

Proposed by:  
City Services Committee

1st Read: 5/13/24  
2nd Read: 5/29/24  
3rd Read: 6/10/24  
Passed: 6/10/24

ORDINANCE NO. 32-24

AN ORDINANCE AMENDING CHILlicoTHE CODIFIED ORDINANCE 917.19 WITH REGARD TO RECYCLING COLLECTION FEES AND REQUIRING THE SERVICE DIRECTOR, CITY AUDITOR AND MAYOR'S OFFICE TO PROVIDE COUNCIL AN ANNUAL RECOMMENDATION ON RATE CHANGES NOT LATER THAN MARCH 31 OF EACH CALENDAR YEAR.

WHEREAS, Council passed Ordinance 93-17 on October 23, 2017, thereby establishing a curbside recycling program within the city and establishing a monthly recycling program fee of \$1.95 per month, per residence, with \$.25 set aside for capital expenditures; and,

WHEREAS, since the passage of Ordinance No. 93-17 establishing the \$1.95 monthly recycling program fee, employee and equipment costs have risen dramatically; and,

WHEREAS, a recycling collection and disposal fee of \$4.00 per month is needed to cover anticipated costs for personnel, operations, disposal and capital costs for the program; and,

WHEREAS, an annual review and periodic rate adjustments as recommended by the Service Director, City Auditor and Mayor's Office are essential to keep this service to our community solvent and to ensure the Refuse Department continues to support our community with a quality service that does not have a negative impact on our general fund and decrease our ability to provide a multitude of services throughout our community; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHILlicoTHE, STATE OF OHIO:

SECTION 1. Section 917.19 of the Chillicothe Codified Ordinances is hereby amended as follows.

**917.19 RATES FOR RECYCLING COLLECTION; DISPOSITION OF FUNDS; PAYMENT RESPONSIBILITY**

(a) All funds from the sale of recyclables shall be placed in the General Fund. The recycling program collection and disposal fee is hereby established in the amount of \$4.00 per month on each household, office complex, religious and fraternal organization, and all other business and commercial entities entitled to and which are receiving recycling collection service from the City of Chillicothe.

(b) "Household" shall be defined as "any residential unit, including apartments".

(c) The recycling program collection fee shall be added to the water and sewer bill of each household, office complex, religious and fraternal organization, and all other business and commercial entities required to pay said fee pursuant to this section.

(d) Each household and business or commercial entity liable for the recycling program collection fee under the terms of this section shall be responsible for payment of the recycling program collection fee. However, in the case of multiple households on one meter, the person in whose name the meter billing exists shall be responsible for the payment of the recycling program collection fee for each unit on that meter should the individual households on that meter billing not pay the recycling program collection fee. With regard to all other entities responsible for the payment of the recycling program collection fee the entity in whose name meter billing exists shall be responsible for the payment of the recycling program collection fee. Should more than one business or commercial entity be on one meter, any business or commercial entity with a gross income of at least five thousand dollars (\$5,000.00) per year shall be assessed the four-dollar (\$4.00) recycling program collection fee and the entity in whose name the meter billing appears shall be responsible for that fee.

(e) A percentage of ten percent (10%) of the \$4.00 per month fee shall be placed in a capital fund established by the City Auditor for the replacement of the recycling truck and capital repairs or upgrades of the recycling truck as approved by Council. The remainder of the monthly fee shall be placed in the general fund. Additionally, the capital revenue from recycling since its inception in 2018 shall also be placed in the capital fund.

**(f) The Service Director, City Auditor, and Mayor's Office will provide to Council an annual recommendation on rate changes not later than March 31<sup>st</sup> of each calendar year to keep this service to our community solvent.**

**SECTION 2.** Upon passage and enactment of this Ordinance, currently existing Chillicothe Codified Ordinance 917.19 is hereby repealed and the provisions of any ordinance, including Ordinance 93-17, that are inconsistent with the provisions of this Ordinance are hereby repealed.

**SECTION 3.** This Ordinance shall be in full force and effect from and immediately following the earliest date provided for by law.

Passed: June 10, 2024

  
**KEVIN L. SHOEMAKER**

**PRESIDENT OF COUNCIL**

Attest:

  
**Kennedy Moon**  
**CLERK OF COUNCIL**

Approved: June 10, 2024

**FILED WITH THE MAYOR**

  
**Luke Feeney**  
**MAYOR**

June 10, 2024

Voting "yea" were the following members of Council: Bennett, Payne, Barnes,  
McKeever, Demint, Proehl, Creed

Absent: Nickerson, Preston

Proposed by:  
City Services Committee

1st Read: 5/13/24  
2nd Read: 5/29/24  
3rd Read: 6/10/24  
Passed: 6/10/24

ORDINANCE NO. 33-24

AN ORDINANCE AMENDING CHILlicoTHE CODIFIED ORDINANCE 917.06 WITH REGARD TO REFUSE COLLECTION FEES AND REQUIRING THE SERVICE DIRECTOR, CITY AUDITOR AND MAYOR'S OFFICE TO PROVIDE COUNCIL AN ANNUAL RECOMMENDATION ON RATE CHANGES NOT LATER THAN MARCH 31 OF EACH CALENDAR YEAR.

WHEREAS, on October 22, 2012, the city established a garbage collection fee of \$15.00 per month; and,

WHEREAS, since the passage of Ordinance No. 81-12 establishing the \$15 garbage collection fee, employee and equipment costs have risen dramatically; and,

WHEREAS, a garbage collection fee of \$17.00 per month is needed so that essential services can be provided by the Service Department; and,

WHEREAS, an annual review and periodic rate adjustments as recommended by the Service Director, City Auditor and Mayor's Office are essential to keep this service to our community solvent and to ensure the Refuse Department continues to support our community with a quality service that does not have a negative impact on our general fund and decrease our ability to provide a multitude of services throughout our community; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHILlicoTHE, STATE OF OHIO:

SECTION 1. Section 917.06 of the Chillicothe Codified Ordinances is hereby amended as follows.

**917.06 RATES FOR COLLECTION; PAYMENT RESPONSIBILITY.**

(a) The appropriate City officials hereby establish the garbage collection fee in the amount of fifteen dollars (\$15.00) seventeen dollars (\$17.00) per month on each household, office complex, religious and fraternal organizations, and all other business and commercial entities entitled to and which are receiving garbage collection service from the City of Chillicothe.

(b) "Household" shall be defined as "any residential unit, including apartments".

(c) The garbage collection fee shall be added to the water and sewer bill of each household, office complex, religious and fraternal organizations, and all other business and commercial entities required to pay said fee pursuant to this section.

(d) Each household and business or commercial entity liable for the garbage collection fee under the terms of this section shall be responsible for payment of the garbage collection fee. However, in the case of multiple households on one meter, the person in whose name the meter billing exists shall be responsible for the payment of the garbage collection fee for each unit on that meter should the individual households on that meter billing not pay the garbage collection fee. With regards to all other entities responsible for the payment of the garbage collection fee the entity in whose name meter billing exists shall be responsible for the payment of the garbage collection fee. Should more than one business or commercial entity be on one meter, any business or commercial entity with a gross income of at least five thousand dollars (\$5,000.00) per year shall be assessed the fifteen dollars (\$15.00) seventeen dollars (\$17.00) garbage collection fee and the entity in whose name the meter billing appears shall be responsible for that fee.

(e) A percentage of seven- and one-half percent (7.5%) of the \$17.00 per month garbage collection fee shall be placed in a capital fund established by the City Auditor for the replacement of refuse trucks and capital repairs or upgrades of refuse trucks as approved by Council.

(f) The Service Director, City Auditor, and Mayor's Office will provide to Council an annual recommendation on rate changes not later than March 31<sup>st</sup> of each calendar year to keep this service to our community solvent.

SECTION 2. Upon passage and enactment of this Ordinance, currently existing Chillicothe Codified Ordinance 917.06 is hereby repealed and the provisions of any ordinance, including Ordinance 81-12, that are inconsistent with the provisions of this Ordinance are hereby repealed.

ORDINANCE/AMEND/Garbage Fee. 917.06 Amended (24-023)

33-24

**SECTION 3.** This Ordinance shall be in full force and effect from and immediately following the earliest date provided for by law.

Passed: June 10, 2024

  
PRESIDENT OF COUNCIL

Attest:

Kennedy S. Moss  
CLERK OF COUNCIL

Approved: June 10, 2024

FILED WITH THE MAYOR

Luke Feeney  
MAYOR

June 10, 2024

Voting "yea" were the following members of Council: Bennett, Payne, Barnes, McKeever,  
Demint, Prdehl, Creed

Absent: Nickerson, Preston