

ORDINANCE NO. 10 of 2004

An Ordinance of Newport Township amending certain provisions of Newport Township Ordinance No. 3 of 2003 relating to refuse collection.

Be it enacted and ordained by the Township of Newport, Luzerne County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

Section 2 of Ordinance No. 3 of 2003 (which amended Ordinance No. 1 of 1995, Item V Fees) which states as follows *shall be deleted*:

" The Board of Commissioners of Newport Township shall set an annual garbage fee for each calendar year by passing a resolution, by a majority vote of a quorum of the Board members approving same.

If said payment is received by the Township of Newport by January 31 of the calendar year, the residential unit user may be entitled to a discount, the amount of which shall be determined by the Board of Commissioners by resolution at the time of setting the garbage fee for the calendar year.

Each residential unit user shall be allowed to place for disposal up to four (4) 33 gallon garbage bags per collection. The Board of Commissioners may change this amount in subsequent years by passing a resolution without the need for enacting a new ordinance each year.

In the event of any increase in garbage collection and/or hauling fees by the designated garbage hauler, the Board of Commissioners may, by a majority vote of a quorum of the Board members, enact an additional emergency fee during the calendar year.

The annual garbage fee shall be paid in full by March 1st of each calendar year. At that time, all unpaid garbage fees shall be considered delinquent. However, for calendar year 2003, the annual garbage fee shall be paid in full by May 1, 2003. All unpaid garbage fees shall be considered delinquent after May 1, 2003 for the calendar year 2003."

Section 2 of Ordinance No. 3 of 2003 (which amended Ordinance No. 1 of 1995, Item V Fees) *shall be amended to read as follows:*

The Board of Commissioners of Newport Township shall set an annual garbage fee by passing a resolution, by a majority vote of a quorum of the Board members approving same. The fee for the calendar year 2005 shall be \$185.00.

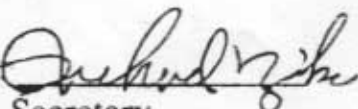
A discount of Five (\$5.00) Dollars will be offered for payment of this fee received prior to January 31 of the subject year. The deadline for receipt of the total fee shall be February 28 of the subject year. Payments received after February 28 but prior to March 31 of the subject year shall be subject to a late fee of Fifteen (\$15.00) dollars. After April 1 of the subject year a one and one-half (1 1/2 %) percent interest rate will be added to all past due bills until full payment is received by Newport Township. This is in addition to any penalties that may be provided for by ordinance or appropriate law. Collection proceedings shall be instituted for all unpaid bills after May 1 of the subject year.

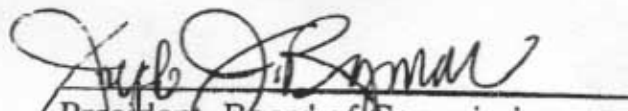
Each residential unit user shall be allowed to place for disposal a limit of four (4) thirty-three (33) gallon garbage bags per collection. The Board of Commissioners may change this amount in subsequent years by passing a resolution without the need for enacting a new ordinance each year.

In the event of any increase in garbage collection and/or hauling fees by the designated garbage hauler, the Board of Commissioners may, by a majority vote of a quorum of the Board members, enact an additional emergency fee during the calendar year.

Enacted and ordained at a meeting of the Newport Township Board of Commissioners held on the 27 day of December 2004.

Attest


Secretary


President, Board of Commissioners