

VILLAGE OF GLENCOE

ORDINANCE NO. 2009-04-3237

AN ORDINANCE AMENDING CHAPTER 20 OF THE GLENCOE VILLAGE CODE
RELATING TO COMMERCIAL RECYCLING SERVICE AND YARD WASTE SERVICE

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE
VILLAGE OF GLENCOE, COUNTY OF COOK, STATE OF ILLINOIS, AS FOLLOWS:

SECTION ONE: Section 20-1, entitled "Definitions," of Article I, entitled "In
General," of Chapter 20, entitled "Garbage, Rubbish, and Weeds," of the Glencoe Village
Code shall be and is hereby amended as follows:

A. New Definitions. Section 20-1 shall be amended by adding the following
new definitions, which definitions shall be codified in alphabetical order and shall
hereafter be and read as follows:

Commercial Garbage Collection Service. "Commercial Garbage Collection
Service" shall mean a service provided to a commercial premises for the periodic
collection of garbage by the Village or by another licensed provider.

Commercial Recycling Collection Service. "Commercial Recycling
Collection Service" shall mean a service provided to commercial premises for the
periodic collection of recyclable material by the Village or by another licensed
provider.

Yard Waste Season. "Yard Waste Season" shall mean the period from April
1 to December 15. Yard Waste Pick-up Services is only performed during the
Yard Waste Season.

B. Amended Definition. Section 20-1 shall be amended by amending the
definition of the following definitions, which amendments will be codified and shall
hereafter be and read as follows:

Recyclable commodities. "Recyclable commodities" shall mean materials
designated by the Village Manager that would otherwise become municipal waste,
including without limitation newspapers, glass, metal cans and aluminum cans,
and that are placed by a resident in a recycling container at curbside and
collected by the Village or licensed provider in order to eventually be separated or
processed and returned to the economic mainstream in the form of raw materials
for new, reused, or reconstituted products.

Recycling containers. "Recycling containers" shall mean containers owned
by the Village into which owners will place the recyclable commodities.

SECTION TWO: Paragraph 2 of Section 20-13, entitled "Landscape Waste
Collection Program," of Article II, entitled "Village Waste Removal Service," of Chapter 20,
entitled "Garbage, Rubbish, and Weeds," of the Glencoe Village Code shall be and is
hereby amended so that said paragraph shall hereafter be and read as follows:

2. All landscape waste shall be placed in bags, cans or bundles at the curbside for
Yard Waste Pick-up Service on the designated collection day, unless properly
composted. All bags, cans and bundles shall display a yard waste sticker unless

the residential premise has subscribed for the Yard Waste Pick-Up Service in accordance with Section 20-22 (7). This section shall not prohibit any landscape contractor from removing landscape waste from any premises, provided that such landscape contractor shall thereafter dispose of the landscape waste in accordance with applicable laws, ordinances, and regulations. (Ord. No. 08-04-3215)

SECTION THREE: Section 20-14, entitled "Curbside Recycling Program," of Article II, entitled " Village Waste Removal Service," of Chapter 20, entitled "Garbage, Rubbish, and Weeds, of the Glencoe Village Code shall be and is hereby amended so that said paragraph shall hereafter be and read as follows:

Sec. 20-14. Curbside Recycling Program.

1. The Village shall administer a voluntary Curbside Recycling Program for all residential premises receiving Regular Pick-up Service and any other premises approved by the Village Manager.
2. The Village Manager shall determine which materials shall qualify as recyclable commodities and in what manner said materials shall be properly prepared for Curbside Recycling Pick-up Service.
3. The Village shall provide and distribute at least one recycling container to each premises participating in the Curbside Recycling Program upon such terms and conditions that the Village Manager deems appropriate.
4. Each recycling container shall at all times remain the property of the Village or a licensed provider. The recycling container shall remain on the premises in the event that the owner of the premises moves.
5. Owners shall be financially responsible for the replacement of recycling container that are lost, stolen, or damaged from misuse. Upon payment of a reasonable replacement cost determined by the Village Manager, an owner may request the replacement of a recycling container that was lost, stolen, or damaged from misuse.
6. Recyclable commodities shall be placed in or next to the recyclable container and left at the curbside on the evening before or prior to 7:00 a.m. of the designated collection day
7. Only the Village and/or a licensed provider shall collect recyclable commodities specifically designated or approved by the Village Manager for the collection of recyclable commodities.
8. The collection of recyclable commodities in violation of subparagraph (7) herein shall be unlawful and shall be punished as provided in section 16-1 of this Code.
9. Curbside Recycling Pick-up Service shall be available only for premises receiving Regular Pick-up Service, unless expressly provided in writing and subject to terms and conditions approved by the Village Manager.
10. Any revenue derived from the sale of recyclable commodities collected by the Village as part of its Curbside Recycling Pick-up Service shall be deposited in the Waste System Fund.

SECTION FIVE: Section 20-22, entitled "User Rates," of Article IV, entitled "Budget, Funds and Rates," of Chapter 20, entitled "Garbage, Rubbish, and Weeds, of the Glencoe Village Code shall be and is hereby amended so that said section shall hereafter be and read as follows:

Sec. 20-22. User Rates (Ord. No. 92-39-1905, Ord. No. 2005-06-3126, Ord No. 2006-06-3148; Ord. No. 07-07-3184, Ord. No. 08-04-3215).

1. General Requirement. The Village Board shall annually review and, if necessary, modify all user rates chargeable to users of the Village Waste Removal Service to the end that such rates shall at all times be adequate, after taking account of proceeds from taxes levied and to be collected that have been assigned and pledged to the Waste System Fund as well as and funds on hand in the Waste System Fund, to meet all of the revenue requirements of the Village Waste Removal Service, including without limitation the revenue required to (a) pay all operating and maintenance costs of said Service; (b) pay as they come due interest and principal on any revenue bonds or other obligations payable from the revenues of said Service; (c) pay as they come due all obligations of the Village to the Agency under the Project Use Agreement; and (d) establish and maintain appropriate reserve funds, including reserves for uncollected charges.
2. Current Rates/Regular Pick-up Service. Unless and until modified by the Village Board pursuant to the preceding subparagraph, the following user rates shall apply to all users of the Village Waste Removal Service receiving Regular Pick-up Service:

(a) Single family residential users:	Base Garbage Collection Service: \$0 per quarter. No user fee charge effective with billing after March 20, 2008. (Ord. No. 08-04-3215)
(b) Single Family Residential User Second Day Garbage Collection Service:	\$78.00 per quarter, plus the Single Family Residential User Base Garbage Collection Service Fee (Ord. No. 07-07-3184)
(c) All other users (Standard Service):	\$131.33 per quarter for each 90-gallon cart container
(d) All other users (Heavy Service):	As determined by the Director of Public Works

The Director of Public Works shall from time to time evaluate the service requirements of all users (other than single family residential users) to determine whether they require "Standard Service" and qualify for the rate set in paragraph 2(b) hereof or require "Heavy Service." "Standard Service" shall be that service requiring no more than four 90-gallon cart containers. "Heavy Service" shall be that service requiring more than four 90-gallon cart containers. For each user requiring "Heavy Service" the Director of Public Works shall from time to time set and modify a user rate designed to recover the full actual direct and indirect costs of providing service to such user; such rate shall be based on the estimated time required to service such user and the estimated quantity of garbage, rubbish, and landscape waste to be received from such user. (Ord. No. 2002-23-3068, Ord. No. 2005-06-3126)

3. Current Rates/Recycling Service

A rate of \$15.25 per quarter shall be applied to all residential premises eligible for "Regular Pick-up Service." This rate shall be in addition to the rate applied to single family residential users of the Village Waste Removal Service. (Ord. No. 2002-23-3068, Ord. No. 2005-06-3126, Ord. No. 2006-06-3148)

The Director of Public Works shall establish a rate for commercial recycling collection service and from time to time modify said user rate designed to recover the full actual direct and indirect costs of providing the service to such user. The commercial recycling collection rate shall be applied to all commercial premises using Village commercial refuse collection services or otherwise eligible for commercial service but not participating in another recycling program for the periodic collection of recyclable material. This rate shall be in addition to the rate applied to commercial premises either using Village refuse services or another refuse commercial service but not participating in an alternative recycling program. Any commercial premise using a commercial recycling service other than the Village's commercial recycling service will be required to periodically provide evidence of participation in another commercial recycling program in order to have the fee waived.

4. Current Rates/Agency Fee

A rate of \$3.75 per quarter shall be applied to all residential premises eligible for "Regular Pickup Service." This rate shall be in addition to the rate applied to single family residential users of the Village Waste Removal Service. (Ord. No. 96-4-2000, Ord. No. 2002-23-3068)

5. Current Rates/special Pick-up Service. Unless and until modified by the Village Board pursuant to paragraph (1) above, the following user rates shall apply to all users of the Village Waste Removal Service requesting Special Pick-up Service:

- (a) Minimum Rate: \$40.00 per pick-up;
- (b) Automobile Tires: \$5.00 per automobile tire, in addition to the minimum rate of \$25.00 per pick-up;
- (c) Additional Rate: As determined by the Director of Public Works

The Director of Public Works shall, by general rule or on a case-by-case basis, establish the additional user rate or special fee applicable to each special pick-up, each class of special pick-up, or other special service to be made available to the residents as defined by the rules of the Director. The additional user rate shall be designed to recover the full actual direct and indirect costs of the Special Pick-up Service and shall be based on the estimated time to provide such service and the estimated quantity of materials to be received. The special fee for other special services to be made available to residents shall be designed to recover the actual direct and indirect costs of such special services and shall be based on the estimated time to provide such service and the estimated quantity of materials involved, unless otherwise approved by the Village Manager (Ord. No. 92-5-1871; 92-39-1905; 96-4-2000, Ord. No. 2005-06-3126).

6. Current Rates/Supplemental Garbage Collection Service. Unless and until modified by the Village Board pursuant to paragraph (1) above, all single family residential users of the Village Waste Removal Service requesting Supplemental Garbage Collection Service shall pay a user rate that shall be no less than the

following minimum charge; (Ord. No. 2007-07-3184)

(a) Minimum Rate: \$25.00 per pick-up; (Ord. No. 2007-07-3184)

Volume collected as Supplemental Garbage Collection Service is subject to limits of service provided as part of the Base Garbage Collection Service or the Second Day Garbage Collection Service. Request for collection of volume in excess of the Base Garbage Collection Service or the Second Day Garbage Collection Service will be subject to a special fee based on volume as determined by the Director of Public Works in accordance with the same methodology as set forth in the Subsection 20-22(5). (Ord. No. 2007-07-3184)

7. Yard Waste Pick-up Service. Residents using the Village's Yard Waste Pick-up Service shall be required to either place a Yard Waste Sticker on each bundle, bag, can or other allowable container placed at the curb for collection or subscribe by annual fee per yard waste season to receive the Village's Yard Waste Pick-up Service. The cost for an annual subscription is a non-refundable fee of One Hundred Twenty Dollars (\$120.00) for the yard waste season. Reusable containers require a new sticker each time the container is placed at the curb for collection. The fee for participation in the Yard Waste Sticker program is two dollars (\$2.00) per sticker. (Ord. No. 08-04-3215)

SECTION SIX: This ordinance shall be in full force and effect from and after its passage, approval, publication in a manner provided by law.

PASSED THIS 19TH DAY OF FEBRUARY 2009.

AYES: Cowans, Debb, Keefe, Shubart and Solomon (5)
NAYS: None (0)
ABSENT: Melamed (1)
ABSTAIN: None (0)

APPROVED THIS 19th DAY OF FEBRUARY 2009.

/s/ Scott M. Feldman
VILLAGE PRESIDENT

ATTEST:

/s/ David A. Clark
DEPUTY VILLAGE CLERK

POSTED THIS 19th DAY OF FEBRUARY 2009.

/s/ David A. Clark
DEPUTY VILLAGE CLERK

PUBLISHED THIS 19th DAY OF FEBRUARY 2009.

/s/ David A. Clark
DEPUTY VILLAGE CLERK

APPROVED AS TO FORM.

/s/ Victor Filippini

VILLAGE ATTORNEY