ORDINANCE NO. 79-3

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 33, PROVIDING FOR THE COLLECTION AND DISPOSAL OF GARBAGE AND WASTE IN THE CITY OF ATKINS, ARKANSAS AND OTHER PURPOSES.

WHEREAS, it is necessary to provide for the orderly collection and disposal of garbage and waste in the City of Atkins.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARKANSAS:

Section 1. Ordinance No. 33 is hereby amended by adding a section to be numbered Section 1-A, which said Section reads as follows:

Section 1-A. The term "City of Atkins" shall be interpreted to include the area incorporated as the City of Atkins, Arkansas and any annexation thereto, and any area lying outside the boundaries of the City of Atkins which has water and sewer services maintained by the City of Atkins.

Section 2. Section 4 of Ordinance No. 33 is hereby amended to read as follows:

Section 4. No garbage or waste shall be collected and removed by the City of Atkins unless all such residential, commercial and industrial customers satisfy the following three conditions:

1. All garbage and waste shall be placed in sealed plastic garbage bags or other such similar containers as specified by the City Council.

2. All garbage and waste shall be drained of liquid substance before being placed in such garbage bag or containers.

3. All such garbage bags or containers to be collected by the City of Atkins shall be placed on the curbline in front of each such residence or establishment.

Any commercial or industrial customer being unable to comply strictly with the requirements of Section 4 because of substantial inconvenience or hardship due to the quantity, size or substance of garbage and waste to be disposed of at any such commercial or industrial establishment, may petition the City Council for relief from complying with the strict requirements of Section 4. In the event the City Council grants such relief, the Council will specify the procedure to be followed by any such commercial or industrial customer in disposing of garbage and waste.

Section 3. Ordinance No. 33 is hereby amended by adding a Section to be numbered Section 10-A, which said Section reads as follows:

Section 10-A. Any residential customer having items to be disposed of, and the disposal of said items is not otherwise provided for in this ordinance, may notify City Hall and request that such items be collected and disposed of by the City of Atkins. In the event that such items are collected and disposed of by the City, a special charge shall be assessed to any such residential customer, and said charge shall be determined by the City of Atkins.

Section 4. This Ordinance shall take affect and be in force from and after it's passage this 10th day of April, 1979.

STEPHEN KENT, MAYOR

ATTEST:

DALLAS SWAIN, CLERK