Ordinance No. 00259

Council Meeting Minutes 01/03/19

ORDINANCE NO. 259

AN ORDINANCE of the City Council of the City of Lakewood, Washington, amending Sections 13.06.150, 13.06.160 and 13.06.170 of the Lakewood Municipal Code relating to garbage utility rates

WHEREAS, in connection with the need to ensure the provision of garbage and refuse collection services within the City, the City established its garbage collection utility, providing for rates and regulations thereof, and contracting for such services with Lakewood Refuse, Inc.; and,

WHEREAS, in establishing the City's garbage collection utility, and in contracting for such services with Lakewood Refuse, Inc., it was anticipated that the rates for services would need to be periodically adjusted to accommodate increases in costs; and,

WHEREAS, the current contract with the City's garbage collection service provider allows for adjustments to take effect during or after the year 2001, which adjustments shall be in the amount of the January to January CPI-U for Seattle/Tacoma/Bremerton for the prior year, to become effective March 1 of the current year, unless prior to the implementation of any yearly increase, the City asks for the service provider to show that the increase is justified, and if not so justified, the City may deny or modify such otherwise automatic increase; and,

WHEREAS, in connection therewith, it is appropriate that the language of the Ordinance likewise reflect consistent provisions to address such rate adjustments..

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKEWOOD, WASHINGTON, DO ORDAIN as Follows:

Section 1. That Section 13.06.150 of the Lakewood Municipal Code and the rates provided therein are amended as follows:

13.06.150 Rates and Charges.

A. CAN AND MINI-CAN SERVICE

Weekly Service

Rate per Month	Mini	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
Refuse Service Only	13.68	16.39	23.29	30.64	36.87	44.29	51.24
Refuse & Recycling	12.44	15.16	20.83	28.14	32.44	38.17	43.91

Special/Extra Service

Refuse only: One Can/ Month	6.55	per Month
Occasional Extra Cans		per Can, for first two Cans

	5.12	
Occasional Extra Cans	3.33	per Additional Can over two

B. AUTOMATED SERVICE

Monthly Rates	Recycling	Non-Recycling		Recycling	Non-Recycling
60 Gallon - Weekly	19.82	22.28	60 Gallon Every Other Week	13.94	15.15
90 Gallon - Weekly	25.03	28.70	90 Gallon Every Other Week	16.20	19.85

C. 1. CONTAINER SERVICE - NON-COMPACTED MATERIALS

Monthly Rates (or as indicated)	1 Yard	1Â½ Yard	2 Yard	3 Yard	4 Yard	6 Yard
Permanent Weekly Collection	60.77	80.92	106.77	144.71	192.42	279.00
Special Pickups	16.83	20.15	27.32	34.62	49.63	73.73
Additional Weekly Collection	55.26	72.95	101.00	129.09	185.21	273.72
Temporary - Initial Delivery	26.00	26.00	26.00	32.50	32.50	32.50
Temporary - Pickup Rate	16.83	20.15	27.32	34.62	49.63	73.23
Temporary - Charge Per Day	1.03	1.10	1.18	1.29	1.29	1.94
Temporary - Cleaning Fee	12.03	12.03	12.03	12.03	12.03	13.66

Container Filled Beyond Top	18.27	Per Yard (assessed pro-rata) * * Weight not to exceed 250 lbs. per yard

DROP BOX CONTAINER SERVICE SUBJECT TO DISPOSAL FEE

(Pickup Fees Only - Disposal Fees Added Per Section 2.I. of Section 13.06.170 of this Chapter)

Monthly Rate (or as indicated)	15 Yard	20 Yard	25 Yard	30 Yard	35 Yard	40 Yard	50 Yard
Permanent Pickup Monthly Rate	119.13	159.41	193.73	214.62		319.37	
Permanent - Additional Pickup	38.27	51.67	71.06	78.62		99.16	
Temporary - Initial Delivery	28.45	28.45	28.45	28.45		28.45	
Temporary - Pickup Rate	44.08	58.70	73.39	89.10		107.22	
Temporary - Charge Per Day	4.01	5.03	5.50	5.81		8.05	

Per Month Lid Rate	9.82	
Over 10 Miles to Disposal	2.06	Per Mile

D. 1. COMPACTED MATERIAL - CUSTOMER OWNED FRONT LOADER

	4 Yard (1)
Per Pickup (not less than weekly)	134.27
Monthly Rate - Weekly Collection	581.88

2. COMPACTED MATERIAL - CUSTOMER OWNED DROP BOX

	10 yard	12 yard	15 yard	20 yard	24 yard	25 yard	25+ yard
Per Pickup (2)	85.63	90.66	92.98	100.58	105.67	106.32	4.59/yd

(1) Fees include pick up and delivery.

(2) Pick up fees only. Disposal fees are additional per Section 2 I, below.

E. YARDWASTE

	Monthly Rate	Special Pickup	Per Pickup
90 Gallon Container	5.64	4.23	
Additional Container	5.64	4.23	
Extra Units			1.97
Redelivery Charge			14.67

F. RECYCLING PER RESIDENTIAL UNIT PER MONTH

	Monthly
Recycling - Per Unit	1.82
Non-Recycling - Per Unit	2.67

It is provided, however, that the City Manager or designee shall advise the City Council, on or before February 1 of each year, or as otherwise directed by the City Council, of the current or then current garbage and recycling rates and the amount of the January to January CPI-U for Seattle/Tacoma/Bremerton for the prior year, and then the City Manager or designee is authorized to implement an increase in rates over the current or then current rates, to take effect during or after the year 2001, which increase shall be in the amount of the January to January CPI-U for Seattle/Tacoma/Bremerton for the prior year, to become effective March 1 of the current year, Provided that, if prior to the effective of any such yearly rate increase, the City Council requests information to show that the increase is justified, the increase may be denied or modified if the information does not show justification for such increase.

(Ord. 239 Â§ 1, 2000; Ord. 212 Â§ 1, 1999; Ord. 191 Â§ 1, 1998; Ord. 164 Â§ 1, 1998; Ord. 130 Â§ 1, 1997; Ord. 118 Â§ 1, 1997; Ord. 51 Â§ 1(part), 1996.)

Codifier's Note: Pursuant to the provisions of Ordinance No. 212, the above rates include an adjustment in the Spring of 2000, based upon the appropriate calculations of CPI-U for Seattle/Tacoma/Bremerton.

Section 2. That Section 13.06.160 of the Lakewood Municipal Code and the rates provided therein are amended as follows:

13.06.160 - Low Income Senior Citizen and Low Income Disabled Citizen Special Garbage Utility Rates.

A. A person who wishes to apply for the low income senior citizen special utility rate must be 62 years of age or older on or before January 31 of the year of his or her application. Proof of age must be presented at the time of the application.

B. A person who wishes to apply for the low income disabled citizen special utility rate must qualify for and be entitled to receive special parking privileges established pursuant to RCW 46.16.381(1)(a) through (f), or be blind as defined in RCW 74.18.020(4). Proof of such disability must be presented at the time of application.

C. At the time of the application for either the low income senior citizen discount or the low income disabled citizen discount utility rates, the person making the application must reside on the property being served by the utility for which the reduced rate is being sought, and if the property is owned by the applicant, the utility account(s) must be in the applicant's name, and if the property is being rented by the applicant, the applicant must keep the city advised as to the term of tenancy. Persons in federally subsidized housing are not entitled to low income senior citizen and disabled citizen special utility rates.

D. The income for a household, combined with the income, if any, from all sources, shall be less than eighteen thousand($18,000) dollars for the preceding calendar year. Income from all sources whatsoever includes all income from the applicant and all income of all other persons residing in the household. The income includes railroad retirement and social security benefits. Further, the income includes such items as investment income in the form of dividends from stock, interest on savings accounts and bonds, capital gains, gifts and inheritances, net rental income from real estate, and also includes disability payments, retirement payments and annuities. Reimbursement for losses are not to be considered as income. Easily convertible assets shall not exceed the value of ten thousand ($10,000) dollars for an individual or sixteen thousand ($16,000) dollars for a household of two or more persons. Easily convertible assets shall include but not be limited to: stocks, bonds, cash-in-bank (savings and checking), real estate other than residence, licensed vehicles in excess of one vehicle per

household.

E. The application for a low income senior citizen or a low income disabled citizen special utility rate must be filed annually with the City Finance Department prior to March 31 of each year, and if the application meets the requirements therefor, it shall be valid for the period of time until the following March 31. Any filing of an application after March 31 of any year shall apply only to utility accounts mailed after the date of filing, and shall not be applied retroactively.

F. The City Manager or designee shall be authorized and empowered to implement the procedures for application and processing of requests for low income senior citizen and low income disabled citizen special utility rates.

G. The low income senior citizen and low income disabled citizen special utility rate shall consist of the applicable city utility rates as adjusted by the following amounts:

The garbage collection and recycling rates for qualified low income senior citizens and qualified low income disabled citizens shall be at the rate of 80% of the otherwise applicable residential and garbage and recycling rate as provided in this chapter.

H. The current rates applicable under this Section are as follows:

1. CAN AND MINI-CAN SERVICE

Weekly Service

Rate per Month	Mini	1 Can	2 Cans	3 Cans	4 Cans	5 Cans	6 Cans
Refuse Service Only	10.94	13.11	18.63	24.51	29.50	35.43	40.99
Refuse & Recycling	9.95	12.13	16.66	22.51	25.95	30.54	35.13

Special/Extra Service

Refuse only: One Can/ Month	5.24	per Month
Occasional Extra Cans	4.10	per Can, for first two Cans
Occasional Extra Cans	2.66	per Additional Can over two

2. AUTOMATED SERVICE

Monthly Rates	Recycling	Non-Recycling		Recycling	Non-Recycling
60 Gallon - Weekly	15.86	17.82	60 Gallon Every Other Week	11.15	12.12
90 Gallon - Weekly	20.02	22.96	90 Gallon Every Other Week	12.96	15.88

3. YARDWASTE

	Monthly Rate	Special Pickup	Per Pickup
90 Gallon Container	4.51	3.38	
Additional Container	4.51	3.38	
Extra Units			1.58

Redelivery Charge	11.74

4. RECYCLING PER RESIDENTIAL UNIT PER MONTH

	Monthly
Recycling - Per Unit	1.44
Non-Recycling - Per Unit	1.78

It is provided, however, that the City Manager or designee is authorized to implement an adjustment in rates from the amount of the current or then current rates, to take effect during or after the year 2001, which adjustment shall maintain the low-income senior citizen and low income disabled citizen rates at 80% of the otherwise applicable residential and garbage and recycling rates as provided in this chapter, to become effective contemporaneous with the adjustment of the otherwise applicable residential and garbage and recycling rates, if any.

(Ord. 239 Â§ 2, 1999; Ord. 164 Â§ 2, 1998; Ord. 130 Â§ 2, 1997; Ord. 118 Â§ 2, 1997; Ord. 51 Â§ 1(part), 1996.)

Section 3. That Section 13.06.170 of the Lakewood Municipal Code and the rates provided therein are amended as follows:

13.06.170 ADDITIONAL CHARGES

A.	Additional Handling Costs Rear Packer, Per Hour	60.53
B.	Additional Cost For Over-Size or Over-Weight Container	5.34
C.	Overtime with 4 Hour Minimum - Per Hour	43.56
D.	Return Trip for a Can, Unit or Mini Can	4.77
	Return Trip for a Container, Drum or Bale	12.15
	Return Trip for a Drop Box	21.25

		Residential	Commercial
E.	Walk-In/Drive-In Service	Monthly	Per Pickup

Walk-In over 5 feet, but not over 25 feet	3.43	0.65
Walk-In over 25 feet - each 25 feet	1.47	0.40
Drive-In on Driveway over 5 feet but not over 125 feet	4.59	1.05
Drive-In over 125 feet - each 100 feet	3.36	0.99

F.	Can Carriage - Special Service	Residential Monthly	Commercial Per Pickup
	Each stair step - up or down	0.62	0.26
	Each overhead obstruction (less than 8 feet)	0.62	0.26
	Each sunken or elevated can (4 feet above ground)	2.44	0.65

G. Additional Commercial Can - Unit Service

Regular Route Scheduled Service Can Count

Grouped Together, Same Pickup less than 5 units

2.52Per unit

Grouped Together, Same Pickup 5 or more units

2.36Per unit

Not Grouped Together, Same Pickup

2.52Per unit

Minimum Monthly Charge

15.40

Special Pickup

One Unit	16.06

Each Additional Unit 4.88

Flat Monthly Charge

4 times the applicable rate

Each Additional 4.88

Drums

Regular Route 16.12

Special Pickup 27.11

H. Rates per Hour

Minimum One Hour Charged in 15 Minute Increments

Single Axle Non-Packer 47.76

Single Axle Packer 60.53

Tandem Axle 87.90

Extra Person 25.29

I. Landfill Costs

1. Municipal Solid Waste 85.17

7. Car Tires 6.24

2. Demolition	85.17	8. Truck Tires	10.40
3. Ash	28.60	9. Sheetrock	85.17
4. Sludge	85.17	10. Asbestos	156.00
5. Fluff	11.54	k. Appliances	31.20
6. Stumps	85.17		

J. Application of Container and Drop Box

1. Rental and Collection apply regardless of container content.

2. Truck delayed by customer will be charged stand-by at appropriate hourly rate.

K. Roll Out Charges

1. Container or Cart is rolled out between 5 and 25 feet	2.26
2. Each Additional 5 foot increment beyond 25 feet	2.26

L. Washing and Sanitizing Containers and Drop Boxes

Washing Rate per yard	2.27	Minimum Charge	12.03
Steam Cleaning rate per yard	4.97	Minimum Charge	24.17

Pickup and Redelivery for Containers	24.17
Pickup and Redelivery for Drop Boxes	35.36

It is provided, however, that the City Manager or designee shall advise the City Council, on or before February 1 of each year, or as otherwise directed by the City Council, of the current or then current garbage and recycling rates and the amount of the January to January CPI-U for Seattle/Tacoma/Bremerton for the prior year, and then the City Manager or designee is authorized to implement an increase in rates over the current or then current rates, to take effect during or after the year 2001, which increase shall be in the amount of the January to January CPI-U for Seattle/Tacoma/Bremerton for the prior year, to become effective March 1 of the current year, Provided that, if prior to the effective of any such yearly rate increase, the City Council requests information to show that the increase is justified, the increase may be denied or modified if the information does not show justification for such increase.

(Ord. 239 Â§ 3, 2000; Ord. 212 Â§ 1, 1999; Ord. 191 Â§ 1, 1998; Ord. 164 Â§ 1, 1998; Ord. 130 Â§ 1, 1997; Ord. 118 Â§ 1, 1997; Ord. 51 Â§ 1(part), 1996.)

Codifier's Note: Pursuant to the provisions of Ordinance No. 212, the above rates include an adjustment in the Spring of 2000, based upon the appropriate calculations of CPI-U for Seattle/Tacoma/Bremerton.

Section 4. If any portion of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

Section 5. That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary, as provided by law.

ADOPTED by the City Council this 19th day of March, 2001.

CITY OF LAKEWOOD

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Bill Harrison, Mayor

Attest:

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Alice M. Bush, CMC/AAE, City Clerk

Approved as to Form:

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Daniel B. Heid, City Attorney

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