

# ORDINANCE 2023-01



**AN ORDINANCE OF THE TOWN OF PENNEY FARMS, FLORIDA,  
ESTABLISHING NEW MONTHLY FEES FOR SOLID WASTE CURBSIDE  
PICK-UP SERVICE AND SPECIAL PICK-UP SERVICES PROVIDING  
POLICIES AND PROCEDURES FOR ALL TOWN OF PENNEY FARMS  
RESIDENTS; PROVIDING FOR AN EFFECTIVE DATE.**

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**WHEREAS**, solid waste removal and sanitation is important to the health, safety, and well-being of the citizens and visitors to the Town of Penney Farms, Florida; and

**WHEREAS**, the Town Council wishes to update the costs and fees related to solid waste removal; and

**WHEREAS**, this Ordinance will replace and supersede Ordinance(s) 93-01 and 2007-05; and

**WHEREAS**, the policy set forth in this Ordinance is for residential curbside Solid Waste (garbage and trash) pick-up; yard trash; and recyclables pick-up, as set forth in 'Exhibit A' will apply to all water utility residential and non-residential customers, with the exception of Penney Retirement Community (PRC) residents and non-residential customers who are serviced by the Town's Water System; and

**WHEREAS**, the Penney Retirement Community handles their own residents' solid waste disposal; and

**WHEREAS**, the policy set forth in this Ordinance relating to Special Pick-Up(s), known as 'Exhibit B' shall apply to all water utility customers, both residential and non-residential; and

**WHEREAS**, the policies set forth in this Ordinance support the Solid Waste Franchise Fee Ordinance 2016-01, to list qualified contractors for the need(s) of Roll-Off containers or dumpsters for all residential and non-residential customers; and

**WHEREAS**, the Town Council of the Town of Penney Farms shall amend all future Solid Waste (garbage) curbside pick-up; yard trash; and recyclable pick-up and/or Special Pick-Up service rates pertaining to the financial operation of these services by Resolution.

**NOW, THEREFORE BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF PENNEY FARMS, FLORIDA**

**SECTION 1.** The fee for household garbage pick-up and yard waste will be \$25.00 (twenty-five dollars) per month.

**SECTION 2.** 'Exhibit A' and 'Exhibit B' are incorporated herein as part of this Ordinance.

**SECTION 3.** This Ordinance shall become effective upon final passage and adoption.

- **INTRODUCED AND PASSED ON FIRST READING AT REGUAR MONTHLY MEETING BY THE TOWN COUNCIL OF THE TOWN OF PENNEY FARMS, FLORIDA THIS 20<sup>th</sup> DAY OF JUNE, 2023.**

**(Motion to pass by Council Member Sabin ; Second by Council Member Andrews)**

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Council Member DeVille	<u>X</u>	<u>      </u>	<u>      </u>
Council Member Sabin	<u>X</u>	<u>      </u>	<u>      </u>
Council Member Andrews	<u>X</u>	<u>      </u>	<u>      </u>
Council Member Brooks	<u>      </u>	<u>      </u>	<u>X</u>
Council Member Ryder	<u>      </u>	<u>      </u>	<u>X</u>



**TOWN OF PENNEY FARMS, FLORIDA**

By: Thomas E. DeVill

Thomas E. DeVille, Mayor, Presiding

**ATTEST:**

Anita E. Cooper

Anita E. Cooper, Town Clerk

- **PASSED ON SECOND AND FINAL READING AT REGULAR MONTHLY MEETING BY THE TOWN COUNCIL OF THE TOWN OF PENNEY FARMS, FLORIDA, THIS 18<sup>th</sup> DAY OF JULY, 2023.**

(Motion to pass by Council Member *Sabin*; Second by Council Member *Andrews*)

<u>ROLL CALL:</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Council Member DeVille	<u>X</u>	_____	_____
Council Member Sabin	<u>X</u>	_____	_____
Council Member Andrews	<u>X</u>	_____	_____
Council Member Brooks	<u>X</u>	_____	_____
Council Member Ryder	_____	_____	<u>X</u>



**TOWN OF PENNEY FARMS, FLORIDA**

By: *Thomas E. DeVille*  
 Thomas E. DeVille, Mayor, Presiding

**ATTEST:**

*Anita E. Cooper*  
 Anita E. Cooper, Town Clerk

**APPROVED ON BEHALF OF THE TOWN OF PENNEY FARMS, FLORIDA AS TO FORM AND LEGAL SUFFICIENCY ONLY**

*Rich Komando*  
 Rich Komando, Attorney for the Town of Penney Farms, Florida



# "Exhibit A"

## Town of Penney Farms

♦ 904-529-9078 ♦

♦ 4100 Clark Avenue ♦ PO Box 1041 ♦

♦ Penney Farms, FL 32079 ♦

♦ Email: [penneyfarms@bellsouth.net](mailto:penneyfarms@bellsouth.net) ♦ Website: [www.penneyfarmsfl.org](http://www.penneyfarmsfl.org)

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### **♦CURBSIDE PICK UP - GARBAGE, TRASH AND RECYCLING♦**

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#### 1. HOUSEHOLD GARBAGE:

- a. Household garbage will be picked up on Monday after 8:00 AM.
- b. Household garbage should be placed on the curb at the front of your house before 8:00 AM on the morning of pick up. Bags should not weigh more than 40 pounds each.
- c. Household garbage should be packaged in a plastic bag, tied, and placed in a trash container secured with a lid.
- d. Town employees **will not** pick up broken bags and **will not** clean up spilled garbage.
- e. Limit ten (10) bags per service day or once a week.
- f. If a resident has more than ten (10) bags of trash, it will be considered a Special pick-up. See Exhibit B for Special Pick-up fees.

#### 2. YARD TRASH:

- a. Leaves and/or small branches must be bagged. Limbs must be cut to 4ft lengths and stacked neatly at the curb for pick up. Large yard debris will require a special pick-up & cost. Call the Town Hall for information.
- b. If a resident hires a tree company to cut down a tree or trees on their property, it will be the responsibility of the resident or the tree company to haul off **all** debris.
- c. If a resident cuts down a tree or trees themselves on their property, it will be the responsibility of the resident to haul off **all** debris.

#### 3. RECYCLABLES:

- a. All recyclables must be bagged and will be picked up the same day as regular trash.
- b. ITEMS THAT ARE CONSIDERED "RECYCLABLE" AND WILL BE PICKED UP:
  - 1) Plastic, Beverage, and Detergent bottles with screw on tops, along with throw-away lids and neck rings. Containers should be rinsed out.
  - 2) Metal cans (steel, tin, or aluminum) food or beverage containers.
  - 3) Newspapers, magazines, phone books, catalogs, and corrugated cardboard. Cardboard must be broken down, flattened, or cut to approximately 2'x3' pieces.
  - 4) Glass bottles and jars with throw-away lids. Containers should be rinsed out.
- c. ITEMS THAT ARE **NOT** CONSIDERED "RECYCLABLE" AND WILL **NOT** BE PICKED UP:
  - 1) Antifreeze, oil, or pesticide containers.
  - 2) Broken glass, mirrors, ceramics, clay pots, light bulbs, window glass, ovenware, drinking glasses, or auto glass.
  - 3) Fuel, paint, oil, aerosol cans, or batteries.
  - 4) Pizza boxes, junk mail, or paperboard (i.e., shirt, shoe, or cereal boxes).

NOTE: All hazardous items can be taken by the resident to the local Clay County Landfill at their own expense.



# "Exhibit B"

## Town of Penney Farms

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### **♦SPECIAL PICK-UP COSTS AND EXPLANATION♦**

**NOTE:** Any item not ordinary residential trash will be picked up **ONLY** if arrangements are made in advance. Costs for disposal of those items will be the responsibility of the resident.

- ❖ Any item not ordinary residential trash, such as Household Furnishings and Appliances that weigh over forty (40) pounds per item are considered a "Special Pick-up" and can be picked up and transported to the Clay County Landfill, **ONLY** if advance arrangements have been made.
- ❖ A **\$50.00** service fee for handling "Special Pick-up" trash will be assessed at the time of pick up and be charged at the next utility billing. In addition to the handling fee, the utility customer will be responsible for the landfill disposal costs. The customers may be provided a weight ticket dated at the time of transfer to the landfill.
- ❖ All Special Pick-up costs will be charged at the next utility billing.

**For "Special Pick-up" arrangements, please call Town Hall during normal operating hours, Monday - Friday 7:30 AM - 2:00 PM, at 904-529-9078.**

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- ❖ **Please be aware that the Town has a Solid Waste Franchise Fee in place. This means if you have a need for a roll off container or a dumpster, at your residence, you may only use the following companies:**
  - ❖ **Waste Management - (904) 695-0500 or**
  - ❖ **United Site Services (formerly known as Amason's) - (800) 864-5387**