

ORDINANCE NO. 01-2003

**ORDINANCE AMENDING ORDINANCE NO. 0-6-75 AUTHORIZING
THE LICENSING AND REGULATING OF PRIVATE REFUSE AND
GARBAGE COLLECTION WITHIN THE MUNICIPAL BOUNDARIES
OF THE CITY OF ATHENS, MENARD COUNTY, ILLINOIS.**

WHEREAS, the City Council of the City of Athens, Menard County, Illinois, has previously determined by Ordinance No. 0-6-75 that it is necessary for the public health, safety and welfare of the citizens of the City of Athens, Illinois, and for clean and safe streets and public ways, recreational facilities, public buildings, drains and culverts within the City of Athens, that there be licensing and regulating of private refuse and garbage collection within the City of Athens; and

WHEREAS, the City Council of the City of Athens, Menard County, Illinois, has determined to amend said Ordinance No. 0-6-75;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF ATHENS, MENARD COUNTY, ILLINOIS:**

SECTION 1 of Ordinance 0-6-75 shall be amended by substituting the following paragraph as and for said Section 1:

**SECTION 1. LICENSE FOR PRIVATE REFUSE AND GARBAGE
COLLECTIONS REQUIRED.**

It shall be unlawful for any person, firm, partnership or corporation to engage in the business of collecting, hauling, or transporting through the streets, alleys, or public ways of the City of Athens any garbage, ashes, household rubbish or miscellaneous rubbish, as defined in this Ordinance, without first obtaining a license from the City of Athens City council to engage in such business. The fee for such license shall be provided in this Ordinance and shall be payable into the City of Athens Corporate Fund. The application for said license shall be filed with the City Clerk. The City Clerk may not accept any application unless the appropriate fee is paid at the time of application. In case any application for license is denied, the City Clerk shall refund to the applicant the fee previously paid. A license shall be good for the term of one year. Application for license to operate a disposal service shall provide the following information: Name and address of the operator and/or owner of the business, vehicle identification number and description of every vehicle used in the business, the area in which the proposed disposal service will operate and such other facts as the Chairman of the Health and Safety Committee of the Athens City Council may require to determine whether the granting of a license is in the best

interest of the citizens of the City of Athens. The City Clerk before issuing such a license shall require the owner of such vehicles as will be used in this operation to certify in writing on penalty of fines herein established that the vehicles to be used for such purpose are satisfactorily constructed so as to prevent the littering of the streets of the City of Athens. The Chairman of the Health and Safety Committee of the Athens City Council shall be authorized, at his or her discretion, to inspect any and all vehicles permitted under this Ordinance at such reasonable times and conditions so as to verify the conformity of said vehicles to the provisions of this Ordinance.

SECTION 4 of Ordinance 0-6-75 shall be amended by substituting the following paragraph as and for said Section 4:

SECTION 4. CLASSES OF LICENSES AND FEES THEREFOR. Licenses to collect garbage, ashes, household rubbish, and miscellaneous rubbish within the City of Athens shall be of one class and shall carry an annual fee as follows: **Class A.** A Class A license shall entitle the licensee to collect garbage, ashes, and rubbish, both household and miscellaneous, as defined in this Ordinance anywhere within the City. The annual fee for each Class A license shall be Fifty Dollars (\$50.00) payable at the time of application for such license. The license fee set forth herein shall be in addition to the permit fees set forth in this Ordinance.

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED by the City Council and APPROVED by the Mayor this 13th day of January, A. D., 2003.

AYES: Aldermen: Buhr, Nichols, Nolting, McKee, Richardson & Shirley

NAYES: 0

ABSENT: 0

Debra J. Richardson
Mayor, City of Athens

(CORPORATE SEAL)

ATTEST:

Linda Gray
CITY CLERK