

ORDINANCE NO. 2016-\_\_\_\_\_

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**AN ORDINANCE AMENDING CHAPTER 96, "HEALTH AND SAFETY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 96.12, "COLLECTION REGULATIONS," TO CLARIFY REQUIREMENTS FOR PULL CART STORAGE; BY AMENDING SECTION 96.13, "SERVICE CHARGES," TO MODIFY RATES AND SERVICE CHARGES FOR COLLECTION OF RESIDENTIAL AND COMMERCIAL GARBAGE AND BULK WASTE IN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

**WHEREAS**, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That Section 96.12, "Collection Regulations," of the City of Pompano Beach Code of Ordinances are hereby amended to read as follows:

**§ 96.12 COLLECTION REGULATIONS.**

All solid waste generated within the geographic boundaries of Pompano Beach shall be collected by the Franchise Collector and disposed of as directed by the city disposal agreement. All materials shall be generated from the property on which the materials are placed for removal.

- (A) Residential customer – house, duplex and triplex dwellings.

(1) Shall keep and maintain Roll Cart(s) provided by the city contractor bags in which garbage or program recyclables shall be deposited for collection. Roll cart(s) shall be sufficient in number to meet the requirements of collecting materials generated at the site as per the schedule described in § 96.11, unless otherwise specified herein.

...

(7) Roll Cart(s) shall not be placed for collection earlier than 5:00 p.m. on the day prior to the scheduled collection day or later than 7:00 a.m. on the scheduled collection day, and all Roll Cart(s) shall be removed from curbside on the day of collection and returned to a location that is away from public view.

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**SECTION 2.** That Section 96.13, "Service Charges," of the City of Pompano Beach Code of Ordinances are hereby amended to read as follows:

**§ 96.13 SERVICE CHARGES.**

...

(A) Residential Customer. For residential customers using roll cart service, which are billed by the city, a charge of \$2.64 per unit per month, shall be imposed. With the exception of multi-family dwellings, an additional fee of ~~\$10.00~~ \$10.10 per month shall be imposed for collection other than curbside and must be for a minimum of three months. This fee may be imposed where the design of the property prohibits the service vehicle from entering the location for the collection of waste, thus requiring walk-out service. Properties may request this service by writing to the Public Works Director or his designee. This fee may be waived by city where all occupants of a dwelling unit are physically incapacitated and unable to transport their garbage curbside. Proof of physical incapacity or inability must be provided to the Public Works Director or his designee and he may impose such reasonable conditions as may be required for waiver and certification. Trailer parks shall incur a charge for each trailer pad regardless of whether any pad spaces are occupied or vacant. Trailer parks using dumpster containers shall pay the charges as set out in subsection B (commercial or business establishments and construction & demolition) below.

(1) Residences with Roll Cart service and billed directly by City. All costs are represented by the unit. Pricing is inclusive of hauling, disposal and service fee.

Residence	<del>\$19.96</del> <u>\$20.13</u> per month
Multi-Family	<del>\$16.29</del> <u>\$15.94</u> per month
Mobile Home	<del>\$16.29</del> <u>\$16.43</u> per month

(2) Residences with dumpster services:

Multi-Family & Mobile Homes Non-Compacted Dumpster  
Pricing is inclusive of hauling, disposal and \$2.22 per yard Special Service Fee.

	2 Week Service	3 Week Service	4 Week Service	5 Week Service	6 Week Service	7 Week Service
1 Yard <sup>3</sup>	<del>\$114.97</del> <u>\$116.14</u>	<del>\$172.46</del> <u>\$174.22</u>	<del>\$229.97</del> <u>\$232.31</u>	<del>\$287.45</del> <u>\$290.38</u>	<del>\$344.93</del> <u>\$348.45</u>	<del>\$402.43</del> <u>\$406.53</u>
2 Yard <sup>3</sup>	<del>\$157.86</del> <u>\$159.47</u>	<del>\$236.76</del> <u>\$239.17</u>	<del>\$315.68</del> <u>\$318.91</u>	<del>\$394.61</del> <u>\$398.63</u>	<del>\$473.54</del> <u>\$478.37</u>	<del>\$552.46</del> <u>\$558.10</u>
3 Yard <sup>3</sup>	<del>\$200.70</del> <u>\$202.76</u>	<del>\$301.07</del> <u>\$304.14</u>	<del>\$401.42</del> <u>\$405.51</u>	<del>\$501.77</del> <u>\$506.88</u>	<del>\$602.12</del> <u>\$608.26</u>	<del>\$702.48</del> <u>\$709.65</u>
4 Yard <sup>3</sup>	<del>\$243.57</del> <u>\$246.06</u>	<del>\$365.37</del> <u>\$369.09</u>	<del>\$487.15</del> <u>\$492.12</u>	<del>\$608.94</del> <u>\$615.16</u>	<del>\$730.73</del> <u>\$738.19</u>	<del>\$852.51</del> <u>\$861.20</u>
6 Yard <sup>3</sup>	<del>\$294.65</del> <u>\$297.65</u>	<del>\$441.96</del> <u>\$446.46</u>	<del>\$589.28</del> <u>\$595.30</u>	<del>\$736.60</del> <u>\$744.12</u>	<del>\$783.92</del> <u>\$791.92</u>	<del>\$1,031.25</del> <u>\$1,041.77</u>
8 Yard <sup>3</sup>	<del>\$345.71</del> <u>\$349.23</u>	<del>\$518.56</del> <u>\$523.85</u>	<del>\$691.41</del> <u>\$698.47</u>	<del>\$864.27</del> <u>\$873.09</u>	<del>\$1,037.12</del> <u>\$1,047.70</u>	<del>\$1,209.97</del> <u>\$1,222.32</u>

Multi-Family Compacted Dumpster

Pricing is inclusive of hauling, disposal and \$8.88 per yard Special Service Fee.

	2 Week Service	3 Week Service	4 Week Service	5 Week Service	6 Week Service	7 Week Service
2 Yard <sup>3</sup>	<del>\$416.69</del> <u>\$420.94</u>	<del>\$625.00</del> <u>\$631.37</u>	<del>\$833.31</del> <u>\$841.83</u>	<del>\$1,041.65</del> <u>\$1,052.27</u>	<del>\$1,250.00</del> <u>\$1,262.74</u>	<del>\$1,458.31</del> <u>\$1,473.21</u>
3 Yard <sup>3</sup>	<del>\$579.93</del> <u>\$585.84</u>	<del>\$869.88</del> <u>\$878.74</u>	<del>\$1,159.85</del> <u>\$1,171.67</u>	<del>\$1,449.81</del> <u>\$1,464.58</u>	<del>\$1,739.75</del> <u>\$1,757.48</u>	<del>\$2,029.74</del> <u>\$2,050.45</u>
4 Yard <sup>3</sup>	<del>\$743.17</del> <u>\$750.78</u>	<del>\$1,114.78</del> <u>\$1,126.14</u>	<del>\$1,486.37</del> <u>\$1,501.52</u>	<del>\$1,857.95</del> <u>\$1,876.92</u>	<del>\$2,229.54</del> <u>\$2,252.30</u>	<del>\$2,601.15</del> <u>\$2,627.66</u>
6 Yard <sup>3</sup>	<del>\$1,026.38</del> <u>\$1,036.84</u>	<del>\$1,539.55</del> <u>\$1,555.24</u>	<del>\$2,052.74</del> <u>\$2,073.69</u>	<del>\$2,565.93</del> <u>\$2,592.11</u>	<del>\$3,079.12</del> <u>\$3,110.53</u>	<del>\$3,592.31</del> <u>\$3,628.95</u>

Ancillary Services

Container roll out (per service)	<del>\$10.00</del> <u>\$10.10</u>
Casters (monthly per container)	<del>\$6.25</del> <u>\$6.31</u>
Special Pickup (per yard)	<del>\$15.00</del> <u>\$15.15</u>
Locking (monthly per container)	<del>\$10.00</del> <u>\$10.10</u>
Ticketed Service (additional per yard)	<del>\$3.00</del> <u>\$3.03</u>

(B) Commercial or Business Establishments and Construction & Demolition

Commercial or Business Establishments Non-Compacted Dumpster  
Pricing is inclusive of hauling, disposal and \$.95 per yard Special Service Fee.

	1 Week Service	2 Week Service	3 Week Service	4 Week Service	5 Week Service	6 Week Service	7 Week Service
1 yard <sup>3</sup>	<del>\$114.10</del> <u>\$115.22</u>	<del>\$228.20</del> <u>\$230.45</u>	<del>\$342.33</del> <u>\$345.69</u>	<del>\$456.43</del> <u>\$460.92</u>	<del>\$570.53</del> <u>\$576.14</u>	<del>\$684.63</del> <u>\$691.37</u>	<del>\$798.73</del> <u>\$806.58</u>
2 yard <sup>3</sup>	<del>\$174.79</del> <u>\$176.50</u>	<del>\$349.66</del> <u>\$353.06</u>	<del>\$524.47</del> <u>\$529.57</u>	<del>\$699.30</del> <u>\$706.09</u>	<del>\$874.11</del> <u>\$882.61</u>	<del>\$1,048.94</del> <u>\$1,059.13</u>	<del>\$1,223.77</del> <u>\$1,235.67</u>
3 yard <sup>3</sup>	<del>\$235.51</del> <u>\$237.78</u>	<del>\$471.08</del> <u>\$475.64</u>	<del>\$706.63</del> <u>\$713.47</u>	<del>\$942.16</del> <u>\$951.26</u>	<del>\$1,177.71</del> <u>\$1,189.10</u>	<del>\$1,413.24</del> <u>\$1,426.90</u>	<del>\$1,648.78</del> <u>\$1,664.72</u>
4 yard <sup>3</sup>	<del>\$296.23</del> <u>\$299.08</u>	<del>\$592.53</del> <u>\$598.23</u>	<del>\$888.78</del> <u>\$897.34</u>	<del>\$1,185.03</del> <u>\$1,196.44</u>	<del>\$1,481.29</del> <u>\$1,495.57</u>	<del>\$1,777.55</del> <u>\$1,794.68</u>	<del>\$2,073.81</del> <u>\$2,093.79</u>
6 yard <sup>3</sup>	<del>\$400.30</del> <u>\$404.14</u>	<del>\$800.72</del> <u>\$808.38</u>	<del>\$1,201.08</del> <u>\$1,212.58</u>	<del>\$1,601.45</del> <u>\$1,616.79</u>	<del>\$2,001.81</del> <u>\$2,020.96</u>	<del>\$2,402.17</del> <u>\$2,425.16</u>	<del>\$2,802.53</del> <u>\$2,829.36</u>
8 yard <sup>3</sup>	<del>\$504.38</del> <u>\$509.18</u>	<del>\$1,008.93</del> <u>\$1,018.54</u>	<del>\$1,513.39</del> <u>\$1,527.83</u>	<del>\$2,017.85</del> <u>\$2,037.09</u>	<del>\$2,522.32</del> <u>\$2,546.37</u>	<del>\$3,026.78</del> <u>\$3,055.63</u>	<del>\$3,531.25</del> <u>\$3,564.93</u>

Commercial or Business Establishments Compacted Dumpster  
Pricing is inclusive of hauling, disposal and \$3.80 per yard Special Service Fee.

	1 Week Service	2 Week Service	3 Week Service	4 Week Service	5 Week Service	6 Week Service	7 Week Service
2 yard <sup>3</sup>	<del>\$264.87</del> <u>\$297.57</u>	<del>\$589.81</del> <u>\$595.15</u>	<del>\$884.67</del> <u>\$892.71</u>	<del>\$1,179.61</del> <u>\$1,190.29</u>	<del>\$1,474.48</del> <u>\$1,487.86</u>	<del>\$1,769.38</del> <u>\$1,785.39</u>	<del>\$2,064.29</del> <u>\$2,083.00</u>
3 yard <sup>3</sup>	<del>\$408.99</del> <u>\$412.65</u>	<del>\$817.94</del> <u>\$825.30</u>	<del>\$1,226.93</del> <u>\$1,237.95</u>	<del>\$1,635.91</del> <u>\$1,650.56</u>	<del>\$2,044.89</del> <u>\$2,063.24</u>	<del>\$2,453.89</del> <u>\$2,475.90</u>	<del>\$2,862.84</del> <u>\$2,888.51</u>

4 yard <sup>3</sup>	<del>\$523.07</del>	<del>\$1,046.13</del>	<del>\$1,569.18</del>	<del>\$2,092.25</del>	<del>\$2,615.29</del>	<del>\$3,138.35</del>	<del>\$3,661.42</del>
	<u>\$527.73</u>	<u>\$1,055.44</u>	<u>\$1,583.15</u>	<u>\$2,110.88</u>	<u>\$2,638.64</u>	<u>\$3,166.35</u>	<u>\$3,694.08</u>
6 yard <sup>3</sup>	<del>\$729.54</del>	<del>\$1,459.11</del>	<del>\$2,188.69</del>	<del>\$2,918.22</del>	<del>\$3,647.80</del>	<del>\$4,377.33</del>	<del>\$5,106.88</del>
	<u>\$735.99</u>	<u>\$1,471.96</u>	<u>\$2,207.99</u>	<u>\$2,943.98</u>	<u>\$3,679.95</u>	<u>\$4,415.94</u>	<u>\$5,151.94</u>

**Commercial or Business Establishments Roll-Off Municipal Solid Waste (MSW)  
Service**

Pricing is per pull including a \$.95 per yard Special Service Fee.  
The cost for disposal is a direct pass through based on ~~\$78.46~~ \$80.19 per ton.

	10 yard <sup>3</sup>	15 yard <sup>3</sup>	20 yard <sup>3</sup>	30 yard <sup>3</sup>	40 yard <sup>3</sup>
Open Top	<del>\$204.50</del>	<del>\$209.25</del>	<del>\$214.00</del>	<del>\$223.50</del>	<del>\$233.00</del>
	<u>\$206.59</u>	<u>\$211.38</u>	<u>\$216.18</u>	<u>\$225.78</u>	<u>\$235.38</u>
Compactor	<del>\$305.40</del>	<del>\$340.60</del>	<del>\$375.80</del>	<del>\$446.20</del>	<del>\$516.60</del>
	<u>\$308.52</u>	<u>\$344.07</u>	<u>\$379.63</u>	<u>\$450.75</u>	<u>\$521.87</u>

**Commercial or Business Establishments Roll-Off C&D, Bulky and Misc. Waste  
Service**

Pricing is all inclusive, including disposal and Franchise Fee.

	10 yard <sup>3</sup>	15 yard <sup>3</sup>	20 yard <sup>3</sup>	30 yard <sup>3</sup>	40 yard <sup>3</sup>
Open Top	<del>\$326.61</del>	<del>\$397.41</del>	<del>\$468.22</del>	<del>\$609.83</del>	<del>\$751.44</del>
	<u>\$329.93</u>	<u>\$401.47</u>	<u>\$473.00</u>	<u>\$616.05</u>	<u>\$759.11</u>

**Commercial or Business Establishments Roll Cart Service**

Pricing is all inclusive, including a \$.95 per yard Special Service Fee, on a  
monthly basis. Containers will only be serviced twice per week.

One roll cart	<del>\$83.87</del> <u>\$84.68</u>
Two roll carts	<del>\$129.73</del> <u>\$130.97</u>
Three roll carts	<del>\$174.59</del> <u>\$176.25</u>
Four roll carts	<del>\$220.47</del> <u>\$222.55</u>

Ancillary Services

Container roll out (per service)	<del>\$10.00</del>
	<u>\$10.10</u>
Casters (monthly per container)	<del>\$6.25</del>
	<u>\$6.31</u>
Special Pickup (per yard)	<del>\$15.00</del>
	<u>\$15.15</u>
Locking (monthly per container)	<del>\$10.00</del>
	<u>\$10.10</u>
Ticketed Service (additional per yard)	<del>\$3.00</del>
	<u>\$3.03</u>

...

**SECTION 3.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 4.** This Ordinance shall become effective immediately upon passage.

**PASSED FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**PASSED SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
**LAMAR FISHER, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**ASCELETA HAMMOND, CITY CLERK**

/jrm  
8/25/16  
l:ord/ch96/2016-284