

VILLAGE OF OTTER LAKE
GARBAGE COLLECTION ORDINANCE
ORDINANCE NUMBER 4.1

An ordinance to provide for garbage collection services within the Village; to specify the types of uses which shall qualify for provision of the services; to require the taking of bids; to provide for garbage collection services by contract; to provide for the setting of fees for garbage collection services; to authorize the inclusion of garbage collection fees on the tax roll; to establish a garbage collection fund; and to provide for the collection of delinquent fees.

THE VILLAGE OF OTTER LAKE ORDAINS:

- Section 1. AUTHORITY. The Village Council, pursuant to the authorizations contained in Act 3 of the Public Acts of 1895 and Act 320 of 1927, as amended, shall provide for garbage collection services for the residents of the Village in accordance with the provisions of this ordinance.
- Section 2. SERVICE. Garbage collection service shall be provided on equal terms to all dwelling units within the Village. Any business which generates more garbage than the average dwelling unit shall be responsible for providing its own garbage collection service.
- Section 3. BIDS. Prior to the first day of April of each year, the Village Council shall solicit bids from persons interested in providing garbage collection services for the Village.
- Section 4. CONTRACT. If a satisfactory bid is received, the Village Council shall enter into a contract with the successful bidder no later than the first day of May. Said contract shall provide garbage collection services for at least one full year.
- Section 5. FEE. Upon execution of the garbage collection contract, the Village Council shall set a fee to be charged to each unit to be provided garbage collection services.
- Section 6. ASSESSMENT. The Village Assessor shall assess the garbage collection fee as determined by the Village Council against all parcels of property within the Village which may utilize Garbage collection services. Each parcel of property shall be assessed a fee for each dwelling unit or other unit located on the parcel which may utilize the garbage collection service.
- Section 7. FUND. A garbage collection fund shall be established into which all fees shall be deposited and from which all contract payments shall be made. Any money collected in excess of the contract payments shall be retained in the fund and shall be used to defray the cost of future garbage collection services.
- Section 8. DELINQUENT FEES. All fees assessed shall constitute a lien on the property assessed and shall constitute a debt of the owner of the property. In case of delinquency, the fee may be collected as delinquent village property taxes or by a suit against the owner.
- Section 9. SEVERABILITY. This Ordinance and the various sections, sentences and clauses thereof are hereby declared to be severable and if any section, sentence, or clause is adjudged unconstitutional or invalid, the same shall not affect the validity of this ordinance as a whole or any part thereof other than the part declared to be unconstitutional and invalid.
- Section 10. EFFECTIVE DATE. This Ordinance shall take effect upon the date of publication thereof.

Made and passed by the Village council on the 19th day of June, 1978. Published in the Millington Herald-Lakeville Aerial on the 27th day of June, 1978.

Adolph K. Kunasiewicz
Adolph Kunasiewicz, President

Margaret Farnsworth
Margaret Farnsworth, Clerk