

ORDINANCE NO. 2005-06

AN ORDINANCE OF THE CITY OF DORAL, FLORIDA, AMENDING SECTION 1-18 OF THE CODE OF THE CITY OF DORAL EXTENDING THE HOURS OF COLLECTION OF SOLID WASTE FROM COMMERCIAL DISTRICTS AND ESTABLISHMENTS LOCATED A MINIMUM OF A CERTAIN DISTANCE FROM ANY RESIDENTIAL COMMUNITY; PROVIDING FOR SEVERABILITY; INCLUSION IN THE CODE; PROVIDING FOR PENALTY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council adopted Ordinance No. 2004-19 which created the City of Doral Solid Waste Franchise Ordinance; and

WHEREAS, the City Council desires to specifically address the collection of solid waste in commercial districts and establishments located no closer than 1/4 mile from any residential community;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. That Section 1-18 of the City of Doral Solid Waste Franchise Ordinance is hereby amended to read as follows:

Section 1-18. Office and Collection Hours.

- (A) The Franchisee's office shall remain open Monday through Friday from 8:30 a.m. to 5:00 p.m. for the purpose of handling complaints; and for that purpose, there shall be maintained an adequate number of telephones and a responsible person in charge during the hours specified above. These requirements do not apply on legal holidays.
- (B) Collections shall normally be no earlier than 7 a.m. and no later than 7 p.m. (or as otherwise prescribed by the City) with no service on Sunday, except in time of emergency or to maintain schedules due to Holidays. Changes to these hours must be approved by the City Manager.
- (C) Collections in commercial districts and establishments located no closer than 1/4 mile from any residential community as depicted in Exhibit "A", as may be amended from time to time, shall be allowed twenty four hours a day, Monday through Saturday. There will be no service on Sundays, except as provided for in Section (B).

Section 2. Severability. The provisions of this Ordinance are declared to be severable 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, and 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.

Section 3. Inclusion in the Code. It is the intention of the City Council, and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the City of Doral Code; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

Section 4. Effective Date. This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Vice Mayor Cabrera, who moved its adoption. The motion was seconded by Councilwoman Ruiz and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	yes
Vice Mayor Pedro Cabrera	yes
Councilman Michael DiPietro	yes
Councilwoman Sandra Ruiz	yes
Councilman Robert Van Name	yes

PASSED AND ADOPTED on first reading this 9th day of February, 2005.

PASSED AND ADOPTED on second reading this 9th day of March, 2005.



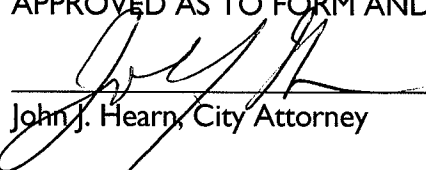
Juan Carlos Bermudez, Mayor

ATTEST:

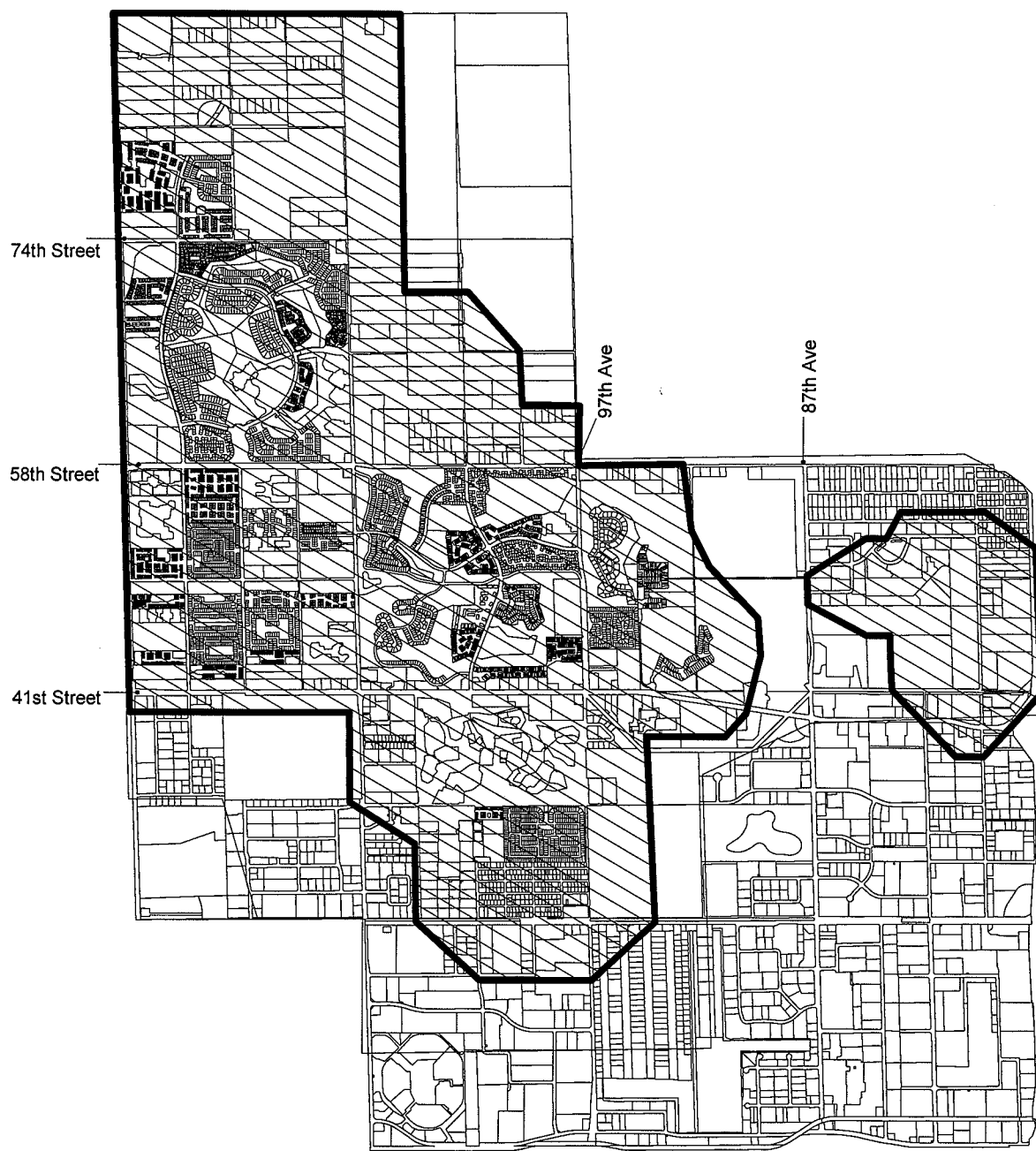


Sheila Paul, CMC, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



John J. Hearn, City Attorney



Restricted hours of Pick-Up (7am - 7pm)



Unrestricted hours of Pick-Up (24 hours)

Description:

The highlighted area encompasses all residential land uses, and all other lands within 1/4 mile of said residential land uses.

Map - Waste Disposal Pick-Up

CITY OF DORAL