

ORDINANCE NO. 2021-12-XXX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING “APPENDIX A – SCHEDULE OF FEES” OF THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY WITH AMENDED FEES FOR THE COLLECTION AND DISPOSAL OF COMMERCIAL 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 commercial solid waste and recyclable material in the City 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, Chapter 86, Section 86-30, Appendix A, Schedule of Fees, is hereby amended and shall read as follows:

“APPENDIX A – SCHEDULE OF FEES

CHAPTER 86. SOLID WASTE.

...

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 . . . \$15.42
- b. Additional residential garbage receptacle, per month . . . \$15.38
- 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						Recycling	
Collections per week	1	2	3	4	5	6	1	2
3 cubic yards	\$87.67	\$144.87	\$198.09	\$244.23	\$277.87	\$357.63	\$44.15	\$79.40
4 cubic yards	\$105.13	\$192.38	\$238.94	\$304.46	\$349.32	\$462.37	\$58.81	\$105.77
6 cubic yards	\$137.89	\$230.66	\$349.35	\$454.40	\$518.43	\$640.41	\$90.16	\$113.97
8 cubic yards	\$187.14	\$304.53	\$447.85	\$551.68	\$633.79	\$756.99	\$104.94	\$128.49
10 cubic yards	\$231.76	\$482.42	\$640.33	\$847.18	\$1074.28	\$1239.10	\$223.32	\$278.92

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	\$322.70, plus a monthly container lease charge of \$115.90
30	\$369.38, plus a monthly container lease charge of \$115.90

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

TABLE INSET:

<i>Roll-off containers (cubic yards)</i>	<i>Per pickup</i>
2	\$56.69
3	\$84.13
4	\$111.35
6	\$137.68
8	\$167.91
15	\$337.24, plus a monthly container lease charge of \$115.90
20	\$380.07, plus a monthly container lease charge of \$115.90
30	\$455.10, plus a monthly container lease charge of \$115.90
35	\$491.78, plus a monthly container lease charge of \$115.90
42	\$541.79, plus a monthly container lease charge of \$115.90

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

3 cubic yard, one time per week	\$44.15
3 cubic yard, twice a week	\$79.40
4 cubic yard, one time per week	\$58.81
4 cubic yard, twice a week	\$105.77
6 cubic yard, one time per week	\$90.16
6 cubic yard, twice a week	\$113.97
8 cubic yard, one time per week	\$104.94
8 cubic yard, twice a week	\$128.49
10 cubic yard, one time per week	\$223.32
10 cubic yard, twice a week	\$278.92

Section 3. 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 4. 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 5. This Ordinance shall become effective on January 1, 2022 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 21ST DAY OF DECEMBER, 2021.

CITY OF MCKINNEY, TEXAS

GEORGE C. FULLER
Mayor

CORRECTLY ENROLLED:

EMPRESS DRANE
City Secretary
JOSHUA STEVENSON
Deputy City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney