

1 Ordinance to Amend and Reenact Chapter 32.1 City Code of the City of Hampton,
2 Virginia by Amending Section 32.1-41, Entitled "Solid Waste Rate Determination" to
3 Clarify the Manner in which the Solid Waste Rate Determination is Administered
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6 **BE IT ORDAINED** by the City Council of the City of Hampton, Virginia, that Section
7 32.1-41 of the City Code of the City of Hampton, Virginia be amended to read as
8 follows:
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10 Sec. 32.1-41. - Solid waste rate determination.
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12 (a) All property owners or occupants who meet the criteria in paragraph (b) of this
13 section are required to pay a residential-solid waste user and recycling fee, *which*
14 *shall be charged pursuant to the following conditions.*
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16 (1) The base-fee of \$11.63 per week *for up to two refuse containers* shall be
17 charged to residential-property owners ~~and~~ occupants who do not participate
18 in the city's recycling program. *Property owners or occupants having more than*
19 *two refuse containers shall be charged an additional \$11.63 per week for each*
20 *additional refuse container.*
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22 (2) The reduced fee of \$5.88 per week *for up to two refuse containers* shall be
23 charged to residential-property owners ~~and~~ occupants who participate in the
24 city's recycling program. *Property owners or occupants having more than two*
25 *refuse containers shall be charged an additional \$5.88 per week for each*
26 *additional refuse container.* Participation in the residential-recycling program
27 requires customers to recycle by placement of the approved recycling container
28 curbside on the approved collection day at least one (1)-collection cycle in any
29 30-day period and be at least ~~twenty-five (25) percent~~ *(25%) full during any one*
30 *collection cycle.*
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32 (b) Solid waste user and recycling fees will be imposed upon (i) *single residential unit*
33 *property owners and* occupants *and* (ii) *business or commercial establishment*
34 *and multiple residential unit property owners or occupants opting to use the city*
35 *collection service* ~~at every service address~~ that meet all of the following criteria:
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37 (1) A habitable dwelling unit *or business or commercial establishment;*
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39 (2) An active water account; and
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41 (3) Active water consumption, which is defined as metered water service that uses
42 at least ~~twenty (20)~~ cubic feet of water consumption during a single water-billing
43 cycle.
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45 (c) The residential-solid waste user and recycling fee shall be billed regardless of
46 whether property owners ~~and~~ *or* occupants actually use the service, or regardless of

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whether the service is provided if prevented due to an emergency, because the service is provided and supported by the equitable contribution of all customers who meet the criteria set forth herein.