

WHITELAND TOWN COUNCIL

ORDINANCE NO. 2024-10

AN ORDINANCE AMENDING THE FEES AND CHARGES FOR THE COLLECTION AND REMOVAL OF GARBAGE, TRASH, AND RECYCLABLES IN THE TOWN OF WHITELAND

WHEREAS, the Town Council of the Town of Whiteland, Indiana (the "Town Council") has established fees and charges for the collection and disposal of solid waste ("Trash Service") of the Town of Whiteland, Indiana (the "Town"); and

WHEREAS, the Town has solicited bids for the provision of Trash Service for the Town and approved the award of a contract for such services; and

WHEREAS, pursuant to Indiana Code § 36-9-30-21 and § 36-1-3-8(6), the Town may impose service charges or fees for the collection and disposal of solid waste so long as such charges or fees are reasonable and just for such services; and

WHEREAS, in accordance with Indiana Code § 36-9-30-21(f), notice has been given of a public hearing on the proposed fees and charges contained herein; and

WHEREAS, a public hearing was held before the Town Council, at which time testimony from interested persons was received, after introduction of this ordinance; and

WHEREAS, the Town Council has determined it is appropriate to amend the fees and charges for Trash Service provided by the Town as found in the Town's Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Whiteland, Indiana that:

SECTION 1. The Council finds that the fees and charges adopted by this Ordinance are reasonable and just in order to provide for the provision of Trash Service to the Town.

SECTION 2. The Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Subsections 96.03(A) and (B), shall be amended to read as follows:

§ 96.03 CHARGES; BILLING.

(A) Each residential user within the town shall be charged a monthly amount for garbage, trash, recycling, and heavy trash collection service. The garbage, trash, recycling, and heavy trash collection fee shall be a separate item added to the monthly utility bill for each residential dwelling unit, and shall be billed and collected by the town in the amount of \$13.50 per month until August 1, 2024, at which time such fee shall be \$18.05 per month effective starting with the bills due in September 2024.

(B) Additional trash and/or recycling containers, if required by the customer, shall be billed at an additional \$5.00 per month for each additional container, until August 1, 2024. On August 1, additional trash and recycling containers will be collected by the town's trash and recycling collection contractor if the resident requests an additional waste or recycle cart, at an additional cost of \$6.00 per cart per dwelling per month, to be billed

directly to the requesting resident by the town's contractor, and to be paid by the requesting resident directly to the town's contractor. The town shall have no liability or responsibility associated with additional waste or recycle carts requested by residents, and requests for additional carts shall be communicated by the resident directly to the town's contractor, without involvement of the town. Notwithstanding Section 96.02(I) requiring all garbage and trash to be bagged and placed in the containers provided, customers shall have the option to purchase stickers to be placed on additional trash bags for pickup to be placed next to the waste containers provided, which stickers may be purchased at the Town Hall for \$1.00 per sticker (per bag). And notwithstanding Section 96.02(I), there will be no container limit for each week following Thanksgiving and Christmas, and during those weeks the Town's contractor will collect all additional trash that is contained in trash bags placed near the provided waste container, without a bag sticker being required.

SECTION 3. The Council hereby authorizes and directs the appropriate officials and representatives of the Town to take all necessary actions to implement this Ordinance following final adoption.

SECTION 4. All prior ordinance provisions in conflict herewith are repealed as of the effective date of this Ordinance.

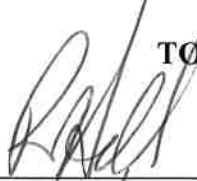
SECTION 5. This ordinance shall be in full force and effect upon its final adoption.

(Remainder of Page Intentionally Left Blank)


PASSED through first reading by the Town Council on the 11th day of JUNE, 2024, by a vote of 4 in favor and 1 against.

DULY PASSED AND FINALLY ADOPTED on the 9th day of JULY, 2024, by a vote of 4 in favor and 0 against.


TOWN OF WHITELAND, INDIANA, TOWN COUNCIL



Richard Hill, President




Richard Hill



Tim Brown



Joseph Saylor



Brad Goedecker

Debra L. Hendrickson

Voting Opposed

Richard Hill

Tim Brown

Joseph Saylor

Brad Goedecker

Debra L. Hendrickson

Attest:



Melissa A. Fraser, Clerk-Treasurer