

CITY OF MARGATE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MARGATE, FLORIDA;
AMENDING CHAPTER 19, SECTION 19-3 - EXCLUSIVE
FRANCHISE AGREEMENTS TO PROVIDE COLLECTION
SERVICES FOR RESIDENTIAL DWELLING UNITS AND
COMMERCIAL ESTABLISHMENTS; PROVIDING FOR
AGREEMENTS AND BILLING OF COLLECTION,
PROCESSING, DISPOSAL AND RELATED SERVICES;
PROVIDING FOR TITLE AMENDMENT; PROVIDING FOR
REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING
FOR CODIFICATION; AND, PROVIDING FOR AN
EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF
MARGATE, FLORIDA:

SECTION 1: The Code of Ordinances of the City of
Margate, Florida, Chapter 19 - Solid Waste and Recyclables,
Collection, Processing, and Disposal, Section 19-3, shall be
amended to read as follows¹:

Sec. 19-3. - Agreements to provide collection, disposal,
processing, and related services for residential dwelling
units and commercial establishments.

(a) The City shall award an exclusive franchise agreement for
the collection of residential waste, source separated
recyclable materials from residential dwelling units,
commercial waste, and City-facility generated garbage, trash
and recyclable materials, within the City to one (1) hauler
throughout the City, referred to as the contractor. A copy
of said franchise agreement is available in the City Clerk's
office.

(b) All solid waste and recycling collection, processing, and
disposal, and other related services, provided for by
agreement unless billed

¹CODING: Words in ~~struck through~~ text are deletions from existing text,
words in underscoring text are additions to existing text, and **shaded** text
are changes between First and Second Readings.

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3 and charged pursuant to and upon execution of said
4 agreement between the City of Margate and the contractor,
5 shall be a pass-through cost on utility bills.
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8 (c) Owner-occupied multifamily communities are not presently
9 included in the exclusive franchise agreement, and may
10 subscribe to collection services with haulers that have been
11 awarded non-exclusive franchises in the City, as described
12 in section 19-4. Owner-occupied multifamily communities have
13 the option to elect to be included in the exclusive
14 franchise. Owner-occupied multifamily communities that elect
15 to be included in the exclusive franchise agreement shall
16 remain part of any future exclusive franchise agreements.
17

18 SECTION 2: All ordinances or parts of ordinances
19 in conflict herewith are and the same is hereby repealed to
20 the extent of such conflict.
21

22 SECTION 3: If any section, sentence, clause, or
23 phrase of this ordinance is held to be invalid or
24 unconstitutional by a court of competent jurisdiction, then
25 said holding shall in no way affect the validity of the
26 remaining portions of this ordinance.
27

28 SECTION 4: It is the intention of the City
29 Commission that the provisions of this ordinance shall become
30 and be made a part of the City of Margate Code, and that the
31 sections of this ordinance may be renumbered or relettered and
32 the word "ordinance" may be changed to "section", "article" or
33 such other appropriate word or phrase in order to accomplish
34 such intentions.
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36 SECTION 5: This ordinance shall become effective
37 immediately upon adoption.
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42 PASSED ON FIRST READING THIS _____ day of _____ 2019.

43 PASSED ON SECOND READING THIS _____ day of _____ 2019.

1 ATTEST:

2
3 _____
4 JOSEPH KAVANAGH
5 CITY CLERK

_____ MAYOR ANTHONY N. CAGGIANO

6 RECORD OF VOTE - 1ST READING

RECORD OF VOTE - 2ND READING

7
8 Simone _____
9 Arserio _____
10 Schwartz _____
11 Ruzzano _____
12 Caggiano _____

Simone _____
Arserio _____
Schwartz _____
Ruzzano _____
Caggiano _____