

DALTON BOROUGH COUNCIL
FILE OF THE COUNCIL NO. 2
OF 2024
(as Amended)
AN ORDINANCE

AN ORDINANCE AMENDING THE DALTON BOROUGH GARBAGE FEE ORDINANCE (NO. 6 of 2001, as Amended) TO ESTABLISH THE ANNUAL GARBAGE FEE IN THE AMOUNT OF FOUR HUNDRED THIRTY DOLLARS (\$430.00) PROVIDED THE FEE IS PAID PRIOR TO APRIL 1, 2024. IN THE EVENT THAT A QUARTERLY PAYMENT OPTION IS ELECTED, THEN THE TOTAL FEE SHALL BE FOUR HUNDRED FORTY DOLLARS (\$440.00) PER YEAR. FURTHER, IN THE EVENT THAT A MONTHLY OPTION IS ELECTED, THE TOTAL ANNUAL FEE WILL BE FOUR HUNDRED FIFTY DOLLARS (\$450.00).

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 2023 and all previous Garbage Fee Ordinances of the Borough of Dalton so as to reflect the garbage fee/residential refuse fee for 2024 in the amount of \$430.00 as the annual payment paid by April 1, 2024; in the event that a quarterly option is elected by the responsible party then the garbage fee is \$440.00 per year; in the event that a monthly option is selected the annual fee will be \$450.00.

NOW THEREFORE, be it *ORDAINED* by the Council of the Borough of Dalton that Dalton Borough Garbage Fee Ordinance No. 2 of 2023 and all previous Garbage Fee Ordinances of the Borough of Dalton are amended so as to reflect the garbage fee/residential refuse fee for 2024 in the amount of Four Hundred Thirty Dollars (\$430.00) provided the fee is paid prior to April 1, 2024. In the event that a quarterly payment option is elected, then the total fee shall be Four Hundred Forty Dollars (\$440.00) per year. Further, in the event that a monthly option is elected, the total annual fee will be Four Hundred Fifty Dollars (\$450.00).

SECTION I. The Provisions of the Dalton Borough Garbage Fee Ordinance No. 2 of 2023 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 Thirty (\$430.00) Dollars for residential refuse/garbage service provided for calendar year

2024. The quarterly fee if elected will be Four Hundred Forty (\$440.00) Dollars per year. Further, the monthly option if elected will be a total annual fee of Four Hundred Fifty (\$450.00) Dollars.

B. The fee charged by Dalton Borough for any returned checks is Thirty-five (\$35.00) Dollars.

C. All costs related to the collection of delinquent garbage fee/refuse removal fees, including court costs, sheriffs 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.

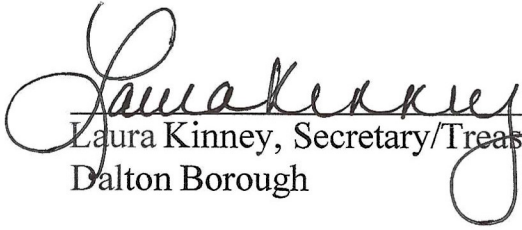
SECTION III. EFFECTIVE DATE. This Ordinance shall become effective immediately upon adoption.

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.

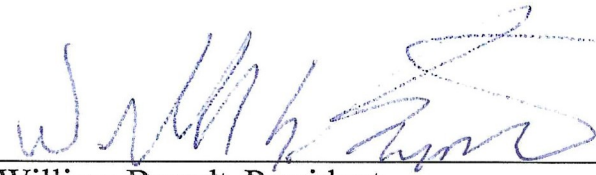
SECTION V. This Ordinance is enacted by the Council of the Borough of Dalton under the authority of the Act of Legislature, February 1, 1966, P.L. (1965) No. 581 Section 1005, as amended 1979, November 2, PL. 458 No. 94, 53 P.S. Section 46005, et seq.; as re-enacted and amended May 17, 2012, P.L. 262, 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 ____ day of January, 2024.

ATTEST:

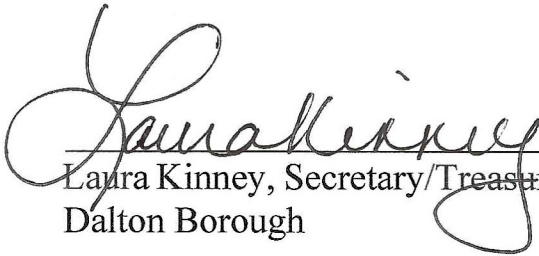


Laura Kinney, Secretary/Treasurer
Dalton Borough




William Brandt, President
Dalton Borough Council

ATTEST:



Laura Kinney, Secretary/Treasurer
Dalton Borough



Aaron Holzman, Mayor
Dalton Borough

Passed by Dalton Borough Council the 2nd day of January 2024,
Receiving the affirmative votes of unanimous

Negative votes of _____
