

ORDINANCE NO: 1042 (2022/2023)

**AN ORDINANCE AMENDING CHAPTER 106 OF THE CITY CODE OF
ORDINANCES OF THE CITY OF NEVADA, IOWA, 2022, REGARDING THE
COLLECTION OF SOLID WASTE**

WHEREAS, the City of Nevada, Iowa currently has an ordinance regarding the collection of solid waste and licensing for persons collecting, transporting, processing and disposing of solid waste within the City; and

WHEREAS, the City finds it to be in the best interest of the City to amend the ordinance to include a means to revoke a license in certain circumstances and to relocate the licensing fee amount to the City's Appendix to the Code of Ordinances.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, IOWA:

Section 1. Amendment. Section 106.10(3) is amended to relocate the license fee to the City's Appendix to the Code of Ordinances as follows:

3. License Fee. A license fee in the amount as set forth in the Appendix to this Code of Ordinances of ~~twenty-five dollars (\$25.00)~~ per truck shall accompany the application. In the event the requested license is not granted, the fee paid shall be refunded to the applicant.

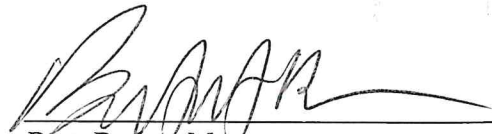
Section 2. Addition of New Section 106.10(11), to be entitled "Revocation of License".

11. Revocation of License. The City Administrator may, for repeated violations of the provisions of this chapter, revoke a collector's license. A decision to revoke the collector license shall be in writing, delivered by ordinary mail or in person to the address indicated on the application. The notification shall specify the reasons for the action. The license holder may appeal the decision to the City Council, by requesting a hearing, in writing, made within ten (10) business days of the revocation notice. The City Administrator shall, within 15 days after the filing of the request for hearing, fix the time and place of hearing, which shall be within 30 days of the filing of the request. The decision of the City Council following the appeal hearing, or any decision by the City Administrator which is not appealed in accordance to this Chapter, shall be deemed final action.

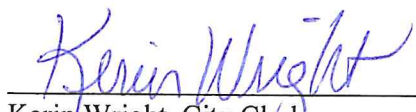
Section 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. This ordinance shall be in full force and effect after passage, approval and publication as provided by law.

Passed and approved this 13th day of March, 2023; first reading
Passed and approved this 27th day of March, 2023; second reading
Passed and approved this 10th day of April, 2023; third and final reading


Brett Barker, Mayor

Attest:


Kerin Wright, City Clerk

1st Reading – March 13, 2023

Motion by Council Member Jason Sampson, seconded by Council Member Brian Hanson, to adopt the first reading of Ordinance No. 1042 (2022/2023).

AYES: Sampson, Hanson, Mittman, Nealson, Ehrig

NAYS: None

ABSENT: Skaggs

2nd Reading – March 27, 2023

Motion by Council Member Jason Sampson, seconded by Council Member Brian Hanson, to adopt the second reading of Ordinance No. 1042 (2022/2023).

AYES: Sampson, Hanson, Nealson, Skaggs, Ehrig

NAYS: None

ABSENT: Barb Mittman was Mayor Pro Tem and did not vote

3rd Reading – April 10, 2023

Motion by Council Member Sandy Ehrig, seconded by Council Member Steve Skaggs, to adopt the third and final reading of Ordinance No. 1042 (2022/2023).

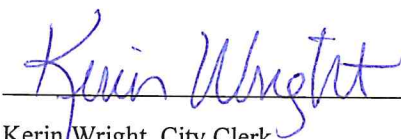
AYES: Ehrig, Skaggs, Hanson, Mittman, Nealson, Sampson

NAYS: None

ABSENT: None

The Mayor declared Ordinance No. 1042 (2022/2023) was passed on the 10th day of April, 2023.

I certify that the foregoing was published as Ordinance No. 1042 (2022/2023) on the 20th day of April 2023.



Kerin Wright, City Clerk

LOCALiQ

Ames Tribune

PO Box 631851 Cincinnati, OH 45263-1851

PROOF OF PUBLICATION

Erin Mousel
CITY CLERK'S OFFICE
City Of Nevada
1209 6Th ST

Nevada IA 50201-1536

STATE OF WISCONSIN, COUNTY OF BROWN

The Nevada Journal, a weekly newspaper printed and published at Ames, Story County, Iowa, and personal knowledge of the facts herein state and that the notice hereto annexed was Published in said newspaper in the issues dated:

04/20/2023

and that the fees charged are legal.

Sworn to and subscribed before on 04/20/2023

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

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