

ORDINANCE NO. 2023-O-03

AN ORDINANCE OF THE CITY OF LULING, TEXAS, AMENDING CHAPTER 90, SOLID WASTE, ARTICLE I, IN GENERAL, SECTION 90-7, CHARGES OF THE CODE OF ORDINANCES OF THE CITY OF LULING; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Luling (“City”) is a Texas home rule municipality; and

WHEREAS, pursuant to the laws of the State of Texas, including Texas Local Government Code section 51.001, the City Council has the authority to adopt, publish, amend or repeal an ordinance that is for the good government, peace or order of the City; and

WHEREAS, as a home rule municipality, Texas Local Government Code Section 51.072 confirms that the City has the full power of local self-government; and

WHEREAS, the City has adopted various fees related to solid waste collection which are found in Section 90-7 of the City’s Code of Ordinances; and

WHEREAS, after evaluating the proposed budget and current fees the City Council desires to amend the solid waste collection fees found in Section 90-7;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Luling, Texas that:

I. AMENDMENTS

Chapter 90, Solid Waste, Article I, In General, Section 90-7, Charges of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 90-7 Charges

(a)Residential.

	Inside City Limits	Outside City Limits
Single Residence where pickup is made at curb or alley	\$ 20.26	\$ 35.58
Carry Out or off street	\$ 20.26	\$ 35.58
Duplex (each)	\$ 20.26	\$ 35.58
Garage Apartment	\$ 20.26	\$ 35.58
Apartment—Container at Central Location (each unit)	\$ 20.26	\$ 35.58
Apartment—Container not a Central Location (each unit)	\$ 20.26	\$ 35.58
Trailer House	\$ 20.26	\$ 35.58
Housing Units—Same as Apartments	\$ 20.26	\$ 35.58
Extra 96gal. Cart at Same Location	½ the charge of initial cart at location	

(b) Commercial and container charges. Commercial charges for collection shall be based on number and size of container as follows:

	Inside City Limits	Outside City Limits
Commercial Service w/ City Supplied Cart, Once a week	\$34.58	\$ 38.65
Commercial Services w/ City Supplied Cart, Twice a week	\$40.95	\$ 46.41
2 cy container—once a week	\$66.66	\$ 76.03
2 cy container—twice a week	\$122.09	\$139.12
2 cy container—3 times a week	\$214.25	\$244.24
3 cy container—once a week	\$79.70	\$90.89
3 cy container—twice a week	\$134.97	\$153.94
3 cy container—3 times a week	\$237.11	\$270.31
4 cy container—once a week	\$95.94	\$109.44
4 cy container—twice a week	\$156.14	\$178.07
4 cy container—3 times a week	\$274.29	\$312.69
6 cy container—once a week	\$114.94	\$135.29
6 cy container—twice a week	\$190.26	\$217.02
6 cy container—3 times a week	\$334.26	\$381.06
8 cy container—once a week	\$149.72	\$170.64
8 cy container—twice a week	\$255.34	\$291.22
8 cy container—3 times a week	\$448.55	\$516.74
Extra 96gal. Cart at Same Location	½ the charge of initial cart at location	

(c) Commercial recycling container charges.

1 cart every other week	\$ 17.51
2 cy container every other week	\$ 44.99
3 cy container every other week	\$ 53.77
4 cy container every other week	\$ 64.75
6 cy container every other week	\$ 76.83

(d) Dumpster lock bar.

The fee for the installation of a dumpster lock bar and the monthly charge for the dumpster lock bar are the actual amount charged by the City's solid waste collection provider.

The City Manager shall have the authority to adjust charges for garbage collection and disposal based on the quarterly fuel adjustment (Fuel Cost Adjustment) from TDS as necessary.

II. REPEALER

All provisions of the ordinances of the City of Luling in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the ordinances of the City of Luling, not

in conflict with the provisions of this Ordinance, shall remain in full force and effect. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

III. SEVERABILITY

It is the intention of the City Council that this Ordinance, and every provision thereof, shall be considered severable and the invalidity of any section, clause or provision or part or portion of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED THIS THE 30th DAY OF MARCH, 2023.



Hon. CJ Watts, Mayor
City of Luling, Texas

Martha Velasquez, City Secretary