

ORDINANCE NO. 2022-12-XXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING SECTIONS 86-28 AND 86-30 OF “APPENDIX A – SCHEDULE OF FEES” OF THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY WITH AMENDED FEES FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIAL IN THE CITY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of McKinney, Texas (the “City”) is a Home Rule City possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of the Texas Local Government Code, and the City’s Home Rule Charter; and

WHEREAS, the City Council of the City of McKinney, Texas (“City Council”) possesses, pursuant to the Texas Local Government Code, the authority to regulate fees relating to the collection and disposal of solid waste and recyclable material in the City; and

WHEREAS, the City Council finds that the adoption of amended collection fees regarding solid waste and recyclable material in the City in Section 86-28 and 86-30 is in the best interest of the health, safety and welfare of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:

- Section 1. All of the above premises are found to be true and correct legislative determinations and are hereby incorporated into the body of this Ordinance as if copied in their entirety.
- Section 2. The Code of Ordinances of the City of McKinney, Sections 86-28 and 86-30 of Chapter 86 Appendix A, Schedule of Fees, is hereby amended and shall read as follows:

“APPENDIX A – SCHEDULE OF FEES

CHAPTER 86. SOLID WASTE.

Sec. 86-28. Residential collection fees.

Service levels:

Monthly charge, per residential unit (one residential garbage receptacle and one residential recycling receptacle) . . . \$17.92

Each additional residential garbage receptacle, per month, per residential unit . . . \$6.93

Sec. 86-30. Commercial collection fees.

(1) *Service levels for garbage and recycling receptacles:*

- a. Residential garbage receptacle and residential recycling receptacle (one each) picked up one time a week, per month . . . \$15.81
- b. Additional residential garbage receptacle, per month . . . \$15.77
- c. Additional residential recycling receptacle picked up one time a week, per month . . . \$1.52
- d. Collections of unusual accumulations, per pickup truck load . . . \$28.60

(2) *Service levels for commercial garbage and recycling containers (noncompacted containers):*

- a. *Front-load containers:*

TABLE INSET:

Monthly Rates						
Garbage						
Collections per week	1	2	3	4	5	6
3 cubic yards	\$89.90	\$148.16	\$202.35	\$249.86	\$284.08	\$365.78
4 cubic yards	\$107.58	\$197.09	\$244.31	\$311.31	\$357.15	\$472.38
6 cubic yards	\$140.92	\$235.70	\$356.85	\$464.12	\$529.37	\$653.42
8 cubic yards	\$191.66	\$310.74	\$457.23	\$563.26	\$646.48	\$772.65
10 cubic yards	\$237.33	\$492.23	\$653.72	\$864.94	\$1094.77	\$1264.62
Recycling						
Collections per week	1	2	3	4	5	6

3 cubic yards	\$55.06	\$98.94	\$147.73	N/A	N/A	N/A
4 cubic yards	\$73.30	\$131.68	\$161.93	N/A	N/A	N/A
6 cubic yards	\$112.26	\$130.19	\$183.65	\$225.95	N/A	N/A
8 cubic yards	\$119.13	\$145.80	\$203.50	\$259.85	\$333.58	N/A
10 cubic yards	\$254.07	\$316.30	\$422.10	N/A	N/A	N/A

Each additional commercial garbage container, per month . . . same as base rate

b. *Roll-off containers:*

TABLE INSET:

<i>Roll-off containers (cubic yards)</i>	<i>Per pickup</i>
20	\$330.25, plus a monthly container lease charge of \$120.73
30	\$376.93, plus a monthly container lease charge of \$120.73

(3) *Service levels for commercial collections (compacted containers):*

TABLE INSET:

<i>Roll-off containers (cubic yards)</i>	<i>Per pickup</i>
2	\$58.35
3	\$86.60
4	\$114.83
6	\$141.67
8	\$172.57
15	\$347.19, plus a monthly container lease charge of \$120.73
20	\$388.30, plus a monthly container lease charge of \$120.73
30	\$463.33, plus a monthly container lease charge of \$120.73
35	\$500.01, plus a monthly container lease charge of \$120.73
42	\$550.02, plus a monthly container lease charge of \$120.73

(4) *Fee Charges for commercial recycling collections (noncompacted containers):*

95 Gallon Cart, one time per week	\$12.54
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3 cubic yard, one time per week	\$55.06
3 cubic yard, twice a week	\$98.94
3 cubic yard, three a week	\$147.73
4 cubic yard, one time per week	\$73.30
4 cubic yard, twice a week	\$131.68
4 cubic yard, three a week	\$161.93
6 cubic yard, one time per week	\$112.26
6 cubic yard, twice a week	\$130.19
6 cubic yard, three a week	\$183.65
6 cubic yard, four a week	\$225.95
8 cubic yard, one time per week	\$119.13
8 cubic yard, twice a week	\$145.80
8 cubic yard, three a week	\$203.50
8 cubic yard, four a week	\$259.85
8 cubic yard, five a week	\$333.58
10 cubic yard, one time per week	\$254.07
10 cubic yard, twice a week	\$316.30
10 cubic yard, three a week	\$422.10

Section 3. All other fees included in Appendix A, Schedule of Fees remain unchanged as previously adopted by the City Council of the City of McKinney.

Section 4. All ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of McKinney, Texas, are hereby repealed to the extent that said ordinances, orders or resolutions, or parts thereof, are in conflict herewith.

Section 5. If any section, subsection, clause, phrase or provision of this Ordinance, or the application thereof to any person or circumstance, shall to any extent be held by a court of competent jurisdiction to be invalid, void or unconstitutional, the remaining sections, subsections, clauses, phrases and provisions of this Ordinance, or the application thereof to any person or circumstance, shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

Section 6. This Ordinance shall become effective on January 1, 2023 and upon publication as provided by law, and it is accordingly so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, ON THE 20th DAY OF DECEMBER, 2022.**

CITY OF McKINNEY, TEXAS

GEORGE C. FULLER
Mayor

CORRECTLY ENROLLED:

EMPRESS DRANE
City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney