

ORDINANCE 07-03

AN ORDINANCE OF THE CITY OF MARICOPA, ARIZONA AMENDING ARTICLE 9-1 TO "THE CODE OF THE CITY OF MARICOPA, ARIZONA" BY ADDING SECTIONS REGARDING RECYCLING, GARBAGE CONTAINERS, INSPECTIONS AND ENFORCEMENT.

WHEREAS, the Mayor and Council of the City of Maricopa, Arizona, have reviewed Article 9-1 of "The Code of the City of Maricopa, Arizona" concerning its provisions regarding garbage and trash removal; and

WHEREAS, the Mayor and Council of the City of Maricopa, Arizona, have determined that such Article should be revised to add sections regarding recycling, garbage containers, inspections and enforcement;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, PINAL COUNTY, ARIZONA AS FOLLOWS:

Section 1: Article 9-1 of The Code of the City of Maricopa is amended by inserting the following sections:

Section 9-1-7 Collection

Garbage haulers shall institute twice-a-week garbage collection, unless a garbage hauler has City Council approval to institute once-a-week recyclable material collection at curbside, in addition to once-a-week garbage collection.

Section 9-1-8 Fly Tight and Clean Garbage Containers

All garbage haulers operating within the City limits shall provide fly-tight and clean garbage containers that are in good condition. Residents shall keep containers reasonably clean and free from fly larva, intense odors, and unusually high number of flies. Containers found to contain fly larva shall immediately be removed from service, thoroughly cleaned by the resident, and returned to service.

Section 9-1-9 Inspections

City of Maricopa shall inspect annually a minimum of 25% of the single-family residential containers. Inspections will determine resident compliance with applicable laws and regulations, and ensure that refuse haulers are providing fly-tight containers in good condition. The City shall maintain an inspection log.

Section 9-1-10 Enforcement

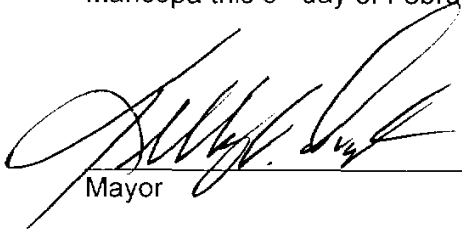
Failure to comply may subject residents and/or garbage haulers to penalties including, but not limited to, initial warnings, civil action, and/or removal from the variance, which would mandate subsequent twice-a-week garbage service.

Section 2: To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

Section 3: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.


Section 4: This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

PASSED AND ADOPTED by the Mayor and the City Council of the City of Maricopa this 6th day of February, 2007.



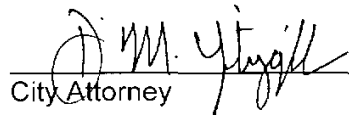
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney