

**ORDINANCE 15-9
CITY OF BLUE EARTH, MN**

**AN ORDINANCE TO ESTABLISH A
MUNICIPAL DUMPSTER UTILITY FOR THE
CITY OF BLUE EARTH TO BE KNOWN AS
SECTION 740- CITY DUMPSTER
SERVICE
UTILITY IN THE BLUE EARTH CITY
CODE**

The City Council of the City of Blue Earth does ordain as follows:

SECTION I

The City Council hereby establishes and adopts a new Section to the City Code to be called Section 740 – City Dumpster Service Utility which states the following:

SECTION 740-CITY DUMPSTER SERVICE UTILITY

740.01 Establishment. Pursuant to Minnesota Statutes 412.211 and 412.221, the City of Blue Earth hereby establishes a public utility for the use of City owned garbage and refuse disposal containers, commonly known as dumpsters, by citizens of the City for the purposes of disposal of mixed solid waste within the City limits. The City Dumpster Service Utility shall be operated as a public utility pursuant to the City Charter, City Code and applicable statutes. All revenues therefrom shall be derived subject to the provisions of this Section.

740.02 Findings and Determination of Need.

Subd. I. The City Council of the City of Blue Earth finds that in order to promote the public health, safety and general welfare, the City is in need of an alternative method for disposal of mixed solid wastes by its residents that will allow for the disposal of said wastes by the use of a dumpster at no cost to residents in the City

on a 1 time per year basis. This Section is adopted to fund such a dumpster service for its citizens. The City Council finds that such a utility is reasonable and comparable to the mixed solid waste disposal system operated by Faribault County, Minnesota for the townships surrounding the City of Blue Earth.

Subd. 2. This 1 time per year dumpster service shall be funded by a franchise fee which will allow for the recovery of present and future costs of maintaining and operating the Dumpster Service Utility through the imposition of said fee as provided for in this Section.

740.03 Establishment of a Fund. All fees collected for the Dumpster Service Utility shall be placed in a fund for Dumpster Service purposes. Revenues shall be used for the maintenance, operation and use needs of necessary facilities, equipment and labor for said Dumpster Service Utility.

740.04 Dumpster Service Fees. Income for the City Dumpster Service Utility account will be generated from a fixed monthly fee as set by resolution of the City Council from time to time billed to all residents who currently are billed for sanitary sewer usage. The Dumpster service fees shall be added to the current bill issued by the City's Light and Water Department and shall be due and payable in the same fashion as current water and sewage usage charges.

740.05 Exemptions. The following land uses are exempt from the Dumpster Service Utility fees.


- a. Public lands and right-of-way.
- b. Undeveloped independent parcels not receiving water or sewer service.
- c. Dedicated cemeteries.

SECTION II.

This Ordinance shall be effective thirty (30), days after its passage and publication.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BLUE EARTH ON THIS 21st DAY OF SEPTEMBER, 2015.

BY:



Richard Scholtes
Mayor

ATTEST:



Timothy J. Bisch
City Administrator

(Seal)