

AN ORDINANCE AMENDING TITLE 3, CHAPTER 4
OF THE CITY CODE OF BUFFALO, IOWA
BY CREATING A NEW ARTICLE 5 TO CHAPTER 4
IN REGARD TO RECYCLING AND RECYCLABLE MATERIALS

BE IT ENACTED by the City Council of the City of
Buffalo, Iowa:

3-4.0501 RECYCLABLE MATERIALS. "Recyclable materials" means cleaned out and flattened HDPE and PETE plastic containers without lids, clean glass jars and bottles without lids, cleaned and crushed aluminum cans and tin cans, and cardboard and newspapers with slick advertising materials removed which shall be bundled and tied and placed on top of or adjacent to the recycling container. A list of recyclable plastics will be given out with each recycling container at the time of purchase.

3-4.0502 RECYCLING CONTAINER. "Recycling container" means a red 18 gallon container with a tight fitting lid, designated by the City of Buffalo as the approved recycling container.

3-4.0503 Each residence within the City limits is required to purchase a recycling container at the Buffalo City Hall, on or before December 31, 1992. The City shall sell the containers to residents for the same price the City is charged by the distributor, which price is currently \$9 per container.

3-4.0504 Recyclable materials shall be separated by the owner or occupant from all other refuse accumulated on the premises. Recyclable materials shall be placed in a recycling container for pickup. Recyclable materials shall be collected from the recycling containers on a weekly basis, at the same time as residential garbage pickup. The recycling container shall be placed in the same area where garbage containers are placed for weekly pickup. For the period from January 1, 1992, through December 31, 1992, the recycling efforts described in this article shall be voluntary. Commencing on January 1, 1993, recyclable materials shall not be disposed of by the sanitary landfill method, and on such date, mandatory recycling as specified in this ordinance will be required of all residents of the City of Buffalo, Iowa.

3-4.0505 Beginning on January 1, 1992, each residence within the City limits of Buffalo will be charged \$1 per month for recycling-related expenses incurred by the City. If the residence receives a monthly utility billing from the City, such

\$1 per month charge shall be added to the regular utility billing. The price of the recycling container may likewise be added to the utility bill of the residence. Each residence which does not have a utility billing from the City will be charged a once per year fee of \$12, beginning in January 1992.

3-4.0506 The City or its contractor may refuse to collect any garbage or refuse which does not comply with the provisions of this article, including but not limited to, failure to pay any amount of the recycling expense billed to the residence, and failure to segregate and properly dispose of recyclable materials with the January 1, 1992, billing. This \$12 will be due no later than February 15, 1992, and if not paid, city will refuse to collect any garbage or refuse after February 15, 1992. The monthly utility bills will be treated in the same manner as the present, due the 20th of each month, with service being discontinued on the date noted on the second (2nd) late notice. Recycling will become mandatory on January 01, 1993.

3-4.0507 Additional rules and regulations not inconsistent with the terms and provisions of this article may be promulgated and enforced by the Director of Public Works with the approval of the City Council.

3-4.0508 If any section, subsection, sentence, clause or phrase of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, subsection, sentence, clause or phrase hereof not adjudged invalid or unconstitutional.

3-4.0509 This ordinance shall become effectone on January 01, 1992.

Approved by the City Council of the City of Buffalo, Iowa, on this 02nd day of December, 1991.

Approved and signed by the Mayor of the City of Buffalo, Iowa, this 02nd day of December, 1991.

Signed: Betty O. Walters
Betty O. Walters,
Mayor of Buffalo, Iowa

Attest: Carol A. Bernauer
Carol A. Bernauer,
City Clerk of Buffalo, Iowa