

RESOLUTION NUMBER 12-1991

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE ESTABLISHING FRANCHISE FEES FOR GARBAGE COLLECTION FRANCHISES AND SETTING RATES TO BE CHARGED BY FRANCHISEES UNDER ORDINANCE NUMBER 1301 AND REPEALING RESOLUTION NUMBER 14-1990.

WHEREAS, Section 21 of Ordinance 1301 dated October 7, 1974, provides that the City Council shall establish compensation for the contract rights to garbage franchises and for the use of City streets, and

WHEREAS, Section 20 of Ordinance 1301 provides that the City Council shall set rates to be charged by the garbage franchisees by Council resolution, and

WHEREAS, the garbage haulers have requested an increase based on increased operating cost and a rate of return below acceptable ranges set by other metro area jurisdictions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Milwaukie, Oregon, that the franchise fee be established at a rate of 3% of gross receipts beginning with fiscal year 1991-92. The franchise fee shall be paid quarterly within 30 days of the end of each calendar quarter. A penalty of 10% shall be added for payments received later than 40 days after the end of each calendar quarter.

BE IT FURTHER RESOLVED that rates to be charged by franchisees shall be as set forth in Exhibit "A" attached hereto, which is by reference made a part hereof, and that said rates shall be as set forth on the attached Exhibit "A" shall be effective on the 1st day of July, 1991.

BE IT FURTHER RESOLVED that Resolution Number 14-1990 is hereby repealed.

Introduced and adopted by the City Council on the 16th day of April, 1991, at a regular meeting of the City Council.


Craig Lomnicki, Mayor

ATTEST:


City Recorder

Approved as to form:

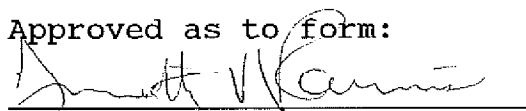

Tim Ramis, City Attorney

EXHIBIT "A"
TO RESOLUTION NUMBER _____
SOLID WASTE AND WASTE COLLECTION RATES
IN THE CITY OF MILWAUKIE

Effective the 1st day of July, 1991

32 GALLON CAN

Residential Rates

The rate per 32 gallon can per month shall be:

One Collection per Week - One Can	14.05
One Collection per Week - Two Cans	26.70
One Collection per Week - Each Add't'l Can	11.50
One Collection per Week - One Can 20 Gallons or less	10.60

Court Apartments

The rate per 32 gallon can per month shall be:

One Collection per Week - per Can	12.60
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Commercial Can Rates

The rate per 32 gallon can, one stop per week:

One Collection per Week - One Can	14.85
One Collection per Week - Two Cans	28.10
One Collection per Week - Each Add't'l Can	11.50

Additional stops per week for 32 gallon cans shall be served at 100% of the first stop per week rate.

Additional Residential Service:

Occasional service on the regular route in the area is available upon notification of your collection at least 24 hours prior, or personal contact with the driver ("Yoo-Hoo" service) on the route as in the past.

The rate on a per can basis shall be:

(Cash)	5.15
(If Billed)	6.70

I. 90 GALLON CART - RESIDENTIAL ROADSIDE RATE

The cart must be at roadside by 6:00 a.m. on the day of collection.

The rate per cart per month shall be:

One Collection per Week - per Cart	19.00
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Additional stop per week shall be served at 125% of the first stop per week rate.

A collector may require a deposit of \$30 at the time a cart is initially placed. The deposit will be refunded upon return of the cart or at the expiration of five (5) years, whichever first occurs, providing the cart is maintained in good condition under the care, custody and control of the customer (reasonable wear and tear excepted). A collector may refuse carts to any customer where the use is not compatible with the cart. Cart service will not be provided for commercial customers.

90 GALLON CART - COMMERCIAL ROADSIDE RATE

The cart must be at roadside by 6:00 a.m. on the day of collection. The rate per cart per month shall be:

One Collection Per Week - Per Cart 22.40

Additional stop per week shall be served at 125% of the first stop per week rate.

A collector may require a deposit of \$30 at the time a cart is initially placed. The deposit will be refunded upon return of the cart or at the expiration of five (5) years, whichever first occurs, providing the cart is maintained in good condition under the care, custody and control of the customer (reasonable wear and tear excepted). A collector may refuse carts to any customer where the use is not compatible with the cart.

The weight limit for both residential and commercial carts shall be 120 pounds.

II. CONTAINER SERVICE

A. Loose Material - one stop per week, first container:

One Yard	83.40
One and one-half Yard	114.25
Two Yards	151.30
Three Yards	205.85
Four Yards	272.35
Six Yards	366.85
Eight Yards	472.30

Additional containers shall be served at 90% of the first container rate. Additional stops per week shall be served at 90% of the first stop per week rates. The collector shall furnish the containers.

B. Compacted Material - one stop per week, first container:

One Yard	151.90
Two Yards	278.35
Three Yards	382.15

Additional containers shall be served at 90% of the first container rate. Additional stops per week shall be served at 90% of the first stop per week rates. Compactors furnished by the customers shall be compatible with the equipment of the collector. If the collector agrees to furnish the compactor, the collector may charge a reasonable rental fee based on the value of the compactor and the cost of repair and maintenance.

V. DROP BOX SERVICE

A. Loose Material - for repeat customers:

20 Yards	78.90	(plus disposal costs)
30 Yards	100.50	(plus disposal costs)
40 Yards	116.15	(plus disposal costs)

An additional \$21.55 per drop box may be charged for one-stop service (plus disposal costs). A reasonable deposit for disposal costs may be charged.

B. Compacted Material:

Under 18 Cubic Yards	95.05	(plus disposal costs)
18-29 Yards	5.90	(plus disposal costs)
30-39 Yards	5.20	(plus disposal costs)
40+ Yards	4.60	(plus disposal costs)

Rental Fee after 48 hours on location, per 10 yards of drop box capacity,
per day 3.35

V. CLEAN-UP CONTAINER RATES

Container Size

1 Yard	45.00
1-1/2 Yards	55.15
2 Yards	67.25
3 Yards	85.05

Plus rent after 48 hours:

1 - 2 Yards	2.20 per day
3 Yards	3.30 per day

I. ANY OTHER TYPE OF SERVICE

If, due to changes in technology or needs of residents and business people of Milwaukie, additional or other types of services are needed, the charge for the service shall not be discriminatory, shall be reasonable by being commensurate with the rates above, and shall not exceed the rates most generally applicable in the Portland Metropolitan area.