welfare of the City to amend this subsection to allow citizens to place large brush only at the curbline no more than ten (10) days preceding the scheduled bulk collection week.

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

SECTION 1. That the Code of Ordinances of the City of Seagoville, Texas be, and the same is, hereby amended by amending Article 19.02, Solid Waste, Subsection 19.02.007(b) by deleting all references to large brush and by adding Subsection 19.02.007(c) to provide for the location, day and times for placement of large brush at the curbline for collection, which shall read as follows:

"ARTICLE 19.02 SOLID WASTE

Division 1. Generally

Sec. 19.02.007 Placement for collection

(a)

(b) Large/bulky items may be placed at the curblin no earlier than 7:00 a.m. on Saturday immediately preceding bulk collection week.

(c) Large brush shall be stacked loose with the large end facing the street in piles no taller than five (5) feet high and free of any foreign objects. Large brush may be placed at the curblin no earlier than 7:00 a.m. on the tenth (10th) day preceding bulk collection week."

SECTION 2. That if any section, article, paragraph, sentence, clause, phrase or word in this ordinance, or application to any persons or circumstances, is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 3. That all provisions of the Ordinances of the City of Seagoville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than five hundred dollars (\$500.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the 4th day of June, 2018.

APPROVED:



DENNIS K. CHILDRESS, MAYOR

ATTEST:

Kandi Jackson
KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

Alexis G. Allen
ALEXIS G. ALLEN, CITY ATTORNEY
(/cdb 05/24/2018)