

RESOLUTION NO. 21-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA; ESTABLISHING REVISED SERVICE CHARGES AND RATES FOR COLLECTION AND DISPOSAL OF SOLID WASTE; SUPERSEDING PRIOR RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Subsection 56-29(a) of the Code of Ordinances, City of Port Orange, Florida, provides for solid waste collection and disposal rates to be set by resolution of the City Council; and

WHEREAS, Subsection 56-29(b) of the Code of Ordinances, City of Port Orange, Florida, requires rates including garbage, recyclable material, yard waste, landfill, and other costs for the service to be reviewed and adjusted to ensure adequate revenue for the operation of the solid waste enterprise fund without using general fund monies to subsidize such operation and to satisfy good accounting and business practices; and

WHEREAS, the City Council has reviewed staff reports, rate studies, budgetary and such other information as needed to ensure that the rates adopted herein are fair and equitable to all citizens and are in compliance with the mandates of the Code of Ordinances, City of Port Orange, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA:

Section 1. The City of Port Orange shall franchise a service for the collection and disposal of solid waste as prescribed by Section 56-29 of the Code of Ordinances, and all persons, firms or corporations whose premises are serviced thereby shall pay the following rates effective on January 1, 2022:

A. RESIDENTIAL SINGLE FAMILY UNIT

Garbage, recycle, yard waste	
Occupied Single-Family Unit	\$ 22.58 per month
Unoccupied* Single-Family Unit	\$11.29 per month
Yard Waste put in Plastic Bags	No Charge
Yard Waste Bundled, Boxed and Tied — Weight not to Exceed 50 Pounds per Bundle	No Charge

B. RESIDENTIAL MULTIPLE DWELLING UNIT

Garbage, recycle, yard waste	
Occupied Units	\$ 22.58 per month per unit
Unoccupied* Units	\$ 11.29 per month per unit
Yard Waste put in Plastic Bags	No Charge
Yard Waste Bundled, Boxed and Tied — Weight not to Exceed 50 Pounds per Bundle	No Charge

C. MOBILE HOME PARK

Garbage, recycle, yard waste	
Occupied Units	\$ 22.58 per month per unit
Unoccupied* Units	\$ 11.29 per month per unit
Vacant Lot**	\$ 11.29 per month per lot
Yard Waste put in Plastic Bags	No Charge
Yard Waste Bundled, Boxed and Tied — Weight not to Exceed 50 Pounds per Bundle	No Charge

*Unoccupied –

- When a single family unit; multi-family unit; business, commercial, industrial unit; or mobile home is vacant AND water/sewer service is turned off, the resident, owner, and/or customer may request unoccupied status by contacting the customer service department to notify the City that the Unit is unoccupied. The rate shall be increased to the occupied rate once water/sewer service is turned on and/or the property is occupied. The resident, customer, and/or owner shall notify the City immediately once the property is occupied.

****Vacant Lot**

- The owner of a trailer park or mobile home park, which is served water through a master meter, may request vacant lot status when a lot is vacant. Vacant lot for purposes of this section means no building or other structure on it. In order to receive the vacant lot rate, the number of vacant lots, along with the lot number and address of each lot, must be reported in writing to the customer service department before the 15th day of each month. The owner must immediately notify the City once a property in vacant lot status is no longer vacant. Master meter for purposes of this section means a single meter serving all lots within a mobile home park or trailer park.

- The city, at any time through its employees or agents, may periodically check the use of any trailer parks or mobile home parks for the purpose of ascertaining if there is a discrepancy on the part of the owner's or operator's declarations of vacant lot status.

D. TRAVEL TRAILER PARK

Garbage Cans – 3 Can Limit

Garbage, recycle, yard waste	\$ 22.58 per month/per unit
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E. BUSINESS, COMMERCIAL AND INDUSTRIAL

Garbage Cans - 5 Can Limit

Garbage and yard waste Occupied per unit	\$ 34.26 per month per unit
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Unoccupied* per unit	\$ <u>17.13</u> per month per unit
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F. CONTAINERS (FOR RESIDENTIAL MULTIPLE DWELLINGS, MOBILE HOME PARKS, TRAVEL TRAILER PARKS, AND BUSINESS, COMMERCIAL AND INDUSTRIAL PROPERTY)

2 Cubic Yard Container

1 pickup per week	\$ 68.53 per month
2 pickups per week	\$ 137.06 per month
3 pickups per week	\$ 205.59 per month
4 pickups per week	\$ 274.11 per month
5 pickups per week	\$ 342.64 per month
6 pickups per week	\$ 411.17 per month
7 pickups per week	\$ 479.70 per month

4 Cubic Yard Container

1 pickup per week	\$ 137.06 per month
2 pickups per week	\$ 274.11 per month
3 pickups per week	\$ 411.17 per month
4 pickups per week	\$ 584.23 per month
5 pickups per week	\$ 685.29 per month
6 pickups per week	\$ 822.34 per month
7 pickups per week	\$ 959.40 per month

6 Cubic Yard Container

1 pickup per week	\$ 205.59 per month
2 pickups per week	\$ 411.17 per month
3 pickups per week	\$ 616.76 per month
4 pickups per week	\$ 822.34 per month
5 pickups per week	\$1,027.93 per month
6 pickups per week	\$1,233.52 per month
7 pickups per week	\$1,439.10 per month

8 Cubic Yard Container

1 pickup per week	\$ 274.11 per month
2 pickups per week	\$ 548.23 per month
3 pickups per week	\$ 822.34 per month
4 pickups per week	\$1,096.46 per month
5 pickups per week	\$1,370.57 per month
6 pickups per week	\$1,644.69 per month
7 pickups per week	\$1,918.80 per month

Additional pick up not to exceed 1 per month \$75.00 Flat Rate

G. COMPACTED GARBAGE PICKUP

Pull Charge \$ 207.23 per collection plus Contractor’s landfill charge

H. EXCESSIVE GARBAGE RATE AND SPECIAL HANDLING CHARGE FOR YARD

WASTE (Subsection 56-27 of the Code of Ordinances)

Cubic Yard Rate \$9.71

I. GARBAGE ONLY COMMERCIAL ACCOUNTS

Garbage only commercial accounts are customers who do not receive a water/sewer bill from the City of Port Orange and whose business is located within the Port Orange solid waste service area. Garbage only commercial customer accounts shall establish an account with the City of Port Orange for garbage only service and shall provide a deposit equal to 1.5 times the established monthly service fee outlined above. Unless service level is increased by a factor of 2, the deposit amount shall be established at the time when initial service is started. The maximum deposit required shall not exceed \$2,000.

Section 2. The rates outlined in Section 1 will be automatically adjusted annually by the amount of the percentage change in the Consumer Price Index (CPI), “Garbage and trash collection in U.S. city average, all Urban Consumers, not seasonally adjusted” published by the U.S. Department of Labor, Bureau of Labor Statistics, and determined by comparing the CPI from April 1 of the preceding calendar year until March 31 of the present calendar year or 5% whichever is less. The adjusted rate will be applied to all billings for services dated on or after October 1 of each year beginning October 1, 2022. The percentage change in the Consumer Price Index will be applied to the charges as follows:

- (1) Multiply the percentage change in the Consumer Price Index from April 1 of the preceding calendar year through March 31 of the present calendar year times the existing charges.

The Consumer Price Index used to make this calculation will be the same as the index required to be used for cost adjustments in the city refuse contract.

(2) Add the product as determined in subsection (1) of this section to the existing charges and round to the nearest cent.

This annual adjustment will be applied automatically to all billings for services dated on or after October 1 of the year in which the adjustment is made. City council may adopt an annual rate increase that is less than the annual adjusted amount set forth in this subsection by resolution of city council.

Section 3. This resolution shall supersede and repeals Resolution No. 14-3.

Section 4. This resolution shall become effective January 1, 2022.


MAYOR DONALD O. BURNETTE

ATTEST:


Robin L. Fenwick, MMC City Clerk

Adopted on the 19 day of October, 2021.



Reviewed and Approved: 
Matthew J. Jones, City Attorney

[CA-7640]