| 1 | ORDINANCE NO. 2019-010 | | |
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| 2 3 4 5 6 7 8 9 | AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA, RAISING THE FEES FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLING BY 52 CENTS PER HOME FOR A NEW MONTHLY RATE OF \$16.86 BASED ON THE ANNUAL 2019 CONSUMER PRICE INDEX ADJUSTMENT OF 3.2%; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE. | | |
| 10 11 12 13 | <i>Whereas</i> , the Town of Howey-in-the-Hills entered into a Solid Waste Franchise Agreement with WCA of Florida, LLC on August 10, 2015. | | |
| 14 15 16 | <i>Whereas</i> , Section 10.2(a) of the Agreement provides that WCA may petition the Town Council each year for an annual Consumer Price Index "CPI" adjustment which shall not be unreasonably denied. | | |
| 17 18 19 20 | <i>Whereas</i> , Sec. 100-10.3 of the Town's Code of Ordinances requires that fees for the collection and disposal of refuse shall be as provided for by the Town by ordinance. | | |
| 21 22 | NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF HOWEY-IN-THE- HILLS, FLORIDA: | | |
| 23 24 25 26 | Section 1. Recitals. The recitals set forth above are true and correct and constitute the legislative findings of the Town Council. | | |
| 27 28 29 30 | Section 2. Adjustment to the WCA Solid Waste and Recycling Rates. The rates for solid waste and recycling are hereby increased by 52 cents per home for a new monthly rate of \$16.86. This increase is based on the CPI for 2019 which is 3.2%. The rates will be increased as of October 1, 2019. | | |
| 31 32 33 34 35 36 37 | Section 3. Severability. The provisions of this Ordinance are declared to be separable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part. | | |
| 38 39 | Section 4. Effective Date. This Ordinance takes effect immediately upon its enactment. | | |
| 40 41 42 43 | PASSED AND ORDAINED on August 12, 2019, by the Town Council of the Town of Howey- in-the-Hills, Florida. | | |
| 44 45 46 | David Nebel, Mayor | | |

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| 49 | ATTEST: | APPROVED AS TO FORM AND LEGALITY | |
| 50 | | for use and reliance by the Town of Howey-in-the- | |
| 51 | | Hills, Florida, only. | |
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| 55 | Dairian Burke, Town Clerk | Heather Ramos, Town Attorney | |
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| 60 | First Reading June 22, 2019 | | |
| 61 | Advertised August 2, 2019 | | |
| 62 | Second Reading and Public Hearing held August 12, 2019 | | |
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