

DALTON BOROUGH COUNCIL
FILE OF THE COUNCIL NO. 2
OF 2023

AN ORDINANCE

AN ORDINANCE AMENDING THE DALTON BOROUGH GARBAGE FEE ORDINANCE OF NO. 2, 2022 AND ALL PREVIOUS GARBAGE FEE ORDINANCES OF THE BOROUGH OF DALTON SO AS TO REFLECT THE GARBAGE FEE FOR THE YEAR 2023 IN THE AMOUNT OF FOUR HUNDRED FIFTEEN (\$415.00) DOLLARS.

WHEREAS, Council of the Borough of Dalton has determined the necessity of amending the Dalton Borough Garbage Fee Ordinance File of Council No. 2 of 2022 and all previous Garbage Fee Ordinances of the Borough of Dalton so as to reflect the garbage fee/residential refuse fee for 2023.

NOW THEREFORE, be it *ORDAINED* by the Council of the Borough of Dalton that Dalton Borough Garbage Fee Ordinance No. 2 of 2022 and all previous Garbage Fee Ordinances of the Borough of Dalton are amended so as to reflect the garbage fee/residential refuse fee for 2023 in the amount of Four Hundred Fifteen (\$415.00) Dollars.

SECTION I. The Provisions of the Dalton Borough Garbage Fee Ordinance No. 2 of 2022 and previous Garbage Fee Ordinances of the Borough, specifically, the provisions of Section I are amended as follows:

A. The fee for each EDU will be Four Hundred Fifteen (\$415.00) Dollars for residential refuse/garbage service provided for calendar year 2023.

B. The fee charged by Dalton Borough for any returned checks is Twenty-five (\$25.00) Dollars.

C. All costs related to the collection of delinquent garbage fee/refuse removal fees, including court costs, sheriff's fees, constable fees, and postage will be assessed against the delinquent customer. Attorneys' fees will be assessed against the delinquent customer which will be calculated at the rate of \$250.00 per hour.

SECTION II. SEVERABILITY. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Borough of Dalton that this Ordinance would have been adopted had

such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

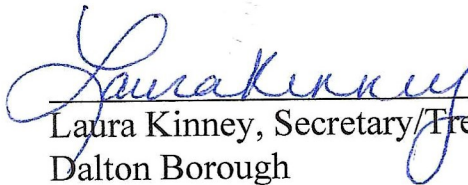
SECTION III. EFFECTIVE DATE. This Ordinance shall become effective immediately upon adoption.

SECTION IV. Each and every provision contained within Dalton Borough File No. 2 of 2023 and all previous Garbage Fee Ordinances of the Borough of Dalton are incorporated herein by reference to the extent that they are not inconsistent herewith and shall remain in full force and effect except for the amendments as set forth herein.

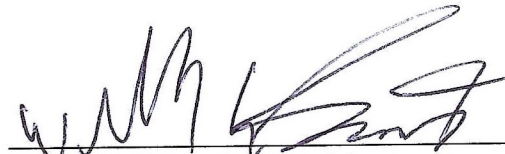
SECTION V. This Ordinance is enacted by the Council of the Borough of Dalton under the authority of the Act of Legislature, February 1, 1966, P.L. (1965) No. 581 Section 1005, as amended 1979, November 2, PL. 458 No. 94, 53 P.S. Section 46005, et seq.; as re-enacted and amended May 17, 2012, P.L. 262, No.43, known as the Borough Code and any and all other applicable law arising under the laws of the Commonwealth of Pennsylvania.

Approved the 12 day of January, 2023.

ATTEST:

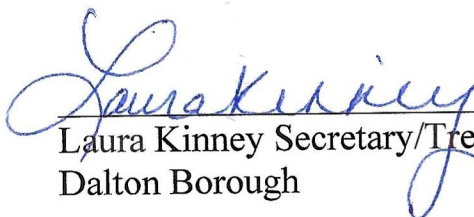


Laura Kinney, Secretary/Treasurer
Dalton Borough



William Brandt, President
Dalton Borough Council

ATTEST:



Laura Kinney Secretary/Treasurer
Dalton Borough



Aaron Holzman, Mayor
Dalton Borough

Passed by Dalton Borough Council the 12 day of January 2023,
Receiving the affirmative votes of unanimous

Negative votes of 0