

RESIDENTIAL, COMMERCIAL AND INDUSTRIAL
GARBAGE SERVICE ORDINANCE
CITY OF HAMPTON, GEORGIA

An Ordinance governing the garbage rates to be charged to residential, commercial and industrial customers within the city limits of the City of Hampton, Georgia.

WHEREAS, It is deemed by the Mayor and Council of the City of Hampton that the City is in need of a comprehensive Ordinance setting forth the charges to residential, commercial and industrial customers; and

WHEREAS, the Mayor and Council of the City of Hampton deem it to be in the public interest to have said Ordinance;

NOW THEREFORE, by and through the authority of the Mayor and City Council of the City of Hampton, it is hereby ordained as follows:

ARTICLE I - DEFINITIONS.

1. "Garbage" shall be defined as solid waste produced by residential, commercial and industrial customers.

2. "Residential customers" is defined as a single family dwelling and in the case of multiple family dwellings, each such single dwelling located in the multiple family structure.

3. "Light commercial customers" shall be defined as people or businesses who provide professional service that generates a minimal amount of disposable waste and such customers are classified as banks, insurance agencies, real estate agencies, beauticians, dentists, doctors and lawyers.

4. "Heavy commercial customers" shall be defined as people or businesses who provide retail or wholesale service for the distribution of goods and/or services and such customers are classified as drug stores, service stations, restaurants, groceries, building supply businesses, auto repair shops, and auto parts businesses.

5. "Industrial customers" shall be defined as people or businesses who make or manufacture goods for resale and people or businesses who provide transportation for goods which are to be resold or distributed.

ARTICLE II - RATES.

1. The monthly rate for garbage services to residential customers shall be \$4.25 per month.

2. The monthly rate for garbage services to light commercial customers shall be \$7.00 per month, plus \$2.50 each additional pickup up.

3. The monthly rate for garbage services to heavy commercial customers shall be \$15.00 per month, plus \$4.00 each additional pickup.

4. The monthly rate for garbage services to industrial customers shall be \$25.00 per month, plus \$4.00 each additional pickup.

ARTICLE III - SERVICE TO BE PROVIDED BY THE CITY OF HAMPTON

1. The City of Hampton shall provide for 1 pickup per week for customers.

2. Additional pickup (s) shall be classified as more than stated within this article.

ARTICLE IV - PICKUP AREAS.

1. The residential customers shall place their garbage in containers to be located on the customer's property which is easily accessible by the pickup personnel.

2. The light commercial customers, heavy commercial customers and industrial customers shall place their garbage in containers and provide storage areas for the garbage which shall be enclosed.

ARTICLE V - COLLECTION OF GARBAGE FEES.

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 garbage service by the City of Hampton. Where an owner of property located in the City of Hampton, Georgia, to which garbage services are furnished, leases his property to another, the owner shall remain liable for the payment of the garbage services furnished to his tenant, and it shall be the owner's responsibility to see that all bills incurred by his tenant for garbage services are paid.

Should any person, owner, occupant, tenant or lessee of 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 discontinue garbage 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 garbage services, 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.

ARTICLE VI - ENFORCEMENT OF ORDINANCE.

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 sixty (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 provided above.

ARTICLE VII - CONSTITUTIONALITY.

In the event any section, subsection, sentence, clause, or phrase of this Ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Ordinance which shall remain of full force and effect as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof.

ARTICLE VIII - REPEALER.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

ARTICLE IX - EFFECTIVE DATE.

This Ordinance shall become effective at twelve o'clock (12:00) midnight after the approval of this Ordinance by the Mayor and City Council of the City of Hampton, June 1, 1983.

First Reading: FEB 8, 1983
Second Reading: MAR 8, 1983

ADOPTED THIS 8 DAY OF MARCH, 1983.

Sammy N Smith
Mayor
Erwin O. Rayfield
Bob McBrayer
David Embrey
Wiley Evans
J. C. Chappin
R. S. Bauland

ATTEST:

Martha A. Barnette
City Clerk

CITY OF HAMPTON, GEORGIA

ORDINANCE 45-A

AN ORDINANCE TO AMEND EXISTING ORDINANCE NO.45 ENTITLED RESIDENTIAL
COMMERCIAL AND INDUSTRIAL GARBAGE SERVICE ORDINANCE.

Whereas, The Mayor and Council of The City of Hampton, Georgia, in the exercise of their sound judgement and discretion, keeping in mind the public interest and welfare of the citizens of The City of Hampton have determined that it is in the best interest on the citizens of The City of Hampton that existing Ordinance No. 45, entitled "Residential, Commercial and Industrial Garbage Service Ordinance" be amended as hereinafter stated.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HAMPTON, GEORGIA, AND IT IS HEREBY ORDAINED BY AUTHORITY THEREOF, THAT ORDINANCE NO.45 IS HEREBY AMENDED AS FOLLOWS:

1. That Article II -Rates of Ordinance No. 45 is Amended as follows:

Article II -New Rates .

1. The monthly rate for garbage services to residential customers shall be \$6.25 per month.
2. The monthly rate for garbage services to light commercial customers shall be \$9.80 per month, plus \$3.50 each additional pick up.
3. The monthly rate for garbage services to heavy commercial customers shall be \$21.00 per month, plus \$5.60 each additional pick up.
4. The monthly rate for garbage services to industrial customers shall be \$35.00 per month, plus \$5.60 each additional pick up.

Be it ordained, that the above stated Amendment to said Ordinance shall become effective November 1, 1991.

Be it ordained, that any ordinance that is in conflict herewith is specifically repealed.

Be it ordained, that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable; and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, that unconstitutionally shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Mayor and Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

First Reading: SEPTEMBER 10, 1991

Second Reading: OCTOBER 8, 1991

SO ORDAINED, THIS 8TH DAY OF OCTOBER, 1991.

Jay H. Smith
Mayor

Alice J. Pendley
Council Member

R. W. Brayer
Council Member

Roger W. Pettit
Council Member

Erwin Rayfield
Council Member

B. B. Wing
Council Member

Council Member

ATTEST :

Deane D. Haynes
City Clerk

