

ORDINANCE NO. 832

AN ORDINANCE OF THE CITY OF OYSTER CREEK, TEXAS, PROHIBITING THE PLACEMENT OF SOLID WASTE AT CURBSIDE WHILE SOLID WASTE COLLECTION SERVICE FOR THAT ADDRESS HAS BEEN SUSPENDED FOR NONPAYMENT; REQUIRING REMOVAL OF SUCH WASTE TO A LAWFUL LOCATION; PROHIBITING OCCUPANCY OF PREMISES WHILE SOLID WASTE COLLECTION SERVICE HAS BEEN SUSPENDED FOR LONGER THAN THIRTY DAYS; PROVIDING A FINE OF UP TO \$500 PER DAY FOR A VIOLATION; AND PROVIDING A SAVINGS CLAUSE, SEVERANCE CLAUSE, AND EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OYSTER CREEK, TEXAS:

1. The paragraph defining "independent contractor" in section 10-50 of the Oyster Creek Code of Ordinances is hereby amended to read as follows:

"Independent contractor" or "contractor": Any person with whom the city has contracted for the collection, conveyance and disposal of solid waste."

2. Subsection 10-53(i) of the Oyster Creek Code of Ordinances is hereby enacted to read as follows:

"(i) While solid waste collection service for an address has been suspended by the City of Oyster Creek's solid waste collection contractor due to nonpayment or other breach of contract concerning that address:

"(1) No person shall place any solid waste at or near a street or curbside at that address;

"(2) Each owner and occupant of the premises at that address must remove all solid waste from at or near a street or curbside at that address and place the solid waste at a lawful location; and

"(3). No person shall occupy the premises at that address while the solid waste collection service described in this subsection has been suspended for that address for longer than thirty days."

3. All other ordinances and portions of ordinances of the city shall remain in full force and effect.
4. If any part of this ordinance, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this ordinance shall remain in full force and effect.
5. This ordinance shall be effective immediately upon its passage and approval.

PASSED AND APPROVED on this date: January 3rd 2019.

CITY OF OYSTER CREEK, TEXAS

By: Clifford Louis Guidry
Clifford Louis Guidry, Mayor

ATTEST:

Andrea Ford
Andrea Ford, City Secretary