

AN ORDINANCE BY THE MAYOR AND COUNCIL OF THE CITY OF HAMPTON PROVIDING FOR THE COLLECTION OF GARBAGE, TRASH, AND OTHER DEBRIS FROM RESIDENCES, OFFICES, AND PLACES OF BUSINESS WITHIN THE CITY LIMITS FOR THE PRESERVATION OF HEALTH AND SANITARY CONDITIONS OF SAID CITY; PROVIDING REASONABLE RATES, CHARGES, AND TOLLS TO BE MADE AGAINST OWNERS, OCCUPANTS, TENANTS AND LESSEES OF RESIDENTIAL AND BUSINESS AND COMMERCIAL BUILDINGS AND PREMISES; PROHIBITING ANYONE EXCEPT AGENTS OR EMPLOYEES OF THE CITY OF HAMPTON FROM COLLECTING, REMOVING, AND DISPOSING OF GARBAGE, TRASH, AND OTHER DEBRIS ON THE STREETS AND PUBLIC THOROUGHFARES WITHOUT A PERMIT FROM THE MAYOR AND COUNCIL; PRESCRIBING REGULATIONS FOR SECURING PERMITS; AND PROVIDING FOR THE COLLECTION AND PAYMENT OF SAID CHARGES AND FIXING PENALTIES FOR THE VIOLATION OF THE TERMS OF THIS ORDINANCE.

WHEREAS, the Mayor and Council of the City of Hampton realize that the cost of collection of garbage, trash, and other debris within said city is a great financial burden on the City of Hampton; and

WHEREAS, said Mayor and Council feel it more equitable that the cost of this service be fairly and reasonably apportioned among the recipients of the service;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HAMPTON, AND IT IS ORDAINED BY THE AUTHORITY OF SAME AS FOLLOWS:

SECTION I - The charges to be made for services rendered under this ordinance shall be made against owners, occupants,

tenants or lessees of buildings or premises receiving the service by the Sanitary Department of the City of Hampton for the collection, removal and disposal of garbage, trash, and other debris within the city limits of the City of Hampton.

A. RESIDENTIAL BUILDINGS AND PREMISES, OFFICE

BUILDINGS AND PREMISES - The collection and removal of garbage and other debris from houses, buildings and premises used for residential purposes shall be made no less than once a week. The collection and removal of garbage and other debris from premises used for office purposes shall be no less than once a week. The fair and reasonable rate for this service shall be \$ 3⁰⁰

per month for each single family dwelling and \$ 5⁰⁰ per month
For Each weekly pick-up
for each separate office used and occupied by a separate business entity. (The term single-family dwelling as used herein shall mean a building or any part thereof used exclusively as living quarters for any number of individuals living together as a single house keeping unit.)

B. BUSINESS AND COMMERCIAL BUILDINGS AND PREMISES -

The collection and removal of garbage and other debris from business and commercial buildings and premises shall be as often as equipment and facilities owned by the city will permit, commencing with the needs presented by the volume of garbage and debris produced by said business and commercial buildings. The fair and reasonable charge for this business and commercial service shall be the sum of \$ 5⁰⁰ per month. For each weekly pick-up.

SECTION III - The Mayor and Council of the City of Hampton shall have the exclusive right to the collection, removal and disposal of garbage, trash, rubbish and other debris and no private individual, business, agent or other operation shall be permitted to haul the garbage, trash, and rubbish as produced by owners, occupants, tenants, and lessees of residential buildings, offices, or business and commercial buildings and premises without first having obtained a permit from the Mayor and Council of the City of Hampton. Anyone desiring such permit shall file such application giving the details of the operation, and any charges to be made, all as may be required by the Mayor and Council. Once a permit is issued by the Mayor and Council for such operations the same shall be issued in the name of the applicant and such permit shall not be transferable. The Sanitary Committee shall have the full authority to make any and all such reasonable regulations regulating the hauling of garbage, trash and rubbish over City streets and thoroughfares by outside collectors. The ownership of all garbage, trash, and rubbish or other debris collected and deposited in the City Dump shall be vested in the City of Hampton.

SECTION IV - The charges and fees made for this service shall be included in the monthly bill for water and power as made and presented by the City of Hampton. Should any person, owner, occupant, tenant or lessee or residential buildings and premises or of offices or businesses and commercial buildings and premises fail or refuse to pay the charges fixed against said owners, occupants, tenants and

lessees as provided for in this ordinance when due, the Mayor and Council of the City of Hampton shall be privileged to disconnect water and power services to said residential, office or commercial or business premises until such fees have been paid in full.

In addition thereto, if enforcement of payment is necessary, the cost of such enforcement shall be at the expense of the firm, corporation, owner or lessee liable for the payment of said sanitation tax, and collection may be made by process or procedure of law now available or which may hereafter be available, expressly including the right to cause a fi fa to be issued, levied and collected in the same manner as ad valorem taxes are now issued and collected.

SECTION V - All persons receiving the service of the Sanitary Department of the City of Hampton for the collection, removal or disposal of garbage or other debris including owners, occupants, tenants or lessees of residential, office or business or commercial buildings shall provide suitable covered containers at a convenient place so as to make said containers easily accessible to the employees of the Sanitary Department for the containing of garbage and other rubbish and waste material. The maintenance and keeping of such containers shall be the responsibility of the persons receiving the service and such containers shall be maintained at all times in a sanitary condition.

SECTION VI - Any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty

of a misdemeanor and upon conviction in the Recorder's Court of the City of Hampton shall be punishable by a fine not to exceed \$500.00 or by a sentence of imprisonment not to exceed 60 days. It is expressly provided that each day that a violation of the terms of this ordinance continues shall constitute a separate offense that shall be punishable as above provided.

SECTION VII - All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed.

Done in open session of Mayor and Council this 4 day of Feb, 1975.

Blair Mitchell
MAYOR

ATTEST:

Cary A. Hall March 4, 1975
CLERK