

ORDINANCE NO _____

AN ORDINANCE BY THE AVONDALE ESTATES BOARD OF MAYOR AND COMMISSIONERS TO AMEND ARTICLE II OF CHAPTER 13 OF THE CITY CODE, REGARDING WASTE MANAGEMENT, TO MODIFY THE RULES AND REQUIREMENTS FOR COLLECTION OF RESIDENTIAL YARD DEBRIS.

WHEREAS, the Board of Mayor and Commissioners desires to remove the prohibition on the City collecting yard debris generated by lawn maintenance contractors; and

WHEREAS, the Board of Mayor and Commissioners desires to clarify that *insert volume or weight limit* of yard debris is the maximum that will be picked up as part of a regular collection; and

WHEREAS, the Board of Mayor and Commissioners desires to clarify the city manager's authority to assess and collect a special fee for special waste pickups not qualifying for regular collection.

NOW THEREFORE, BE IT ORDAINED by the City of Avondale Estates as follows:

Section 1. Section 13-28 of the Code of Ordinances, City of Avondale Estates, is hereby amended to read as follows:

“Sec. 13-28. - Waste unacceptable for routine collection by the city.

(a) Except as provided in this article, it shall be a violation of this article to place or cause to be placed in any container or at curbside for routine collection any of the following:

- (1) Building refuse;
- (2) Hazardous waste;
- (3) Industrial refuse;
- (4) Solid waste;
- (5) Yard debris that is not cut, placed in a container or bundled, and placed for pickup as required by section 13-31;
- (6) Yard debris exceeding *insert volume or weight limit* (additional yard debris should be removed by the property owner, arranged for special pickup by the city or safely and discreetly stored until a future collection date);
- (7) Waste of any type from vacant lots unless payment of sanitation or lot upkeep tax for the current year has been made.

(b) Waste not acceptable for routine collection shall be the responsibility of the owner. It shall be the duty of each owner to make arrangements as may be necessary with the city and/or the city's waste management collector for the collection and disposal of such waste on a special fee, on-call basis. In such instances, the city manager shall assess and collect from the owner a special fee commiserate with the cost of collecting the waste on a special basis.”

Section 2. Subsection (d) of Section 13-31 of the Code of Ordinances, City of Avondale Estates, is hereby deleted and reserved, so that subsection (d) is amended to read as follows:

“(d) Reserved.”

Section 3. This ordinance shall become effective immediately upon its approval by the Board and signature of the Mayor. Any provision of the Code that is inconsistent with the provisions of this ordinance is hereby repealed.

SO ORDAINED this ____ day of _____, 2020.

**BOARD OF MAYOR AND COMMISSIONERS
CITY OF AVONDALE ESTATES, GEORGIA**

Jonathan Elmore, Mayor

ATTEST:

Gina Hill, City Clerk

APPROVED AS TO FORM:

Stephen G. Quinn
Assistant City Attorney