

ORDINANCE NO. 27-2008

AN ORDINANCE OF THE CITY OF PLANT CITY, FLORIDA, REGARDING THE COLLECTION OF SOLID WASTE; AMENDING SECTION 58-26, PLANT CITY CODE, REGARDING DEFINITIONS; AMENDING SECTION 58-30, PLANT CITY CODE, REGARDING THE PLACEMENT OF GARBAGE AND REFUSE; AMENDING SECTION 58-65, PLANT CITY CODE, REGARDING TIRES; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF PLANT CITY, FLORIDA:

Section 1. Section 58-26, Plant City Code, is amended to add the following definition:

City manager means the city manager, or his/her designee.

Section 2. Section 58-30, Plant City Code, is amended to read as follows:

Sec. 58-30. Placement of garbage and rubbish.

Except when otherwise specifically authorized in writing by the City Manager or when municipal automatic loader containers are used pursuant to Section 58-31, all garbage or rubbish shall be placed within the public right-of-way fronting the customer's property. It shall be unlawful for any person to place garbage or rubbish of any description within the curblines or on the pavement of any street.

Section 3. Section 58-65, Plant City Code, is amended to read as follows:

Sec. 58-65. Tires.

(a) All tires within the city shall be removed from the wheel and placed curbside within the public right-of-way fronting the customer's property, or some other location specifically authorized in writing by the City Manager, separate from all other garbage or rubbish, for collection. ~~disposed of by delivery to the city's tire disposal site at the city's wastewater treatment facility, 1500 Victoria Street, Plant City, Florida. It shall be unlawful to dispose of any tires within the city at any other place or in any other manner. There shall be paid to the city at the time of such disposal a tire disposal charge of \$1.00 per tire.~~

(b) For non-residential customers, a maximum of four tires per month will be picked up by the City. Non-residential customers shall pay \$8.00 per tire for collection.

(c) For residential customers, a maximum of four tires will be picked up per

residential account in any calendar year without any additional charge. For any tires from any residential customer in excess of four tires per calendar year, the customer shall pay \$8.00 per tire for collection.

Section 4. In accordance with Section 1-14, Plant City Code, any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine not to exceed \$500.00 or by imprisonment not to exceed 60 days or by both such fine and imprisonment. Furthermore, the provisions of this ordinance may be enforced in accordance with Chapter 2, Article V, Division 2, Plant City Code, or any other remedy available under the ordinances of the City of Plant City or the laws of the State of Florida.

Section 5. In the event of a conflict with any other ordinances or parts of ordinances, the provisions of this ordinance shall control.

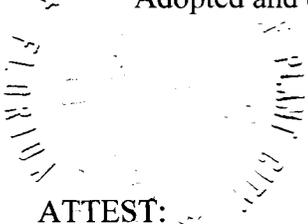
Section 6. If any section, sentence, clause, part, or provision of this Ordinance is held to be invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, but shall remain in full force and effect.

Section 7. This ordinance shall take effect immediately upon its passage.

Read for first reading on September 8, 2008.

Read for second reading on September 22, 2008.

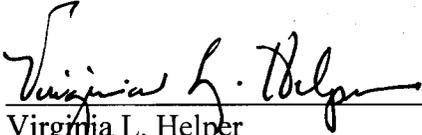
Adopted and certified as to passage on September 22, 2008.





Rick A. Lott
Mayor-Commissioner

ATTEST:



Virginia L. Helper
City Clerk

Approved as to form and correctness:



Kenneth W. Buchman
City Attorney