

ORDINANCE 20 - 11

AN ORDINANCE OF THE CITY OF COMMERCE, AMENDING CHAPTER 78, SECTION 78 OF THE CITY OF COMMERCE CODE OF ORDINANCES BY AMENDING SECTION 78-10, TITLED "COLLECTION AND DISPOSAL BY PERSONS OR ORGANIZATIONS OTHER THAN CONTRACTOR, AND BY CONTRACTOR" TO INCLUDE A SECTION REGARDING SCAVENGING; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

SECTION 1. AMENDMENT.

The Code of Ordinance for the City of Commerce is hereby amended to include the following changes, notated in red:

Sec. 78-10. – Collection, Scavenging and disposal by persons or organizations other than contractor, and by contractor.

- (a) No person or organization other than those hereinafter enumerated shall empty garbage containers or trash receptacles or convey or transport garbage, rubbish or trash on the streets, alleys or public thoroughfares of the city.
- (b) The enumerated persons or organizations exempted from this provision are as follows, to wit:
 - (1) Authorized agents or employees of the city in the exercise of their duties with respect to disposal of the city garbage, rubbish or trash;
 - (2) Contractor, acting pursuant to contract with the city, for collection of garbage, trash and rubbish, and the disposal thereof;
 - (3) Texas A&M University-Commerce, acting pursuant to agreement with the city.
- (c) Scavenging. After solid waste or debris is placed for collection, no person other than the owner of the property on which the solid waste or debris is placed or a City authorized contractor or agent shall sift through, remove, pick up or transfer the solid waste or debris placed thereon. Solid waste or debris located on city or public property shall not be sifted through, removed, picked up or transferred by any person without prior authorization by the city. Each unauthorized removal of any items shall constitute a separate violation of this section.

SECTION 2. All ordinances and parts of ordinances inconsistent with or in conflict with the provisions of this Ordinance shall be and the same are hereby expressly repealed.

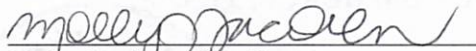
SECTION 3. If any section, subsection, word, sentence, or phrase of this ordinance is declared to be invalid it shall not affect the validity of this ordinance.

PASSED AND APPROVED on the **FIRST READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 18th day of August 2020.

PASSED AND APPROVED on the **SECOND READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 15th day of September 2020.

ATTEST:

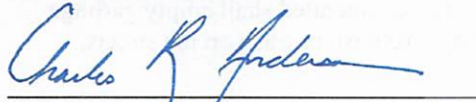
CITY OF COMMERCE, TEXAS


Molly Jacobsen, City Secretary


Wyman Williams, Mayor

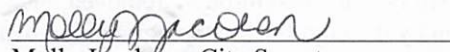
(seal)

APPROVED AS TO FORM:


Charles Anderson, City Attorney

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

(seal)


Molly Jacobsen, City Secretary
City of Commerce, Texas