

ORDINANCE NO.
(Amend HMC Chapter 5.17 Solid Waste Management)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON NEVADA, TO AMEND CHAPTER 5.17 - SOLID WASTE MANAGEMENT OF TITLE 5 - HEALTH AND SANITATION OF THE HENDERSON MUNICIPAL CODE.

- WHEREAS, Nevada Revised Statutes (NRS) 268.081(3) and NRS 268.081(11) provide that the City of Henderson, Nevada, (“City”) City Council (the “City Council”) “may, to provide adequate, economical and efficient services to the inhabitants of the city and to promote the general welfare of those inhabitants, displace or limit competition,” including the “[c]ollection and disposal of garbage and other waste” and “[a]ny other service demanded by the inhabitants of the city which the city itself is otherwise authorized by law to provide”; and
- WHEREAS, NRS 268.083 gives the City Council authority to “[p]rovide those services ... on an exclusive basis or, by ordinance, adopt a regulatory scheme for providing those services or controlling development on an exclusive basis within the boundaries of the city” or “[g]rant an exclusive franchise to any person to provide those services within the boundaries of the city”; and
- WHEREAS, Section 2.170(1) of the Henderson City Charter gives the City Council authority to “[p]rovide for safeguarding public health in the City”; and
- WHEREAS, the City regulates solid waste management within the City through Chapter 5.17 - Solid Waste Management of Title 5 of the Henderson Municipal Code (the “HMC,” “Code,” or “Municipal Code”); and
- WHEREAS, the City has determined that various provisions of HMC Chapter 5.17 need to be amended, including by updating certain definitions, modifying provisions concerning residential containers and solid waste drop off, revising the provisions for documentation of overflowing solid waste and resulting overflow charges, updating the conditions that allow a person to discontinue solid waste collection service, specifying information that needs to be identified on bills for service, allowing the franchisee to suspend collection services to nonresidential customers under certain circumstances, adding provisions regarding collection costs, moving the rates, fees, and charges to an appendix, identifying in an appendix the rates, fees, and charges effective through January 31, 2025, identifying in an appendix the rates, fees, and charges effective February 1, 2025, and changing the Consumer Price Index (CPI) used to adjust rates, fees, and charges for solid waste services from “the Consumer Price Index, All Urban Consumers for All Items, U.S. City Average (1982-84=100), as published by the U.S. Department of Labor, Bureau of Labor Statistics” to “the Historic Consumer Price Index, for water and sewer and trash collection services, U.S. city average, all urban consumers, not seasonally adjusted (Current Series ID: CUUR0000SEHG), index base period December 1997=100, as published by the U.S. Department of Labor, Bureau of Labor Statistics”; and

NOW THEREFORE, the City Council of the City of Henderson, Nevada, does ordain:

SECTION 1. Section 5.17.010 - Definitions is hereby amended as follows:

5.17.010 - Definitions.

In the construction of this chapter, the following definitions shall apply, unless the context clearly requires otherwise. When not inconsistent with the context, words used in the present tense include the future tense; words in the plural number include the singular number, and words in the singular number include the plural number; the words "shall" and "will" are mandatory, and "may" is permissive:

Agricultural waste means all putrescible and non-putrescible waste material in solid or semisolid form that is generated by the rearing of animals other than household pets, or the production and harvesting of crops or trees, for profit in compliance with allowed uses pursuant to title 19 of this Code, and that has not been discarded or abandoned by its owner.

Bulky item means any large item that would normally be ~~[in]~~associated with a residential household that does not fit into a ~~[trash or recycling]~~residential solid waste container ~~[that has been]~~ provided by a franchisee or wheeled cart, including but not limited to appliances, carpet, and mattresses, and ~~[stoves/microwaves.~~ that can be handled by a two (2) person crew. A refrigerator and any other item containing Freon, or similarly banned refrigerants or aerosol propellants, are specifically excluded from this definition.

Buy-back center means a facility operated by a licensed commercial recycler or registered charitable organization where persons may bring recyclables in exchange for payment.

CFR means the Code of Federal Regulations which is the codification of the general and permanent rules published in the Federal Register by the departments and agencies of the federal government, as amended.

City means the City of Henderson, Nevada.

City manager means the City Manager for the City.

Collection costs means reasonable administrative costs and/or legal fees and costs the city or its franchisee incurs directly or through a collection agency, as defined in NRS Chapter 649, as amended, when attempting to collect rates, fees, and/or charges from the customer of record at the time solid waste collection service is provided or from the legal owner of the premises where solid waste collection service is provided, where such rates, fees, and/or charges have become past due and owing. All rates, fees, and/or charges are recoverable in accordance with applicable law.

Commercial recycler means any licensed entity, to include any licensed franchisee, that is in the business of purchasing, accepting donations of, collecting, storing, transporting or processing source-separated recyclable materials.

Commingled recyclable materials means recyclable materials of more than one type that are combined together and that have been separated from the solid waste stream at the source of generation. The term does not include recyclable materials that are combined in such a manner that makes the material non-recyclable, such as the combination of motor oil and corrugated cardboard.

Compacted solid waste means solid waste reduced by mechanical equipment, in volume but not weight, by a minimum of ratio of three to one.

Construction and demolition waste means non-hazardous solid waste resulting from the construction remodeling, repair, and demolition of utilities and structures, and uncontaminated solid waste resulting from land clearing. Such waste includes, but is not limited to, wood (including painted, treated, and coated wood and wood products), land clearing debris, wall coverings, plaster, drywall, plumbing fixtures, non-asbestos insulation, roofing shingles and other roofing coverings, glass, plastics that are not sealed in a manner that conceals other wastes, empty buckets ten gallons or less in size and having no more than one inch of residue remaining on the bottom, electrical wiring and components containing no hazardous liquids, pipe and metals, corrugated container board, carpeting, furniture, and tires, that are incidental to any of the above. Solid waste that is not construction and demolition debris, (even if resulting from the construction, remodeling, repair, and demolition of utilities, structures, and roads and land clearing) includes, but is not limited to, asbestos waste, garbage, electrical fixtures containing hazardous liquids such as fluorescent light ballasts or transformers, fluorescent light bulbs or tubes, appliances, drums, containers greater than ten gallons in size, any containers having more than one inch of residue remaining on the bottom, or fuel tanks.

CPI[-U] means the [Historic Consumer Price Index, \[All Urban Consumers for All Items, U.S. City Average \(1982-84\)for water and sewer and trash collection services, U.S. city average, all urban consumers, not seasonally adjusted \(Current Series ID: CUUR0000SEHG\), index base period December 1997=100\[\]](#), as published by the U.S. Department of Labor, Bureau of Labor Statistics[, Washington, D.C].

Curbside recyclables collection means a collection program operated by a franchisee in which source-separated recyclables materials, including single-stream recycling, are collected from residential customers on a regularly scheduled basis as part of the franchisee's solid waste business.

Dead animals means all dead animals or parts thereof (including condemned meats) that are not intended to be used as food for man or animal.

Dirt means loose earth, ashes and manure, but exclusive of sand and gravel that is to be used in construction work.

Drop-off center means a collection site where source-separated recyclable materials may be taken by persons and deposited into designated containers.

Duplex means a building or dwelling containing residential dwelling units for two separate families or occupants, each receiving individual solid waste and curbside recyclables collection.

Franchise agreement means an agreement between the city and a franchisee by which such franchisee is authorized to collect, transport and dispose of solid waste and perform curbside recyclables collection services in the city.

Franchise fee means the fee required by a franchise agreement based upon a percentage of franchisee's gross receipts.

Franchisee means any person who has contracted with the city for collection, transportation and disposal of solid waste and/or the performance of curbside recyclables collection.

Garbage means putrescible animal and vegetable wastes, other than source-separated recyclable materials, that result from the handling, storage, sale, preparation, cooking, and serving of food and that have been discarded or abandoned.

Gross receipts means all cash receipts derived from the collection, *transportation, and/or disposal* of solid waste and curbside recyclables collection services and includes, by way of illustration and not limitation, all cash, credits, property or other consideration of any kind derived directly or indirectly by a franchisee (or any of its authorized agents or affiliates) for the collection, transportation and disposal of solid waste, including all revenue received from residential service (including any charges attributable to curbside recyclables collection services), commercial and industrial service, medical waste service, sewage waste service, container rentals, packaging, *collection costs, lien and release of fees*, shipping and late fees, but excluding revenues from: *(i)a) the sale of recyclables; [and (ii) any taxes on services furnished by a franchisee that are imposed by other governmental entities, or environmental surcharges on services furnished by a franchisee that are imposed to provide for environmental activities or programs, that are passed through to and collected from the franchisee's customers.](b) the collection, removal, or transport of source-separated recyclable materials pursuant to and in accordance with subsection 5.17.060(E); and (c) any charge passed through pursuant to subsection 5.17.245(A).*

Hazardous waste means any waste with properties that make it dangerous or potentially harmful to human health or the environment. In regulatory terms, a Resource Conservation and Recovery Act hazardous waste is a waste that exhibits at least one of four characteristics - ignitability, corrosivity, reactivity, or toxicity or that appears on one of the four hazardous wastes lists:

- A. F-list (non-specific source wastes) (40 CFR § 261.31),

- B. K-list (source-specific wastes) (40 CFR § 261.32),
- C. P-list (discarded commercial chemical products) (40 CFR § 261.33(e)), or
- D. U-list (discarded commercial chemical products) (40 CFR § 261.33(f)).

[*License fee* means the fee required by a franchise agreement based upon a percentage of a franchisee's gross receipts collected from the collection, transportation and disposal of solid waste and/or curbside recyclables collection services in the city.]

Incidental non-recyclable waste means the non-recyclable components of white goods, whole computers, or whole automobiles for which dismantling and separation of recyclable from non-recyclable components by the generator are impractical, such as insulation or electronic components in white goods.

Materials recovery facility construction or demolition waste means a solid waste management facility, operating pursuant to a permit issued by the Southern Nevada Health District, a business license issued by the city, and a land use permit issued by the city in accordance with title 19 of this Code, that provides for the extraction from construction or demolition waste of those recyclable materials that may be found in construction or demolition waste. The term does not include:

- A. A facility that receives only recyclable materials that have been separated at the source of waste generation;
- B. A salvage yard for the recovery of used motor vehicle parts;
- C. A facility that receives, processes or stores only concrete, masonry waste, asphalt pavement, brick, uncontaminated soil or stone for the recovery of recyclable materials; and
- D. A facility that recovers less than 25 percent by weight of recyclable material from the solid waste received.

Medical waste means any solid waste that is generated in the diagnosis, treatment, or immunization of human beings or animals, in research pertaining thereto, or in the production or testing of biological, excluding hazardous waste identified or listed under 40 CFR Part 261 or any household waste as defined in 40 CFR Subsection 261.4(b)(1).

Mining waste means residues which result from the extraction of raw materials from the earth and which are dumped on land owned by the mining operation that extracted them.

Motel means a building or group of buildings whose main function is to provide temporary lodging and which does not offer conference rooms, restaurants or similar amenities to its customers in addition to sleeping quarters.

Multiple dwellings means any premises on which there are three or more residential dwelling units which are grouped together under the management of one person and which do not require separate individual collection of solid waste.

Nonresidential customer means any solid waste disposal service customer of a franchisee except for customers at single-family residences, duplexes or mobile home residences that receive individual curbside collection of solid waste and do not share containers with other residents.

Overflow or overflowing solid waste means solid waste of nonresidential customers that is deposited on the ground outside of a solid waste container, or excess solid waste that has been piled onto a solid waste container that is already full to such an extent that the excess solid waste falls onto the ground or will [spill]fall onto the ground in the emptying process, requiring more than minimal manual cleanup of waste from the ground.

Permitted recyclable materials means recyclable materials that are permitted by the Southern Nevada Health District, as the solid waste management authority, that can be received, accepted or processed by a recycling facility.

Person means any state or federal agency; any state, including the State of Nevada; a political subdivision of any state; an interstate agency or organization; any firm, partnership, corporation, or Limited Liability Company (LLC) meeting all the legal requirements of the State of Nevada; or a natural person.

Place of business means any place of business in the city, other than multiple dwellings, motels or mobile home parks, to conduct or carry on principally or exclusively any pursuit or occupation for the purpose of gaining a livelihood.

Premises means a nonresidential[commercial] or residential lot, together with any buildings, improvements, and personal property located thereon.

Public building means office buildings, clubs, churches, schools, hospitals or other places of similar character, but does not include city-owned or city-operated buildings that primarily accommodate city government functions.

Putrescible means capable of being decomposed by microorganisms with sufficient rapidity as to cause nuisances from odor or gases.

Recyclable materials or recyclables means solid waste that can be processed and returned to the economic mainstream in the form of raw materials or products, including, but not limited to:

- a) Newspaper;
- b) Corrugated cardboard;
- c) Aluminum;

- d) Yard debris (material generated from plants, including trees, bushes, sod, and grass clippings on residential or business property);
- e) Office paper;
- f) Glass;
- g) Tin and steel cans;
- h) Metal;
- i) Motor oil;
- j) Plastic
- k) Antifreeze;
- l) Wood; and
- m) Food waste.

Recycling center means a facility designed and operated to receive, store, or process recyclable material which has been separated at the source from all but residual solid waste (ref. NRS 444A.014). The center must receive, store and process only source-separated recyclable materials, for which there is an available market to be permitted as a recycling center. The recyclable materials must be separated from the solid waste stream at the source of waste generation. A recycling center may not receive any solid waste, other than residual solid waste, commingled with recyclables at the recycling facility. The term "recycling center" does not include a:

- a) Materials recovery facility;
- b) Transfer station;
- c) Compost plant;
- d) Hazardous waste recycling facility permitted by the Nevada Department of Environmental Protection or the United States Environmental Protection Agency;
- e) Convenience center or public waste storage bin facility;
- f) Drop off bins; and
- g) Agricultural facility.

Refuse means those discarded materials that have no useful physical, chemical, or biological properties after serving their original purpose and that cannot be reused or recycled for the same or other purposes, including medical waste, but

excluding mining waste, agricultural waste, source-separated recyclable materials and incidental non-recycled waste.

[Residential solid waste container means a receptacle, excluding trash bags, capable of storing solid waste that is constructed of a rigid material such as plastic or metal that is used for the temporary storage of solid waste and that is equipped with handles and covers appropriate for the container design.]

Residual solid waste means an amount of material that was collected at the site of generation, other than permitted recyclable material, that remains or is left after the separation and removal of permitted, source-separated recyclable materials that does not exceed ten percent by weight, if scales are available at the facility, or by volume, if scales are not installed at the facility, of the total amount of materials prior to separation, and that cannot be recycled and returned to the economic mainstream and must be disposed of as solid waste pursuant to this chapter of the Code and the applicable regulations of the solid waste management authority. In this subsection, "facility" means any location that is permitted by the solid waste management authority to accept recyclable materials.

Rubbish means non-putrescible wastes, other than source-separated recyclable materials, that have been discarded or abandoned such as paper, cardboard, automobiles, cans, wood, glass, bedding, crockery and similar materials.

Sewage waste means any solid or semi-solid waste, *[including]consisting of* biosolids, sludge, screenings *[and], or* grit *generated from the operation of a water reclamation facility, a water supply treatment plant, or an air pollution control facility.*

Single-family residence means a building or dwelling designed or used for single-family residential occupancy, *[where only a licensed, home occupation business may be conducted, and includes]including* a mobile home, apartment and other unit in a multiple dwelling *[which]that* receives individual and bulky item collection.

Single-stream recycling system means a system in which multiple types of recyclable materials are mixed in a *single solid waste* container for collection by a franchisee instead of *first* being sorted into *[commodities]separate containers* by the residential customer *before such collection.*

Solid waste means all putrescible and non-putrescible refuse in solid, semisolid, or liquid form, including, but not limited to, garbage, rubbish, junk vehicles, ashes or incinerator residue, street refuse, dead animals, demolition waste, construction waste, solid, semisolid, or liquid commercial and industrial waste, *[sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility]sewage waste*, and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining and agricultural operations, and from community activities, but does not include *[solid or dissolved materials in domestic sewage, or solid or dissolved material in irrigation return flows or industrial discharges which are point sources*

subject to permits under Section 402 of the Federal Water Pollution Control Act (Clean Water Act), as amended (86 Stat. 880) (33 U.S.C. § 1251, et seq.), or]source, special nuclear, or byproduct material as defined by the Atomic Energy Act of 1954, as amended (68 Stat. 923) (42 U.S.C. § 2011, et seq.), or hazardous waste as defined in the Resource Conservation and Recovery Act, Subpart C (40 CFR § 261.20, et seq.).

Solid waste container means a receptacle, excluding trash bags, capable of storing solid waste that is constructed of a rigid material such as plastic or metal, that is used for the temporary storage of solid waste, and that is equipped with handles and a cover appropriate for the container design. The term does not include trash bags.

Source-separated recyclable materials means [solid wastes that include single recyclable or commingled recyclable materials]recyclables that have been separated from the solid waste stream[, with ten percent or less by weight or volume of] at the source for recycling purposes and that are not mixed with solid waste other than residual solid waste[, at the site of generation].

Unforeseen economic circumstance means:

1. A percentage change in the CPI[-U] for a given consecutive 12-month period that is greater than ten percent or below zero (a decrease);
2. An adverse economic occurrence beyond a franchisee's reasonable control; or
3. A finding by the city council or other governmental jurisdiction that there have been economic occurrences during that period that have caused specific additional economic costs for a franchisee which are not reflected in changes to the CPI[-U] during that same period.

U.S.C. means the United States Code which is the consolidation and codification by subject matter of the general and permanent laws of the United States, as amended.

Wheeled cart[s] means [containers]a solid waste container provided by the franchisee or rented [by]from the franchisee for the collection of solid waste [and single stream recycling]or curbside recyclables collection that is also equipped with wheels appropriate for the container design.

White goods means large household appliances including, but not limited to, refrigerators, washing machines, clothes dryers, stoves, dish washers, that were primarily finished with white enamel, but now are sold in other colors.

SECTION 2. Section 5.17.030 - Collection agent subject to rules and regulations is hereby amended as follows:

5.17.030 - Collection agent subject to rules and regulations.

Any person [entering into a franchise agreement or contract with the city for the]collecting, transporting, processing or disposing of solid waste, hazardous waste or recyclables shall do so subject to the ordinances, rules and regulations of the city, the Southern Nevada Health District, the State of Nevada and the federal government. Every franchisee shall pay a quarterly [license]franchise fee based on its gross receipts derived from the collection of solid waste and curbside recyclables collection for the preceding calendar quarter, as specified in the franchise agreement.

SECTION 3. Section 5.17.040 - Prohibited methods of disposal is hereby amended as follows:

5.17.040 - Prohibited methods of disposal.

It is unlawful for any person to:

A. Throw or deposit, or cause to be thrown or deposited, in any street, alley, gutter or highway within the city, any solid waste, hazardous waste or recyclables.

B. Throw or deposit, or cause to be thrown or deposited, any solid waste, hazardous waste or recyclables upon the public or private property or premises or into the container of another person or entity within the city, except as may be provided for in this chapter.

C. Place, deposit or accumulate, or cause to be placed, deposited or accumulated, any solid waste, hazardous waste or recyclables in such a manner, or permit the same to remain on [his or her]their premises in such condition so that the same may be blown or carried over to public or other private property by any means whatsoever.

D. Allow solid waste and hazardous waste to accumulate upon the premises under [his or her]their control in an amount which is detrimental to the public health or safety, or which results in unsightly or unsanitary conditions.

E. Throw or deposit or cause to be thrown or deposited any solid waste, hazardous waste or recyclables in any areas of the city not designated, authorized or licensed by the city for deposit of these materials.

F. Throw or deposit, or cause to be thrown or deposited, any solid waste, hazardous waste or recyclables generated by or in connection with a business either into a wheeled cart provided by a franchisee at a single-family residence or at a single-family residence for collection by a franchisee as a bulky item unless that solid waste or recyclable is generated in connection with a business with a

then-current license issued by the city to do business out of or at that single-family residence.

Identification of the owner of any solid waste which is disposed of in violation of this section creates a reasonable inference that the owner is the person who disposed of the solid waste. The fact that the disposal of the solid waste was not witnessed does not, in and of itself, preclude the identification of its owner.

SECTION 4. Section 5.17.050 - Burning of solid waste or recyclables is hereby amended as follows:

5.17.050 - Burning of solid waste or recyclables.

It is unlawful for any person, for the purpose of disposal of solid waste, hazardous waste or recyclables by burning, to kindle or maintain any bonfire, or knowingly to furnish the materials for any such fire, or to authorize any such fire to be kindled or maintained in any [solid waste, hazardous waste or recyclables] container, or on any street, alley, road, land or other public grounds or upon any private property, within the city, unless a written permit to do so shall first have been secured from the city fire department; provided, however, that solid waste and infectious waste may be burned in an incinerator duly approved by the fire chief, the building inspector, and the air pollution control officer.

SECTION 5. Section 5.17.060 - Collecting or transporting of solid waste or recyclables is hereby amended as follows:

5.17.060 - Collecting or transporting of solid waste or recyclables.

Except in case of an emergency declared by the city manager under section 5.17.070, it is unlawful for any person, other than the city, a franchisee or their duly appointed agents, to collect or transport any solid waste, or provide curbside recyclables collection service; provided, however, that:

A. Construction or demolition waste that results directly from the activities of construction, remodeling, repair, and demolition of utilities and structures and uncontaminated solid waste that results directly from the activity of land clearing, may be removed by any duly licensed construction cleanup or demolition contractor and transported to a transfer station or a disposal site operated by the city or its franchisee, to a materials recovery facility, or other disposal facility legally authorized by the solid waste management authority having jurisdiction over the facility.

B. Any duly licensed and permitted septic tank or grease trap pumpers, licensed yard maintenance services and tree trimmers may transport those materials accumulated in or generated by the performance of licensed services to a transfer station or a disposal site operated by the city or its franchisee.

C. Any person may transport [his or her]their own solid waste to a transfer station or a disposal site operated by the city or its franchisee.

D. Any person may transport [his or her]their own source-separated recyclables to recycling centers or drop-off centers, or buy-back centers provided that the source-separated recyclable materials contain no more than ten percent residual solid waste by weight or volume.

E. Any duly licensed commercial recycler, in the legitimate course of such recycler's business, may buy or accept free of charge from any person; remove for a person for a fee; and/or transport for any person; source-separated recyclable materials provided that the source-separated recyclable materials contain no more than ten percent residual solid waste[by weight and volume], other than curbside recyclable collection.

F. A charitable organization qualified under the Federal Internal Revenue Code, may collect source-separated recyclable materials from any premises at the express request of the owner, tenant or occupant and may transport those recyclables to drop-off centers or recycling centers.

G. A duly licensed and permitted third party authorized to collect, transport, and dispose of sewage waste may transport that waste to a disposal site operated by its franchisee or a duly permitted disposal facility.

SECTION 6. Section 5.17.070 - Emergency collections is hereby amended as follows:

5.17.070 - Emergency collections.

A. In the event of an interruption in the collection, transportation or disposal of solid waste and recyclables by the city or its franchisee, problems affecting the public health, safety and welfare may arise. These problems may include increases in pathogens, vectors, fire hazards, unsightly litter, odor and traffic hazards from the accumulation of solid waste and recyclables. The purpose of this section is to provide for the emergency collection, transportation and disposal of solid waste and recyclables by private citizens in order to minimize the adverse impact on the public health, safety and general welfare arising from an interruption in the collection, transportation and disposal of solid waste and recyclables.

B. In the event of an interruption in the collection, transporting or disposal of solid waste and recyclables by the city or its franchisee, the city manager may declare an emergency.

C. If the city manager declares an emergency under subsection B of this section, the provisions of section 5.17.060 which relate to transporting solid waste and recyclables shall be suspended and the following provisions shall apply until the date specified in the declaration of emergency or in a subsequent declaration:

1. The city manager may designate, establish, operate and maintain temporary emergency collection areas for solid waste and recyclables;
2. Any person may transport the solid waste and recyclables generated or found on real property in [his or her]their possession to a designated temporary emergency collection area;
3. Until hauled to a designated temporary emergency collection area, all putrescible solid waste shall be stored indoors in plastic bags or outdoors in [containers or containers which]a solid waste container or receptacle that will not permit access by flies or animals or constitute a fire hazard; and
4. All putrescible solid waste hauled to a temporary emergency collection area must be securely contained in plastic bags.

SECTION 7. Section 5.17.080 - Interference with containers prohibited is hereby amended as follows:

5.17.080 - Interference with containers prohibited.

A. It is unlawful for any person other than the owner, the city or its franchisee, or their duly appointed agents, to interfere in any manner with any containers containing solid waste or recyclables, including curbside recyclables collection, or to remove any such container from the location where placed for pickup by the owner, the city or its franchisee.

B. It is unlawful for any person, other than the operator of a drop-off center or [his]their duly appointed agent, to interfere with or remove any recyclables from a drop-off center.

C. It is unlawful for any person, other than the owner or a licensed commercial recycler or their duly appointed agents to interfere in any manner with any container containing recyclable materials intended for collection by the licensed commercial recycler or to remove such container from the location where placed for collection by the owner or the licensed commercial recycler.

SECTION 8 Section 5.17.100 - Containers required—Franchisee to provide wheeled carts is hereby amended as follows:

5.17.100 - Containers required—Franchisee to provide wheeled carts.

[A. With respect to all residential customers receiving twice a week curbside solid waste collection service and once every other week curbside recycling collection service, and every person owning or managing any premises, or any person responsible for obtaining solid waste disposal service at any premises, except as otherwise provided in this chapter, shall provide one or more containers sufficient for the depositing of all solid waste from the premises pursuant to the minimum container requirements of this chapter. A solid waste

franchisee may rent solid waste containers to its customers pursuant to the rates specified in this chapter, but the responsibility for placement of such rented containers remains with the person owning or managing the premises.]

[B]A. [With respect to] For all residential [customers receiving once a week] premises that receive curbside recyclables collection and solid waste collection [and once a week curbside single-stream recycling collection]service, [the]franchisee shall provide, at no additional cost to such customers, one wheeled cart for recycling and one wheeled cart for solid waste in sizes, to be initially selected by the [customer] franchisee, with capacities of approximately 35, 65 or 95 gallons, based on industry standards for such containers current at the time. A [resident may] customer may thereafter request an exchange of a previously provided cart of a different capacity, and the franchisee shall comply with the request within a reasonable period of time. A customer may also request one additional [recycling] wheeled cart for recycling or for solid waste [cart] in a size selected by the customer at no additional charge.

B. A franchisee may rent solid waste containers to its customers pursuant to the rates specified in this chapter, but the responsibility for placement of such rented containers remains with the person owning or managing the premises.

SECTION 9. Section 5.17.110 - Container requirements is hereby amended as follows:

5.17.110 - Container requirements.

[A. At any residence that receives individual curbside recyclables, collection service that is scheduled once every other week, each solid waste container which cannot be emptied by mechanical or hydraulic equipment shall have a capacity of not less than three nor more than 36 gallons, and shall weigh no more than 50 pounds, including the contents thereof.]

[B]A. [All residences that receive individual weekly] Each residential premise that receives solid waste and curbside recyclables collection service shall use [the] franchisee provided wheeled carts for the storage and collection of solid waste and [recycling. At any residence] recyclables. For each residential premise that receives [weekly]curbside recyclables collection service[on the single-stream recycling system], franchisee shall provide bulky item collection service every other week for all solid waste that cannot fit in the wheeled carts provided by franchisee. [For] On the day such bulky item [service]collection[, in addition to] service is provided, a residential customer may put the bulky items[, a resident may utilize] in a container other than a wheeled cart if that container has a capacity of no more than 36 gallons and [shall weigh] weighs no more than fifty (50) pounds, including the contents thereof. Bulky items, such as appliances, that weigh more than fifty (50) pounds shall be placed next to the wheeled carts or at curbside on the day bulky item collection service is provided to be picked up by franchisee on that day. A refrigerator and any other item containing Freon or similarly banned refrigerants or aerosol propellants are specifically excluded as a bulky item, and residential customers may dispose of those items by dropping them off during normal

business hours at franchisee's Henderson Transfer Station, any other authorized and permitted transfer station within Clark County, and at any other drop-off location within the City of Henderson or Clark County, Nevada, as determined by the franchisee. Franchisee, or its third-party contractor, is permitted to charge a pass-through fee for Freon removal.

[C]B. Except for manual type drop-box containers listed in [section]the Section 5.17.180[,] Schedule C *in Appendix 1*, solid waste containers shall be constructed watertight and shall be equipped with handles and covers appropriate to the container design. Each such container and cover shall be made of a material approved for such use by the city. Covers shall not be removed except when necessary to place solid waste therein. Each *such* container and its cover shall be kept clean from accumulating grease and decomposing material.

[D]C. Any nonresidential customer who has a container overflowing with solid waste at the time of collection shall be subject to an overflow charge pursuant to section 5.17.195[*of this chapter*].

SECTION 10. Section 5.17.120 - Removal of contents of containers prohibited is hereby amended as follows:

5.17.120 - Removal of contents of containers prohibited.

A. No person other than the owner, the city or a franchisee, or their agents may:

1. Remove any solid waste or recyclables from the solid waste containers or recyclables containers that are intended for pickup by a franchisee as part of its solid waste collection and curbside recyclables collection programs; *or*

[2. Remove recyclables that have been tied, boxed, bundled or otherwise collected and placed for pickup by a franchisee as part of its curbside recyclables collection program; or]

[3]2. Tamper with, engage in, interfere with or participate in curbside recyclables collection.

B. No person other than an owner or operator of a drop-off center, or their authorized agents, may remove recyclables from the drop-off center or recyclables that have been bundled, boxed, tied or otherwise collected and placed adjacent to the drop-off center.

SECTION 11. Section 5.17.130 - Solid waste to be placed in containers—Exceptions is hereby amended as follows:

5.17.130 - Solid waste to be placed in containers—Exceptions.

A. All solid waste shall be placed in a container; provided, however, that in a district classified as a residential district under the zoning regulations of the city, tree trimmings, palm fronds, scrap lumber and other such solid waste may be bundled in accordance with subsection (B) of this section if securely tied and placed at curbside on a scheduled bulky item collection day in accordance with subsection 5.17.110(A).

B. Items bundled pursuant to this section shall not exceed six feet in length nor weigh more than 50 pounds.

SECTION 12. Section 5.17.150 - Storage of containers in commercial areas is hereby amended as follows:

5.17.150 - Storage of containers in commercial areas.

On any ~~[multi-family]~~multiple dwelling, duplex, commercial or industrial premises, it is unlawful to place, keep, store or locate any solid waste ~~[or recyclables]~~container or any other container used for storing solid waste within the right-of-way of a street, sidewalk or alley. Containers shall be stored within an enclosure if an enclosure was required in connection with development approval or is otherwise provided on the premises.

SECTION 13. Section 5.17.160 - Charges—Residential and multiple dwellings is hereby amended as follows:

5.17.160 - Charges—~~[Residential]~~Single-family residences, duplexes, and multiple dwellings.

A. The charges for collecting, transporting and disposing of solid waste, and collecting and transporting recyclables, at residential premises shall be determined in accordance with the Section 5.17.160 Schedule A ~~[included in this section]~~in Appendix 1, irrespective of occupancy. The city manager, a franchisee and specific property owners in designated controlled areas may agree upon alternate collection schedules for specified test periods for the purpose of testing recycling options.

B. The charges for collecting, transporting and disposing of solid waste at multiple dwellings, and for multiple dwellings of up to three dwelling units at the individual living units therein, shall be determined in accordance with the Section 5.17.160 Schedule A ~~[included in this section]~~in Appendix 1, regardless of whether any of the units are vacant. Multiple dwellings shall provide a minimum of one 96-gallon mobile solid waste container, and shall be allowed no more than two 96-gallon mobile containers, for use by the occupants of the premises.

C. A multiple dwelling generating solid waste in excess of two 96-gallon mobile containers will be required to replace the two mobile containers with one or more cubic-yard type containers sufficient to store the solid waste generated on the premises until its scheduled collection day to prevent overflow. Any overflow shall be subject to overflow charges in accordance with section 5.17.195[of this chapter].

D. All charges for single-family residences, duplexes and multiple dwellings pursuant to this section shall be billed quarterly in advance.

[Section 5.17.160 Schedule A
 Single-Family, Duplex and Multiple Dwelling Rates

Category	Collection Level	Monthly Fee*
Single-family residence and duplex (non-single-stream recycling system collection service phased out by 12/31/2014)	Twice per week solid waste, every other week recycling	\$14.20
Single-family residence and duplex (single-stream recycling system collection service implemented by 12/31/2014)	Once per week solid waste, once per week recycling, every other week bulky item solid waste	\$14.20
Multiple dwellings (regardless of unit vacancies)	Twice per week solid waste	\$10.58 for 1 st unit on a stop; \$7.40 for each additional unit on a stop
	Three times per week	\$15.89 1 st unit; \$11.10 each additional unit
	Four times per week	\$19.39 1 st unit; \$13.55 each additional unit
	Five times per week	\$22.91 1 st unit; \$16.02 each additional unit
	Six times per week	\$26.45 1 st unit; \$18.51 each additional unit
	Seven times per week	\$29.97 1 st unit; \$20.97 each additional unit
*Effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]		

SECTION 14. Section 5.17.170 - Charges—Motels and mobile home parks is hereby amended as follows:

5.17.170 - Charges—Motels and mobile home parks.

A. For motels, and the individual room units therein, and mobile home parks with shared solid waste containers that do not receive individual curbside solid waste collection service at each mobile home, the charges for collecting, transporting and disposing of solid waste shall be determined in accordance with [the Section 5.17.170](#) Schedule A [\[included in this section\]](#)[in Appendix 1](#), irrespective of occupancy or vacancy of any units.

B. For mobile home parks that receive individual service at each mobile home, which shall include the same heavy and bulky item pickup as that provided to single-family residences, the charges for collecting, transporting and disposing of solid waste and curbside recyclables collection services shall be the same as for residences as set forth in section 5.17.160 [\[of this chapter\]](#).

C. Motels and mobile home parks with shared solid waste containers shall provide a minimum of one 96-gallon mobile solid waste container, and shall be allowed no more than two 96-gallon mobile containers, for use by the occupants of the premises. Such premises generating solid waste in excess of two 96-gallon mobile containers will be required to replace the two mobile containers with one or more cubic-yard type containers sufficient to store the solid waste generated.

D. All charges for mobile home parks and motels shall be billed quarterly in advance.

[\[Section 5.17.170 Schedule A](#)
[Motels and Mobile Home Parks Rates](#)

Category	Collection Level	Monthly Fee*
Motels & Mobile Homes	Twice per week solid waste	\$10.58 for each office; \$6.37 per unit with cooking facilities; \$5.09 per unit without cooking facilities
	Three times per week	\$15.89 office; \$9.52 per cooking unit; \$7.64 non-cooking
	Four times per week	\$19.39 office; \$11.62 per cooking unit; \$9.35 non-cooking
	Five times per week	\$22.91 office; \$13.75 per cooking unit; \$11.04 non-cooking
	Six times per week	\$26.45 office; \$15.89 per cooking unit; \$12.73 non-cooking

	Seven times per week	\$29.97 office; \$17.99 per cooking unit; \$14.43 non-cooking
*Effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]		

SECTION 15. Section 5.17.180 - Charges—Places of business and public buildings is hereby amended as follows:

5.17.180 - Charges—Places of business and public buildings.

A. Except for the types of solid waste specified in section 5.17.060, a franchisee shall charge for collecting, transporting, and disposing of solid waste from places of business and public buildings a fee determined by the number and type of containers required by each such place of business or public building and by the number of collections from each per week in accordance with **[Schedules A, B and C that are included within this section]**[the Section 5.17.180 Schedule A in Appendix 1, the Section 5.17.180 Schedule B in Appendix 1, and in the Section 5.17.180 Schedule C in Appendix 1.](#) A franchisee shall charge for collecting, transporting, and disposing of compacted solid waste, from containers other than compaction-type drop boxes, three times the otherwise applicable charge.

B. Each place of business or public building premises shall provide a minimum of one 96-gallon mobile container for depositing its solid waste, and shall be allowed no more than two 96-gallon mobile containers. Premises generating solid waste in excess of two 96-gallon mobile containers shall replace the two mobile containers with one or more cubic-yard containers, as listed in [the Section 5.17.180 Schedule A \[of this section\] in Appendix 1,](#) sufficient to store, and prevent overflow of, the solid waste generated on the premises until its scheduled collection day. Any overflow shall be subject to overflow charges in accordance with section 5.17.195**[of this chapter]**.

C. All monthly charges set forth in **[Schedules A, B and C that are included within this section]**[the Section 5.17.180 Schedule A in Appendix 1, the Section 5.17.180 Schedule B in Appendix 1, and in the Section 5.17.180 Schedule C in Appendix 1](#) shall be billed as follows:

1. Schedule A shall be billed quarterly in advance.
2. Schedule B shall be billed monthly in advance.
3. Schedule C shall be billed monthly in arrears.

**[Section 5.17.180 Schedule A
 Collection Charges - Places of Business and Public Buildings (Monthly Rates)***

	Pickups Per Week
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10-yard	\$2,110.97	\$2,822.02	\$3,866.37	\$4,199.45	\$4,532.54	\$4,865.61	\$7,111.54
17-yard	\$2,611.75	\$3,447.72	\$4,859.44	\$5,339.16	\$5,818.85	\$6,298.59	\$8,386.06
26-yard	\$2,927.07	\$4,078.34	\$5,805.35	\$6,285.06	\$6,764.76	\$7,244.49	\$9,489.73
36-yard	\$3,453.93	\$4,605.30	\$6,332.12	\$6,879.20	\$7,426.25	\$7,973.43	\$10,218.72

Compactor Size	Pulls Per Week						
	8	9	10	11	12	13	14
10-yard	\$9,222.52	\$9,933.59	\$10,977.96	\$11,311.01	\$11,644.07	\$11,977.17	\$14,223.11
17-yard	\$10,997.76	\$11,834.49	\$13,245.49	\$13,725.20	\$14,204.93	\$14,684.66	\$16,772.11
26-yard	\$12,416.76	\$13,568.10	\$15,295.09	\$15,774.81	\$16,254.54	\$16,734.23	\$18,979.50
36-yard	\$13,672.66	\$14,824.04	\$16,550.86	\$17,097.91	\$17,645.01	\$18,192.17	\$20,437.43

On-Call Rates Per Pickup (with regular service):	Regular*	Sunday/Holiday*
Special pickup 0—49 yards:	\$518.12	\$777.18
Special pickup 50—74 yards:	\$996.33	\$1,494.53
Special pickup 75 plus yards:	\$1,625.15	\$2,437.73
*Charges are effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.		

On-Call Rates Per Pickup (without regular service):	Regular*	Sunday/Holiday*
On-call pickup 0—49 yards:	\$808.77	\$1,213.17
*Charges are effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.		

Section 5.17.180 Schedule C
 Solid Waste Manual Type Drop Box Charges

On-Call Monthly Rates* (with or without regular service):	Regular \$9.98 p/cubic yard	Sunday/Holiday \$14.97 p/cubic yard
10 cubic yards	\$99.80	\$149.70
20 cubic yards	\$199.60	\$299.40
28 cubic yards	\$279.44	\$419.16
35 cubic yards	\$349.30	\$523.95
50 cubic yards	\$499.00	\$748.50
*All on-call rates are subject to additional charges of \$22.28 daily rent per 24 hours or any part thereof after the first 72 hours, excluding Sundays.		

Section 5.17.180 Schedule D
 Monthly Rates*

All other rates shall be calculated as follows:

(Base Charge x number of yards of capacity x number of pickups per week x 52 weeks per year, divided by 12 months per year) + Daily Rent = Total monthly rate, where:

"Base Charge" for Monday through Saturday pickups = \$9.98 per cubic yard.

"Base Charge" for Sunday pickups = \$14.97 per cubic yard.

"Daily Rent" = \$22.28 per 24 hours or any part thereof after the first 72 hours, excluding Sundays.

*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]

SECTION 16. Section 5.17.190 - Charges—Container rentals—One-time on-call collections is hereby amended as follows:

5.17.190 - Charges—Container rentals—One-time on-call collections.

A franchisee shall charge for container rentals and special one-time collection for single-family residences, multiple dwellings, places of business and public buildings a fee as set forth in [\[Schedules A and B that are included in this section\]the Section 5.17.190 Schedule A in Appendix 1 and the Section 5.17.190 Schedule B in Appendix 1.](#)

[Section 5.17.190 Schedule A
 Residential and Commercial Container Rental Fees*

Container Size	Monthly Charge
1 cubic yard	\$18.29
2 cubic yard	\$21.95
3 cubic yard	\$25.62
4 cubic yard	\$28.57
6 cubic yard	\$36.58
8 cubic yard	\$40.24
Up to 96 gal. mobile container	\$4.41
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.	

Section 5.17.190 Schedule B
 Special One-Time On-Call Collection Charges*

Container Size	One-Time Charge
1 cubic yard	\$35.77
2 cubic yard	\$47.67
3 cubic yard	\$59.58
4 cubic yard	\$71.47

6 cubic yard	\$83.40
8 cubic yard	\$95.33
Assorted trash pickup	\$162.15
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]	

SECTION 17. Section 5.17.195 - Charges—Overflowing solid waste is hereby amended as follows:

5.17.195 - Charges—Overflowing solid waste.

A. The owner of a premises, other than a premises of a single-family residence, duplex or mobile home park with individual solid waste collection service, whose solid waste container or containers have overflowing solid waste prior to being emptied on collection day, shall be subject to an overflow charge, which may be billed at the time of service as an on-call service, in the amount set forth in the Section 5.17.195 Schedule A ~~[of this section]~~in Appendix 1.

B. No overflow charges may be assessed except as follows:

1. Written notice of an overflow ~~[delivered by regular U.S. mail, e-mail, facsimile or personal delivery,]~~ has been provided to the owner or manager of the premises in accordance with subsection 5.17.195(B)(4), and a subsequent overflow occurs at the premises within 90 days:

a. After such notice has been ~~[given]~~delivered; or

~~[b. After the last overflow charge has been assessed at the premises, and there is significant overflow from the container as defined in this chapter and as evidenced by a photograph, and the overflow actually has been collected by the city or its franchisee.]~~

b. After the last overflow occurred at the premises, with such occurrence date being established in the notice provided to a customer in accordance with subsection 5.17.195(B)(4).

2. There is overflow from the container, as evidenced by a date and time-stamped photograph; and

3. The overflow actually has been collected by the provider of solid waste collection service, as evidenced by a date and time-stamped photograph; and

4. Within 15 days of an overflow, the owner or manager of the premises is provided written notice of the overflow occurrence, that notice identifies the date of the overflow, includes a date and time-stamped photograph of the overflow and a date and time-stamped photograph showing the overflow was collected and the foregoing is delivered by regular U.S. mail, e-mail, facsimile or personal delivery to the owner or manager of the premises.

[2. For]C. No overflow charge may be assessed for overflow that is caused by a prior collection being missed or being performed improperly, or by containers being repositioned by a franchisee after collection such that a container is inaccessible to tenants of the premises resulting in overuse of and overflow occurring in another container and the foregoing shall not be considered an overflow for purposes of establishing or calculating an overflow under subsection 5.17.195(B)(1).

[3. For]D. No overflow charge may be assessed for overflow that is caused because the time of day of collection was more than four hours later than the time of day when the last regularly scheduled collection occurred and the foregoing shall not be considered an overflow for purposes of establishing or calculating an overflow under subsection 5.17.195(B)(1).

[C]E. Overflow charges assessed pursuant to this chapter may be waived by the city manager, or [his/her]their designee, or a franchisee if it is determined that the owner or manager of the premises has taken reasonable steps to avoid future overflows, including but not limited to increasing the container capacity and/or collection frequency on the premises, installing locks on the lids of containers and/or on access gates to curtail illegal dumping by third parties, or other property-management measures designed to avoid overflows.

**[Section 5.17.195 Schedule A
 Overflow Charge**

Overflow	Fee*
Per incident of overflowing solid waste at nonresidential customer premises	\$36.06
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]	

SECTION 18. Section 5.17.200 - Charges—Medical waste is hereby amended as follows:

5.17.200 - Charges—Medical waste.

A franchisee's basic and additional service charges per container for preparation, collection, transportation and disposal of medical waste, and the charges for the optional purchase and rental of medical waste containers shall be determined in accordance with the [schedules included in this section] Section 5.17.200 Schedule A in Appendix 1 and the Section 5.17.200 Schedule B in Appendix 1. All charges for medical waste service, except for on-call service which may be billed at the time of service, shall be billed monthly in advance.

[Section 5.17.200 Schedule A
 Medical Waste Collection Charges

BASIC SERVICE CHARGES*					
Item	Size & Volume	Price Per Item		Minimum Charge Per Service Call	
		Delivered	Picked Up	Prescheduled Once/Month or Greater Frequency	On-Call/Special Pickup
Biohazardous accumulation containers	Medium 10—14 gallons	\$5.74	\$5.74	\$32.76 (If total for containers delivered and picked up is less than \$32.76, then \$32.76 will be invoiced)	\$73.74 (If total for containers delivered and picked up is less than \$73.74, then \$73.74 will be invoiced)
	Large 27—32 gallons	\$8.19	\$8.19		
	X-Large 48—50 gallons	\$12.29	\$12.29		
	200 gallons w/wheels	\$49.19	\$49.19		
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.					

ADDITIONAL SERVICE CHARGES*			
Charges for prescheduled once/month or greater frequency service:			
Type	Size Code	Container	Disposal Charge
Chemotherapy waste disposal	Large	33 gallon	\$40.46
	Extra large	55 gallon	\$71.78
Pharmaceutical (non-controlled substance) disposal	Extra small	5 gallon	\$52.20
	Small	10 gallon	\$94.62
	Medium	20 gallon	\$189.21
	Large	30 gallon	\$283.84
	Extra large	55 gallon	\$473.393
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.			

Charges for on-call/special pickups or special services:	
Item	Charge
Special pick ups (after 5:00 p.m., same day requests, holidays, weekends or greater than 20 polyurethane containers per pickup)	\$78.30 per hour
Special services (account balancing, reconciliation, usage reports, certificates)	\$78.30 per hour
Preparation of waste to make suitable for transportation	\$32.64 per container
Collection delay - \$1.32 per minute after 10 minutes	\$13.06 minimum

Over weight charge (Over 50 lbs)	\$52.20 per container
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.	

Section 5.17.200 Schedule B
 Medical Waste Container Purchase or Rental

PURCHASE OR RENTAL ITEMS (OPTIONAL SERVICES)*				
Item	Size	Volume	Dimensions	Price
Sharp containers	Small	1 quart	4" x 4" x 6"	\$6.53 plus tax
	Medium	5 quarts	4" x 10" x 9"	\$10.45 plus tax
	Large	8 quarts	6" x 9" x 10"	\$13.06 plus tax
	Extra large	32 quarts	9" x 13" x 17"	\$26.10 plus tax
Red biohazard bags	Small (500 bags/case)	8—10 gallons	24" x 32" (8—10 gallons)	\$91.35 plus tax
	Large/extra large (25 bags/roll)	50 gallons	43" x 48" (50 gallons)	\$15.65 plus tax
Locker rental	Small	5 cubic yards	7½' x 5½' x 3½'	\$78.30 per month (includes transportation)
	Large	30 cubic yards	20' x 8' x 8'	\$182.70 per month (includes transportation)
Roll-off box rental	Extra large	40 cubic yards		\$430.65 per month
Trailer rental (special pickup charge of \$78.30 per hour does not apply to customers with trailer service, unless after hours or holiday pickups are requested)		30 feet long or less		\$624.53 per month
		48 feet long or less		\$832.71 per month
		53 feet long or less		\$936.81 per month
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]				

SECTION 19. Section 5.17.210 - Charges—Sewage waste is hereby amended as follows:

5.17.210 - Charges—Sewage waste.

A franchisee shall charge the rates listed in [the Section 5.17.210](#) Schedule A [included in this section] [in Appendix 1](#) for sewage waste [collection, transportation, and disposal](#) [service] [services](#). Additional terms and conditions for collection, transportation, and disposal of sewage waste shall be specified in a separate

sewage waste service agreement between the franchisee and city and franchisee and any other customer.

[Section 5.17.210 Schedule A
 Sewage Waste Disposal Charges*]

Sewage Waste Disposal Service	Fee
Per wet ton using franchisee equipment to accumulate, collect and transport waste	\$21.24
Per wet ton using city equipment to store waste prior to franchisee transporting	\$21.24
*Rates effective July 1, 2013, and subject to applicable CPI-U adjustments made pursuant to this chapter.]	

SECTION 20. Section 5.17.213 - Environmental surcharge is hereby amended as follows:

5.17.213 - Environmental surcharge.

A. To provide for [the]remedial action[or], compliance with permit requirements, removal or [related]other activities at a solid waste disposal site, for environmentally sound solid waste collection[and disposal, and such other], transportation, deposit, transfer, recycling or disposal, for programs or activities that support or help implement solid waste reduction, prevention, re-use, or recycling, for environmental programs and for such other programs or activities that support or help implement the city's solid waste management system, the city council [may impose]is imposing a surcharge to be added to all billings for solid waste collection services, including sewage waste services, rendered within the city. A surcharge imposed under this section shall be subject to the requirements of this section.

B. The surcharge shall be five percent of gross receipts. That surcharge shall not be imposed on late fees, lien fees, or charge for collection costs. In addition, that surcharge shall not be charged on any services that are not covered by the franchise agreement as exclusive to the franchisee.

[B. The surcharge shall be:

1. Determined as a percentage of the gross receipts derived by a franchisee from the collection of all solid waste and curbside recyclables collection services within the city, for the first 12-month period the surcharge is in effect;
2. Increased by no more than one percent of the gross receipts derived by a franchisee from the collection of all solid waste and curbside recyclables collection services within the city, during any subsequent 12-month period;
3. Increased up to a total cumulative amount of no more than five percent of the gross receipts derived by a franchisee from the collection of all solid waste and curbside recyclables collection services within the city.]

C. The surcharge shall be collected by a franchisee, and franchisee shall remit such proceeds to the city as provided in this section. The city may enter into an interlocal agreement with any other local government unit to provide for the imposition and collection of the surcharge consistent with the requirements of this section.

D. The franchisee shall remit the proceeds of the surcharge to the city according to procedures adopted by the city manager. However, the franchisee shall not be responsible for covering any shortage caused by failure of a customer to pay surcharges for solid waste collection. **[Surcharges collected by the franchisee on city's behalf shall pass through directly to city and shall not be considered gross receipts as defined in section 5.17.010.]**

E. The city may require the franchisee to submit reports or other documentation necessary to establish compliance with the requirements of this section or the procedures adopted by the city manager hereunder. The franchisee shall provide such records **[available]**to the city for such auditing purposes within 20 business days of a request by the city for production of the same, unless the city agrees to additional time.

F. The proceeds of the surcharge shall be placed into a dedicated environmental fund established by the city and may be used to pay for **[remedial action costs, and the costs of programs which promote environmentally sound solid waste collection and disposal.]**actions, programs and activities consistent with one or more of those described in subsection (A) of this section.

[G. The amount of the surcharge may be adjusted by the city council from time to time as necessary to maintain the fund at the level necessary to accommodate the city's remedial action and environmental responsibilities, but shall not exceed the maximum amount set forth in this subsection (B)(3) of this section.]

SECTION 21. Section 5.17.215 - Charges not applicable to certain types of waste is hereby amended as follows:

5.17.215 - Rates, fees, and [C]charges not applicable to certain types of waste.

A. The rates, fees, and charges specified in this chapter for collecting, transporting, and disposing of solid waste shall not apply to construction or demolition waste, septic-tank waste, grease-trap waste, or landscaping or tree-trimming waste handled in accordance with section 5.17.060. A franchisee or other licensed service provider may set its own rates, fees, and charges for the collection, transportation and disposal of such solid waste.

B. A franchisee, in its sole discretion, may establish rates, fees, and charges with respect to goods, services, or other functions provided by the franchisee that are not governed by the franchise agreement or this chapter, including rates, fees, and charges for the purchase or rental of items or services that are offered as an

option to customers but which could be obtained from some other source. A franchisee shall submit to the City Manager for informational purposes only and on an annual basis, a list of such optional goods or services that are not governed by the franchise agreement or this chapter, along with the rates, fees, and charges to be charged for those goods or services.

SECTION 22. Section 5.17.220 - Collection of delinquent charges, fees, and penalties is hereby amended as follows:

5.17.220 - Collection of delinquent charges, fees, and ~~[penalties]~~rates.

A. To ensure the uniform, safe and sanitary treatment of solid waste in the city and to discourage the illegal handling and disposal of solid waste, it shall be mandatory for any person owning, occupying or managing any premises in the city ~~[which are connected to water service]~~to subscribe to solid waste collection service provided by the city or its authorized franchisee~~[,]~~ and to pay the rates, fees, and charges specified in this chapter. No person may discontinue paying for solid waste collection service for ~~[his or her]~~their premises, unless such premises ~~[are not connected to water service for the entire billing period.]~~ is comprised only of vacant land with no building or improvement on it or such premises constitutes an abandoned residential property or other abandoned building or structure (as opposed to vacant and unoccupied) because it meets all of the criteria in either 1 or 2:

1. The premises are in an extreme state of disrepair and unfit for occupancy because: (a) gas, electric, or water utility services have been terminated; and (b) multiple windows are boarded up or otherwise covered to secure them and/or are broken and unrepaired; and (c) doors are boarded up or otherwise secured and/or smashed through, broken off, unhinged or unsecured; or

2. The premises has been declared unfit for occupancy and ordered to remain vacant and unoccupied under an order issued by a municipal or county authority or court of competent jurisdiction.

~~[B. In order to discontinue paying for solid waste collection service pursuant to subsection A of this section, a person must request discontinuation of service and provide proof that no water service to the premises is provided. No fee may be charged to reestablish service to the premises after service has been discontinued pursuant to this subsection B of this section.]~~

~~[C]~~B. All rates, fees, and charges for regular or periodic services provided by the city, its franchisees, or their duly appointed agents, pursuant to this chapter shall be billed on the first business day of the quarterly or monthly billing period, as applicable, and shall be due and payable on the last day of the billing month; provided, however, that charges for on-call service may be billed at the time of service. All charges for services under this chapter, including ~~[the penalties]~~collection costs and any late charges for delinquent payment, shall constitute a debt and obligation of the legal owner of the premises, and such

person shall be liable therefor in a civil action commenced by the city or its franchisee in any court of competent jurisdiction for the recovery of such costs and charges~~[and penalties]~~.

C. If any person fails to pay the rates, fees, and charges authorized by this chapter by the date they become due and payable, then a late fee shall be added to the account as a charge for solid waste collection service, and the amount of that late fee for the particular residential account or nonresidential account shall be determined in accordance with the Section 5.17.220 Schedule A in Appendix 1. If the city or its franchisee incurs collection costs, the city or its franchisee may recover collection costs from the legal owner(s) and/or tenants of the premise in an amount not to exceed the per premise charge in Section 5.17.220 Schedule A in Appendix 1. The city or its franchisee may report that legal owner to a collection agency, as defined in NRS Chapter 649, to assist the city or its franchisee in the collection of the rates, fees, and/or charges that are past due and owing. The city and/or its franchisee may utilize any applicable law in any collection efforts.

~~[D. If any person fails to pay the charges authorized by this by the date they become due and payable, a penalty shall be added thereto of \$3.61 per quarter (or fraction thereof) for residential accounts and two percent per months (or fraction thereof) of the delinquent amount for commercial accounts.~~

~~E. A customer shall be entitled to a refund of any advance payment for service he or she has made upon presenting proof that a connection to water service did not exist at the customer's premises during the entire billing period for which the advance payment was made. All refunds from a franchisee to a customer shall be paid within 30 days from the date of the customer's request for reimbursement or date of franchisee's knowledge that a refund is owed.]~~

~~[F]D. No person shall accept and no franchisee shall offer or give any solid waste collection, transportation, and disposal services or curbside recyclables collection services without charge, or shall offer or give a discount, refund or rebate of any rate, fee, or charge authorized by this chapter, except that this provision does not apply to any credits or refunds issued pursuant to section 5.17.265~~[of this chapter]~~, charitable organizations which are exempt from federal income tax pursuant to Section 501(c) of the Internal Revenue Code or as further provided by franchise agreement.~~

SECTION 23. Section 5.17.230 - Charges—Mandatory subscription—Billing—Penalty—Lien is hereby amended as follows:

5.17.230 - Rates, fees, and c~~[C]~~harges—~~[Mandatory subscription—Billing—Penalty—]~~Lien.

A. All solid waste collection ~~[charges or]~~rates, fees, and/or charges authorized and established by this chapter, including any ~~[penalties]~~fee assessed under section 5.17.220 and any rates, fees, and/or charges assessed pursuant to this section 5.17.230, shall constitute a lien or liens upon the real property of the

premises served until such ~~[charges and]~~ rates, fees, and charges have been paid. Such ~~[lien]~~ liens shall be enforced in the manner specified in NRS 444.520.

B. Until paid, any rate, fee, or charge levied pursuant to this chapter of the Code constitutes a perpetual lien or liens against the property served ~~[, pursuant to the provisions of NRS 444.520]~~. The franchisee may pass through to the owner of the property for which a lien ~~[has]~~ or liens have been filed any fees charged by the county recorder's office for the filing and the release of the liens. In addition to the fees charged by the county recorder's office, the franchisee may include in the total amount to be assessed to the property owner, an administrative fee to recover costs incurred by the franchisee for filing and maintaining the liens ~~[and]~~, an administrative fee for the release of the lien. ~~The administrative charge shall, as of July 1, 2013, not exceed \$64.60 per lien for the filing and maintenance of the lien and \$64.60 for the release of the lien, adjusted each year thereafter effective on July 1, 2013 for any increase in the annual average CPI-U for the 12-month period ending December 31, immediately preceding the effective date of the maximum lien administration fee adjustment.]~~ liens, and any collection costs – each in an amount that corresponds to the charge in Section 5.17.220 Schedule A in Appendix 1 and in Section 5.17.230 Schedule A in Appendix 1, as applicable.

C. With respect to a property concerning where liens have been filed pursuant to section 5.17.230 and each in an amount that corresponds to the charge in Section 5.17.220 Schedule A in Appendix 1 and in Section 5.17.230 Schedule A in Appendix 1, as applicable, the city or a franchisee may:

1. Pass through to the owner of that property any fees that have been charged by the county recorder's office for the recording of any liens and their release;

2. Charge the owner of that property a fee to recover administrative costs incurred by the city or a franchisee in recording and maintaining such liens;

3. Charge the owner of that property a fee to recover administrative costs incurred by the city or a franchisee in securing the releases of such liens; and

4. Charge the owner of that property reasonable collection costs incurred by the city or a franchisee in attempting to collect delinquent amounts prior to the recording of such lien.

D. If the city or a franchisee charges collection costs pursuant to subsection (C)(4) of this section, the city or a franchisee may not also charge a fee for collection costs under subsection 5.17.220.

SECTION 24. Section 5.17.240 - Charges—Rate changes is hereby amended as follows:

5.17.240 - Adjustments to rates, fees, and c[C]harges—Rate changes].

A. The rates, fees, and charges established pursuant to this chapter, other than pass through rates, fees, and charges, shall be adjusted annually based ~~upon~~on the ~~percentage of change in the CPI-U.~~

~~CPI~~B. Rate adjustments shall be made effective as of July 1, each year, and shall be based upon the, calculated with reference to the annual percentage change in the ~~annual average of the CPI-U~~CPI for the ~~12-month~~twelve-month period ending December 31 immediately preceding the effective date of the ~~rate~~ adjustment. However, annual increases to rates, fees, and charges adjusted in accordance with the foregoing shall not be greater than six and one-half percent. The increase in rates, fees, and/or charges shall be made effective on July 1 of each year.

~~C. Annual increases to rates and charges adjusted in accordance with the percentage change in the CPI-U shall not be greater than six and one-half percent when the percentage change in CPI-U is within the range of zero (no change) to ten percent and shall be determined in the following manner:~~

~~1. When the percentage change in the CPI-U is between zero and six and one-half percent, the charges are to be adjusted by the actual percentage change.~~

~~2. When the percentage change is between six and one-half percent and ten percent, the rates and charges adjustment shall not be greater than six and one-half percent.~~

~~D~~B. When an unforeseen economic circumstance has occurred during a given ~~12-month~~twelve-month period, the city council may consider and may approve a method for adjusting rates which is not based on changes to the CPI~~-U~~. In any year following a period when the adjustment to rates was based on some other method, rate adjustments shall again be based on changes in the CPI~~-U~~. A minimum of one annual rate adjustment based on the CPI~~-U~~ method must occur between annual rate adjustments based on methods other than the CPI~~-U~~ method.

C. If an unforeseen economic circumstance has occurred during the preceding calendar year, a franchisee may request a special rate increase based upon the facts of the unforeseen economic circumstance. The franchisee will be required to submit facts and details to substantiate the unforeseen economic circumstance. The city council may consider and may approve any special rate increase due to unforeseen economic circumstance.

SECTION 25. Chapter 5.17 is hereby amended to add a new section 5.17.245 - Pass through of taxes, fees, or other charges as follows:

5.17.245 - Pass through of taxes, fees, or other charges.

A. In addition to all other charges established by this chapter, franchisee may pass through to its customers such charges as are necessary for the franchisee to recoup any or all of the following that have been imposed upon and paid by franchisee:

1. All taxes, fees, or other charges on franchisee's provision of the services authorized by the franchise agreement that are in proportion to franchisee's customers in the city and that may be imposed by: (a) the Nevada Legislature, including, but not limited to, modified state business taxes set forth in NRS Chapter 363B and the commerce tax set forth in NRS Chapter 363C; (b) the city as a tax; (c) ballot initiative; or (d) federal government, excluding income taxes;

2. Franchise fees that may be imposed by city that are greater than five percent; and

3. Environmental surcharge as set forth in section 5.17.213.

B. Such pass-through charges shall not be subject to the franchise fee.

C. Other than the current franchise fee of five percent, other charges set forth in this section 5.17.245 shall be passed through to each customer as a separate line item on the franchisee's billing to each customer.

D. A franchisee shall provide to city, on or before March 1 of each year and in a form satisfactory to city, a detailed report for the preceding calendar year containing the following information concerning the items listed in subsection (A)(1) of this section:

1. The various amounts paid during the prior calendar year;

2. How such amounts were calculated;

3. The number of customers in the City served by the franchisee during the prior calendar year as of December 31;

4. The total pass-through charges collected from customers during the prior calendar year; and

5. The method that the franchisee will use to pass through such amounts to its customers for the current year, including any adjustments to the pass-through charges necessary to correct for any excess or under charges during the prior calendar year.

SECTION 26 Section 5.17.250 - Customer service standards is hereby amended as follows:

5.17.250 - Customer service standards.

The following customer service standards shall apply to each franchisee:

A. The franchisee shall be required to implement a complaint resolution procedure to handle all complaints received by either the city or the franchisee. The complaint resolution procedure shall include the following:

1. The franchisee shall designate a single point of contact specifically dedicated to promptly (a) responding to and coordinating with city on issues related to customer service, spills, and concerns raised by city staff, residents, businesses, and visitors and (b) resolving complaints received by the city or the franchisee.

[1]2. The franchisee shall [be required to]record all complaints and make every effort to investigate and resolve them within 48 hours of their receipt.

[2]3. If the franchisee cannot resolve a complaint within 48 hours of its receipt, the franchisee shall within that period, provide the city with a written report detailing why resolution could not be reached within that period, the actions that will be taken to resolve the complaint and the timeline to reach a resolution of the complaint.

B. If the city is not satisfied with the franchisee's proposed resolution of a complaint, the director of [finance]public works, or [his or her]their designee, shall have the authority to direct the franchisee to resolve the complaint in a manner that is satisfactory to the city.

C. Upon request, the franchisee shall provide the city with a written monthly report, in a form satisfactory to the city, summarizing the complaints received by the franchisee and the resolutions thereof for the preceding month.

D. The franchisee shall designate a person, and provide contact information, for the city to contact in connection with complaints received by the city.

E. Bills for service.

1. Each bill for service issued by a franchisee must include:

a. Any previous balance or credit;

b. The amount due for service provided during the current billing period, with the date upon which this amount is past due;

c. Any approved charge for late payment of a bill, with the date upon which that charge begins to accrue;

d. Any other authorized rate, fee, charge, or tax;

e. The total of the preceding amounts;

f. The first and last day of the current billing period; and

g. The telephone number, fax number, email address, and address of the office of the franchisee where a customer may obtain information concerning their bill, the service provided or submit a complaint.

2. If a customer disputes any bill, charge, or service, the franchisee shall promptly investigate the matter and report its determination to the customer. If the customer so requests, the report must be made in writing.

SECTION 27. Section 5.17.260 - Telephone answering standards is hereby amended as follows:

5.17.260 - Telephone answering standards.

A. The franchisee's customer service operators shall be trained to screen requests and assist in solving problems. A customer shall be transferred to a supervisor upon request or, if none is available, receive a return call from a supervisor within one working day of request.

B. Each franchisee shall at all times maintain a telephone answering system that measures the:

1. Average wait time from the time that customer calls reach the franchisee to the time that such calls are answered by a person (not a machine);

2. Number of calls that reach the franchisee but are dropped before a representative of the franchisee answers such calls; and

3. Percentage of time during which all of the franchisee's customer service telephone lines are busy.

C. Upon request, the franchisee shall provide the city with a written monthly report regarding its telephone answering system, in a form satisfactory to the city, summarizing the average wait time, the number of dropped calls and the percentage of time during which all lines were busy during the preceding month.

D. The franchisee shall maintain the following minimum standards for its telephone answering system at least 90 percent of the time, measured monthly:

1. Telephone answering time, including wait time, shall not exceed 60 seconds.

2. No more than five percent of incoming customer service callers shall receive a busy signal.

3. The number of [calls]dropped calls shall not exceed 200 per month as otherwise reasonably established by franchisee after consultation with the city.

4. Customer service operators will identify themselves immediately upon initial contact.

E. Each monthly report required by subsection (C) of this section shall include a summary of whether the franchisee is or is not in compliance with the standards established pursuant to subsection (D) of this section and, if the franchisee is not in compliance, what actions the franchisee will take to meet the standards in future months.

F. The franchisee's business office shall be accessible through a toll-free telephone number 24 hours a day, including weekends and holidays. When the franchisee's business office is closed, a service capable of receiving and recording service complaints and inquiries shall be employed if the telephone is not answered by a person.

SECTION 28. Section 5.17.265 - Container repair and replacement standards is hereby amended as follows:

5.17.265 - Container repair and replacement standards.

A. If a solid waste container supplied by a franchisee to a nonresidential customer receives damage caused by the franchisee's own actions or through normal wear and tear, the franchisee shall, at its own cost, fix or replace the container no later than seven calendar days after the franchisee has been notified of the damage.

B. If a solid waste container supplied by a nonresidential customer, which is being properly used, receives damage due to a franchisee's negligence or misconduct, the franchisee shall, at its own cost, fix or replace the container no later than seven calendar days after the franchisee has been notified of the damage.

C. For purposes of this section, a franchisee shall be deemed to have been notified that a container has been damaged when a franchisee's collection worker arrives to collect the solid waste from a container and finds the container damaged, or when a premises owner or manager notifies the franchisee in writing that a container is damaged, whichever occurs first.

D. If a franchisee misses or improperly performs a scheduled collection for a nonresidential customer, resulting in solid waste that the customer has properly put out for collection not being collected, then within 24 hours of receiving notice of such missed or improper collection the franchisee shall send a second vehicle to the premises to properly collect such solid waste.

E. If a franchisee fails to timely fix or replace a damaged solid waste container owned or rented by a nonresidential customer, or timely correct a missed or improper collection, or properly position a container for a nonresidential customer, in accordance with this section, the franchisee ~~shall automatically~~ may issue a

pro-rata credit to such customer's account until the damaged or misplaced container is serviceable or properly placed, or for the missed or improper collection, based on the charges for regularly scheduled collection service to the premises for the applicable billing period, regardless of whether the customer makes any request for such a credit.

F. For wheeled carts provided by franchisee to curbside residential customers under the single-stream recycling systems, franchisee shall be responsible for the normal wear and tear and general maintenance of the wheeled carts at no cost to the residential customer. General maintenance does not include maintaining the cleanliness of the wheeled carts.

SECTION 29. Chapter 5.17 is hereby amended to add a new section 5.17.275 - Suspension of collection services as follows:

5.17.275 - Suspension of collection services

A. A franchisee may withhold solid waste collection services from nonresidential customers (except for multiple dwellings, duplexes, and mobile homes) for nonpayment of collection charges but only if:

1. The customer is more than 60 days delinquent in the payment of collection charges;

2. The franchisee first notifies the customer (and the property owner, if different from the customer) in writing of its intent to withhold solid waste collection services and provides a minimum of fifteen days within which to pay the delinquent charges or arrange payment therefor satisfactory to the franchisee; and

3. The response period provided under subsection 5.17.275(A)(2) has passed and the delinquent charges have not been paid or payment arrangements made satisfactory to the franchisee.

B. In any particular case in which withholding service from a nonresidential customer described in subsection 5.17.275(A) above creates a public health, safety and welfare concern as determined by the City Manager or a designee, the city may require a franchisee to reinstate solid waste collection service for that customer within twenty-four hours even if the customer's account remains in delinquent status. Action taken under this subsection (B) does not preclude the franchisee from recording a lien pursuant to section 5.17.230 or pursuing any other collection remedy available under this chapter.

SECTION 30. Section 5.17.290 - No charge for disposal by residents at authorized disposal sites is hereby amended as follows:

5.17.290 - No charge for disposal by residents at authorized disposal sites.

A. Any person may dispose of solid waste at any disposal site operated in accordance with all applicable laws, rules and regulations.

B. Any single-family resident of the city who is a current customer of a franchisee may dispose of the solid waste generated at [his or her]their own single-family dwelling at any authorized disposal site operated by the franchisee within the city, without charge, upon presentation of either (1) a valid, government-issued photo identification, such as a current Nevada driver's license with a matching address of the solid waste bill for the single-family dwelling, or (2) a valid government-issued photo identification with a recent water bill with a service address that matches the solid waste service bill address, and in accordance with such other rules and regulations as the city may from time to time adopt. The solid waste presented for disposal without charge must have been generated by the residential customer on [his or her]their own primary residential property, not generated as a result of any commercial provider permitted to convey [his]their own solid waste under section 5.17.060. Commercial providers permitted to convey their own solid waste under section 5.17.060 may not dispose waste without charge under any circumstances, including, but not limited to:

1. Having a residential customer accompany the commercial provider to the disposal site.
2. Having a residential customer act as an agent for a commercial provider for purposes of disposal without charge.
3. Any person or commercial entity acting on behalf of a residential customer.

C. City [vehicles]may dispose of solid waste at any authorized disposal site owned or operated by the franchisee within the city or the county without charge, consistent with the terms and conditions of the franchise agreement.

SECTION 31. Section 5.17.320 - Rights of owners to dispose of recyclable materials is hereby amended as follows:

5.17.320 - Rights of owners to dispose of recyclable materials.

Nothing in this chapter shall limit the right of any person to donate, sell, or otherwise legally dispose of [his or her]their source-separated recyclable materials.

SECTION 32. Chapter 5.17 is hereby amended by adding a new Appendix 1 (Effective through January 31, 2025), which "Appendix 1 (Effective through January 31, 2025)" expires by limitation on January 31, 2025, to read as follows:

Appendix 1
(Effective through January 31, 2025)

Section 5.17.160 Schedule A
Single-Family, Duplex and Multiple Dwelling Rates (Monthly Rate¹)

<u>Category</u>	<u>Collection Level</u>	<u>Monthly Rate</u>
<u>Single-family residences, multiple dwellings with individual service, and duplexes</u>	<u>Once per week individual collection of solid waste, once per week curbside recyclables collection, and every other week (on regularly scheduled solid waste collection days) bulky item solid waste collection</u>	<u>\$18.43</u>

<u>Category and Collection Level</u>	<u>Monthly Rate for first unit on a stop</u>	<u>Monthly Rate for each additional unit on a stop</u>
<u>Multiple dwellings (regardless of unit vacancies) without individual service:</u>		
<u>Two times per week solid waste</u>	<u>\$13.72</u>	<u>\$9.60</u>
<u>Three times per week solid waste</u>	<u>\$20.64</u>	<u>\$14.39</u>
<u>Four times per week solid waste</u>	<u>\$25.16</u>	<u>\$17.59</u>
<u>Five times per week solid waste</u>	<u>\$29.75</u>	<u>\$20.79</u>
<u>Six times per week solid waste</u>	<u>\$34.33</u>	<u>\$24.02</u>
<u>Seven times per week solid waste</u>	<u>\$38.89</u>	<u>\$27.24</u>

¹ Rates are effective through January 31, 2025.

Section 5.17.170 Schedule A
Motels and Mobile Home Parks Rates (Monthly Rates²)

<u>Category and Collection Level (regardless of occupancy)</u>	<u>Monthly Rate for each office</u>	<u>Monthly Rate per unit with cooking facilities</u>	<u>Monthly Rate per unit without cooking facilities</u>
<u>Motels and Mobile Home Parks (without individual service):</u>			
<u>Two times per week solid waste</u>	<u>\$13.72</u>	<u>\$8.27</u>	<u>\$6.60</u>
<u>Three times per week solid waste</u>	<u>\$20.64</u>	<u>\$12.35</u>	<u>\$9.92</u>
<u>Four times per week solid waste</u>	<u>\$25.16</u>	<u>\$15.08</u>	<u>\$12.12</u>
<u>Five times per week solid waste</u>	<u>\$29.75</u>	<u>\$17.86</u>	<u>\$14.33</u>
<u>Six times per week solid waste</u>	<u>\$34.33</u>	<u>\$20.64</u>	<u>\$16.52</u>
<u>Seven times per week solid waste</u>	<u>\$38.89</u>	<u>\$23.34</u>	<u>\$18.72</u>

² Rates are effective through January 31, 2025.

Section 5.17.180 Schedule A
Collection Charges - Places of Business and Public Buildings (Monthly Rates³)

<u>Container Type & Number</u>	<u>1 Pickup Per Week</u>	<u>2 Pickups Per Week</u>	<u>3 Pickups Per Week</u>	<u>4 Pickups Per Week</u>	<u>5 Pickups Per Week</u>	<u>6 Pickups Per Week</u>	<u>7 Pickups Per Week</u>
<u>96 Gallon Mobile Container</u>	<u>\$12.35</u>	<u>\$24.73</u>	<u>\$37.07</u>	<u>\$57.05</u>	<u>\$78.24</u>	<u>\$102.81</u>	<u>\$123.26</u>
<u>Each Additional</u>	<u>\$12.35</u>	<u>\$24.73</u>	<u>\$37.07</u>	<u>\$57.05</u>	<u>\$78.24</u>	<u>\$102.81</u>	<u>\$123.26</u>
<u>1 Cubic Yard Container</u>	<u>\$61.62</u>	<u>\$123.26</u>	<u>\$184.90</u>	<u>\$205.26</u>	<u>\$231.76</u>	<u>\$266.97</u>	<u>\$320.73</u>
<u>Each Additional</u>	<u>\$61.62</u>	<u>\$123.26</u>	<u>\$184.90</u>	<u>\$205.26</u>	<u>\$231.76</u>	<u>\$266.97</u>	<u>\$320.73</u>
<u>2 Cubic Yard Container</u>	<u>\$123.50</u>	<u>\$246.92</u>	<u>\$370.43</u>	<u>\$391.09</u>	<u>\$423.91</u>	<u>\$472.23</u>	<u>\$567.68</u>
<u>Each Additional</u>	<u>\$123.50</u>	<u>\$246.92</u>	<u>\$370.43</u>	<u>\$391.09</u>	<u>\$423.91</u>	<u>\$472.23</u>	<u>\$567.68</u>
<u>3 Cubic Yard Container</u>	<u>\$185.20</u>	<u>\$370.40</u>	<u>\$555.61</u>	<u>\$576.62</u>	<u>\$615.94</u>	<u>\$677.45</u>	<u>\$814.61</u>
<u>Each Additional</u>	<u>\$185.20</u>	<u>\$370.40</u>	<u>\$555.61</u>	<u>\$576.62</u>	<u>\$615.94</u>	<u>\$677.45</u>	<u>\$814.61</u>
<u>4 Cubic Yard Container</u>	<u>\$246.92</u>	<u>\$493.83</u>	<u>\$740.76</u>	<u>\$762.23</u>	<u>\$807.99</u>	<u>\$882.69</u>	<u>\$1,061.48</u>
<u>Each Additional</u>	<u>\$246.92</u>	<u>\$493.83</u>	<u>\$740.76</u>	<u>\$762.23</u>	<u>\$807.99</u>	<u>\$882.69</u>	<u>\$1,061.48</u>
<u>6 Cubic Yard Container</u>	<u>\$370.40</u>	<u>\$740.75</u>	<u>\$1,111.13</u>	<u>\$1,133.40</u>	<u>\$1,192.07</u>	<u>\$1,293.15</u>	<u>\$1,555.35</u>
<u>Each Additional</u>	<u>\$370.40</u>	<u>\$740.75</u>	<u>\$1,111.13</u>	<u>\$1,133.40</u>	<u>\$1,192.07</u>	<u>\$1,293.15</u>	<u>\$1,555.35</u>
<u>8 Cubic Yard Container</u>	<u>\$493.83</u>	<u>\$987.70</u>	<u>\$1,481.51</u>	<u>\$1,504.52</u>	<u>\$1,576.15</u>	<u>\$1,703.60</u>	<u>\$2,049.16</u>
<u>Each Additional</u>	<u>\$493.83</u>	<u>\$987.70</u>	<u>\$1,481.51</u>	<u>\$1,504.52</u>	<u>\$1,576.15</u>	<u>\$1,703.60</u>	<u>\$2,049.16</u>

³ Rates are effective through January 31, 2025.

Section 5.17.180 Schedule B

Contracted Solid Waste Compactor Charges and Associated On-Call Charges (Monthly Rates⁴)

<u>Compactor Container Size</u>	<u>1 Pickup Per Week</u>	<u>2 Pickups Per Week</u>	<u>3 Pickups Per Week</u>	<u>4 Pickups Per Week</u>	<u>5 Pickups Per Week</u>	<u>6 Pickups Per Week</u>	<u>7 Pickups Per Week</u>
<u>10 Cubic Yard Container</u>	<u>\$2,739.55</u>	<u>\$3,662.35</u>	<u>\$5,017.68</u>	<u>\$5,449.92</u>	<u>\$5,882.21</u>	<u>\$6,314.47</u>	<u>\$9,229.18</u>
<u>17 Cubic Yard Container</u>	<u>\$3,389.45</u>	<u>\$4,474.36</u>	<u>\$6,306.43</u>	<u>\$6,929.04</u>	<u>\$7,551.55</u>	<u>\$8,174.14</u>	<u>\$10,883.22</u>
<u>26 Cubic Yard Container</u>	<u>\$3,798.65</u>	<u>\$5,292.75</u>	<u>\$7,534.01</u>	<u>\$8,156.58</u>	<u>\$8,779.12</u>	<u>\$9,401.69</u>	<u>\$12,315.52</u>
<u>36 Cubic Yard Container</u>	<u>\$4,482.42</u>	<u>\$5,976.63</u>	<u>\$8,217.66</u>	<u>\$8,927.64</u>	<u>\$9,637.59</u>	<u>\$10,347.70</u>	<u>\$13,261.59</u>

<u>Compactor Container Size</u>	<u>8 Pickups Per Week</u>	<u>9 Pickups Per Week</u>	<u>10 Pickups Per Week</u>	<u>11 Pickups Per Week</u>	<u>12 Pickups Per Week</u>	<u>13 Pickups Per Week</u>	<u>14 Pickups Per Week</u>
<u>10 Cubic Yard Container</u>	<u>\$11,968.73</u>	<u>\$12,891.53</u>	<u>\$14,246.90</u>	<u>\$14,679.12</u>	<u>\$15,111.36</u>	<u>\$15,543.65</u>	<u>\$18,458.37</u>
<u>17 Cubic Yard Container</u>	<u>\$14,272.61</u>	<u>\$15,358.47</u>	<u>\$17,189.65</u>	<u>\$17,812.20</u>	<u>\$18,434.77</u>	<u>\$19,057.35</u>	<u>\$21,766.40</u>
<u>26 Cubic Yard Container</u>	<u>\$16,114.14</u>	<u>\$17,608.33</u>	<u>\$19,849.57</u>	<u>\$20,472.13</u>	<u>\$21,094.72</u>	<u>\$21,717.25</u>	<u>\$24,631.09</u>
<u>36 Cubic Yard Container</u>	<u>\$17,744.00</u>	<u>\$19,238.25</u>	<u>\$21,479.27</u>	<u>\$22,189.22</u>	<u>\$22,899.22</u>	<u>\$23,609.30</u>	<u>\$26,523.15</u>

<u>On-Call Rates Per Pickup (with regular service)</u>	<u>Regular</u>	<u>Sunday/Holiday</u>
<u>Special pickup: 0-49 yards</u>	<u>\$672.41</u>	<u>\$1,008.61</u>
<u>Special pickup: 50-74 yards</u>	<u>\$1,293.01</u>	<u>\$1,939.56</u>
<u>Special pickup: 75 plus yards</u>	<u>\$2,109.10</u>	<u>\$3,163.62</u>

<u>Associated On-Call Rates Per Pickup (without regular service)</u>	<u>Regular</u>	<u>Sunday/Holiday</u>
<u>Special pickup: 0-49 yards</u>	<u>\$1,049.60</u>	<u>\$1,574.43</u>

⁴ Rates are effective through January 31, 2025.

Section 5.17.180 Schedule C
Solid Waste Manual Type Drop Box Charges

<u>On-Call Monthly Rates⁵ (with or without regular service)</u>	<u>Regular⁶</u>	<u>Sunday/Holiday⁶</u>
<u>Less than 10 Cubic Yards</u>	<u>\$12.94 (per cubic yard)</u>	<u>\$19.43 (per cubic yard)</u>
<u>10 to 19 Cubic Yards</u>	<u>\$129.40</u>	<u>\$194.30</u>
<u>20 to 27 Cubic Yards</u>	<u>\$258.80</u>	<u>\$388.60</u>
<u>28 to 34 Cubic Yards</u>	<u>\$362.32</u>	<u>\$544.04</u>
<u>35 to 49 Cubic Yards</u>	<u>\$452.90</u>	<u>\$680.05</u>
<u>50 Cubic Yards or More</u>	<u>\$647.00</u>	<u>\$971.50</u>

⁵ All on-call rates are subject to additional charges of daily rent per 24 hours, or any part thereof, after the first 72 hours, excluding Sundays. The daily rate is \$28.92. This daily rate is effective through January 31, 2025

⁶ Rates are effective through January 31, 2025.

Section 5.17.190 Schedule A
Residential and Nonresidential Container Rental Charges

<u>Container Size</u>	<u>Monthly Charge⁷</u>
<u>1 Cubic Yard</u>	<u>\$23.73</u>
<u>2 Cubic Yard</u>	<u>\$28.49</u>
<u>3 Cubic Yard</u>	<u>\$33.27</u>
<u>4 Cubic Yard</u>	<u>\$37.07</u>
<u>6 Cubic Yard</u>	<u>\$47.49</u>
<u>8 Cubic Yard</u>	<u>\$52.23</u>
<u>96 Gallon or Smaller Mobile Container</u>	<u>\$5.74</u>

⁷ Charges are effective through January 31, 2025.

Section 5.17.190 Schedule B
Special One-Time On-Call Collection Charges

<u>Container Size</u>	<u>One-Time Charge⁸</u>
<u>1 Cubic Yard / Up to 96 Gallon Mobile Container</u>	<u>\$46.40</u>
<u>2 Cubic Yard</u>	<u>\$61.87</u>
<u>3 Cubic Yard</u>	<u>\$77.33</u>
<u>4 Cubic Yard</u>	<u>\$92.76</u>
<u>6 Cubic Yard</u>	<u>\$108.23</u>
<u>8 Cubic Yard</u>	<u>\$123.73</u>
<u>Assorted Trash Pickup</u>	<u>\$210.44</u>

⁸ Charges are effective through January 31, 2025.

Section 5.17.195 Schedule A
Overflow Charge

<u>Description</u>	<u>Fee⁹</u>
<u>Per incident of overflowing solid waste at nonresidential customer premises</u>	<u>\$46.80</u>

⁹ Fee is effective through January 31, 2025.

Section 5.17.200 Schedule A
Medical Waste Collection Charges

<u>Basic Service Charges¹⁰</u>					
<u>Item</u>	<u>Size & Volume</u>	<u>Price Per Item</u>		<u>Minimum Charge Per Service Call</u>	
		<u>Delivered</u>	<u>Picked Up</u>	<u>Prescheduled Once/Month or Greater Frequency</u>	<u>On-Call/Special Pickup</u>
<u>Biohazardous accumulation containers</u>	<u>Medium 10-14 gallons</u>	<u>\$7.44</u>	<u>\$7.44</u>	<u>\$42.51</u>	<u>\$95.72</u>
		<u>(If total for containers delivered and picked up is less than \$42.51, then \$42.51 will be invoiced)</u>			
	<u>Large 27-32 gallons</u>	<u>\$10.63</u>	<u>\$10.63</u>	<u>\$42.51</u>	<u>\$95.72</u>
	<u>X-Large 48-50 gallons</u>	<u>\$15.96</u>	<u>\$15.96</u>	<u>\$42.51</u>	<u>\$95.72</u>
	<u>200 gallons w/wheels</u>	<u>\$63.84</u>	<u>\$63.84</u>	<u>\$42.51</u>	<u>\$95.72</u>

¹⁰ Charges are effective through January 31, 2025.

<u>Additional Service Charges¹¹</u>			
<u>Charges for prescheduled once/month or greater frequency service:</u>			
<u>Type</u>	<u>Size Code</u>	<u>Container</u>	<u>Disposal Charge</u>
<u>Chemotherapy waste disposal</u>	<u>Large</u>	<u>33 gallon</u>	<u>\$52.51</u>
	<u>Extra large</u>	<u>55 gallon</u>	<u>\$93.15</u>
<u>Pharmaceutical (non-controlled substance) disposal</u>	<u>Extra small</u>	<u>5 gallon</u>	<u>\$67.74</u>
	<u>Small</u>	<u>10 gallon</u>	<u>\$122.79</u>
	<u>Medium</u>	<u>20 gallon</u>	<u>\$245.55</u>
	<u>Large</u>	<u>30 gallon</u>	<u>\$368.33</u>
	<u>Extra large</u>	<u>55 gallon</u>	<u>\$613.92</u>

¹¹ Charges are effective through January 31, 2025.

<u>Charges for on-call/special pickups or special services¹²</u>	
<u>Item</u>	<u>Charge</u>
<u>Special pickups (after 5:00 p.m., same day requests, holidays, weekends or greater than 20 polyurethane containers per pickup)</u>	<u>\$101.63 per hour</u>
<u>Special services (account balancing, reconciliation, usage reports, certificates)</u>	<u>\$101.63 per hour</u>
<u>Preparation of waste to make suitable for transportation</u>	<u>\$42.36 per container</u>
<u>Collection delay - \$1.74 per minute after 10 minutes</u>	<u>\$16.95 minimum</u>
<u>Over weight charge (Over 50 lbs.)</u>	<u>\$67.74 per container</u>

¹² Charges are effective through January 31, 2025.

Section 5.17.200 Schedule B
Medical Waste Container Purchase or Rental

<u>Purchase or Rental Items (Optional Services)¹³</u>				
<u>Item</u>	<u>Size</u>	<u>Volume</u>	<u>Dimensions</u>	<u>Price</u>
<u>Sharp containers</u>	<u>Small</u>	<u>1 quart</u>	<u>4" x 4" x 6"</u>	<u>\$8.48 plus tax</u>
	<u>Medium</u>	<u>5 quarts</u>	<u>4" x 10" x 9"</u>	<u>\$13.56 plus tax</u>
	<u>Large</u>	<u>8 quarts</u>	<u>6" x 9" x 10"</u>	<u>\$16.95 plus tax</u>
	<u>Extra large</u>	<u>32 quarts</u>	<u>9" x 13" x 17"</u>	<u>\$33.87 plus tax</u>
<u>Red biohazard bags</u>	<u>Small (500 bags/case)</u>	<u>8-10 gallons</u>	<u>24" x 32" (8-10 gallons)</u>	<u>\$118.54 plus tax</u>
	<u>Large/extra large (25 bags/roll)</u>	<u>50 gallons</u>	<u>43" x 48" (50 gallons)</u>	<u>\$20.30 plus tax</u>
<u>Locker rental</u>	<u>Small</u>	<u>5 cubic yards</u>	<u>7½' x 5½' x 3½'</u>	<u>\$101.63 per month (includes transportation)</u>
	<u>Large</u>	<u>30 cubic yards</u>	<u>20' x 8' x 8'</u>	<u>\$237.11 per month (includes transportation)</u>
<u>Roll-off box rental</u>	<u>Extra large</u>	<u>40 cubic yards</u>		<u>\$558.90 per month</u>
<u>Trailer rental (special pickup charge of \$xx per hour does not apply to customers with trailer service, unless after hours or holiday pickups are requested)</u>			<u>30 feet long or less</u>	<u>\$810.50 per month</u>
			<u>48 feet long or less</u>	<u>\$1,080.66 per month</u>
			<u>53 feet long or less</u>	<u>\$1,215.78 per month</u>

¹³ Rates are effective through January 31, 2025.

Section 5.17.210 Schedule A
Sewage Waste Service Charges¹⁴

<u>Sewage Waste Service</u>	<u>Rate</u>
<u>Per wet ton using franchisee equipment to accumulate, collect, transport, and dispose of sewage waste</u>	<u>\$28.20</u>
<u>Per wet ton using customer's equipment to collect and store sewage waste prior to franchisee transporting and disposing of that sewage waste</u>	<u>\$28.20</u>

¹⁴ Rates are effective through January 31, 2025.

Section 5.17.220 Schedule A
Late Fees and Collection Costs

<u>Description</u>	<u>Charge</u>
<u>Late Fee - Residential¹⁵</u>	<u>\$4.94 per quarter (or fraction thereof)</u>
<u>Late Fee - Nonresidential¹⁵</u>	<u>2% of delinquent amount per month (or fraction thereof)</u>
<u>Collection Costs¹⁵</u>	<u>\$25 per premise</u>

¹⁵ Charges are effective through January 31, 2025.

Section 5.17.230 Schedule A
Lien Fees

<u>Description</u>	<u>Charge</u>
<u>Fee charged by Clark County Recorder's Office¹⁶</u>	<u>\$44.21 per lien filed</u> <u>\$44.21 per lien released</u> <u>(pass through)</u>
<u>Administrative Fee to File and Maintain Lien¹⁶</u>	<u>\$88.27 per lien filed</u>
<u>Administrative Fee to Release Lien Filed¹⁶</u>	<u>\$88.27 per lien released</u>

¹⁶ Charges are effective through January 31, 2025.

SECTION 33. Chapter 5.17 is hereby amended by adding a new Appendix 1 (Effective February 1, 2025), which "Appendix 1 (February 1, 2025)" becomes effective on February 1, 2025, to read as follows:

Appendix 1
(Effective February 1, 2025)

Section 5.17.160 Schedule A
Single-Family, Duplex and Multiple Dwelling Rates (Monthly Rate¹)

<u>Category</u>	<u>Collection Level</u>	<u>Monthly Rate</u>
<u>Single-family residences, multiple dwellings with individual service, and duplexes</u>	<u>Once per week individual collection of solid waste, once per week curbside recyclables collection, and every other week (on regularly scheduled solid waste collection days) bulky item solid waste collection</u>	<u>\$18.66</u>

<u>Category and Collection Level</u>	<u>Monthly Rate for first unit on a stop</u>	<u>Monthly Rate for each additional unit on a stop</u>
<u>Multiple dwellings (regardless of unit vacancies) without individual service:</u>		
<u>Two times per week solid waste</u>	<u>\$13.90</u>	<u>\$9.72</u>
<u>Three times per week solid waste</u>	<u>\$20.90</u>	<u>\$14.57</u>
<u>Four times per week solid waste</u>	<u>\$25.47</u>	<u>\$17.81</u>
<u>Five times per week solid waste</u>	<u>\$30.12</u>	<u>\$21.06</u>
<u>Six times per week solid waste</u>	<u>\$34.76</u>	<u>\$24.33</u>
<u>Seven times per week solid waste</u>	<u>\$39.38</u>	<u>\$27.58</u>

¹ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.170 Schedule A
Motels and Mobile Home Parks Rates(Monthly Rates²)

<u>Category and Collection Level</u> <u>(regardless of occupancy)</u>	<u>Monthly Rate</u> <u>for each office</u>	<u>Monthly Rate</u> <u>per unit with</u> <u>cooking facilities</u>	<u>Monthly Rate</u> <u>per unit without</u> <u>cooking facilities</u>
<u>Motels and Mobile Home Parks</u> <u>(without individual service):</u>			
<u>Two times per week solid waste</u>	<u>\$13.90</u>	<u>\$8.37</u>	<u>\$6.68</u>
<u>Three times per week solid waste</u>	<u>\$20.90</u>	<u>\$12.51</u>	<u>\$10.05</u>
<u>Four times per week solid waste</u>	<u>\$25.47</u>	<u>\$15.27</u>	<u>\$12.27</u>
<u>Five times per week solid waste</u>	<u>\$30.12</u>	<u>\$18.08</u>	<u>\$14.51</u>
<u>Six times per week solid waste</u>	<u>\$34.76</u>	<u>\$20.90</u>	<u>\$16.73</u>
<u>Seven times per week solid waste</u>	<u>\$39.38</u>	<u>\$23.64</u>	<u>\$18.96</u>

² Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.180 Schedule A
Collection Charges - Places of Business and Public Buildings (Monthly Rates³)

<u>Container Type</u> <u>& Number</u>	<u>1 Pickup</u> <u>Per</u> <u>Week</u>	<u>2 Pickups</u> <u>Per Week</u>	<u>3 Pickups</u> <u>Per Week</u>	<u>4 Pickups</u> <u>Per Week</u>	<u>5 Pickups</u> <u>Per Week</u>	<u>6 Pickups</u> <u>Per Week</u>	<u>7 Pickups</u> <u>Per Week</u>
<u>96 Gallon</u> <u>Mobile</u> <u>Container</u>	<u>\$12.51</u>	<u>\$25.04</u>	<u>\$37.54</u>	<u>\$57.77</u>	<u>\$79.23</u>	<u>\$104.11</u>	<u>\$124.82</u>
<u>Each</u> <u>Additional</u>	<u>\$12.51</u>	<u>\$25.04</u>	<u>\$37.54</u>	<u>\$57.77</u>	<u>\$79.23</u>	<u>\$104.11</u>	<u>\$124.82</u>
<u>1 Cubic Yard</u> <u>Container</u>	<u>\$62.40</u>	<u>\$124.82</u>	<u>\$187.24</u>	<u>\$207.86</u>	<u>\$234.70</u>	<u>\$270.36</u>	<u>\$324.80</u>
<u>Each</u> <u>Additional</u>	<u>\$62.40</u>	<u>\$124.82</u>	<u>\$187.24</u>	<u>\$207.86</u>	<u>\$234.70</u>	<u>\$270.36</u>	<u>\$324.80</u>
<u>2 Cubic Yard</u> <u>Container</u>	<u>\$125.06</u>	<u>\$250.05</u>	<u>\$375.12</u>	<u>\$396.04</u>	<u>\$429.29</u>	<u>\$478.21</u>	<u>\$574.88</u>
<u>Each</u> <u>Additional</u>	<u>\$125.06</u>	<u>\$250.05</u>	<u>\$375.12</u>	<u>\$396.04</u>	<u>\$429.29</u>	<u>\$478.21</u>	<u>\$574.88</u>
<u>3 Cubic Yard</u> <u>Container</u>	<u>\$187.55</u>	<u>\$375.09</u>	<u>\$562.65</u>	<u>\$583.93</u>	<u>\$623.75</u>	<u>\$686.03</u>	<u>\$824.94</u>
<u>Each</u> <u>Additional</u>	<u>\$187.55</u>	<u>\$375.09</u>	<u>\$562.65</u>	<u>\$583.93</u>	<u>\$623.75</u>	<u>\$686.03</u>	<u>\$824.94</u>
<u>4 Cubic Yard</u> <u>Container</u>	<u>\$250.05</u>	<u>\$500.09</u>	<u>\$750.15</u>	<u>\$771.89</u>	<u>\$818.24</u>	<u>\$893.88</u>	<u>\$1,074.94</u>
<u>Each</u> <u>Additional</u>	<u>\$250.05</u>	<u>\$500.09</u>	<u>\$750.15</u>	<u>\$771.89</u>	<u>\$818.24</u>	<u>\$893.88</u>	<u>\$1,074.94</u>

<u>6 Cubic Yard Container</u>	<u>\$375.09</u>	<u>\$750.14</u>	<u>\$1,125.21</u>	<u>\$1,147.77</u>	<u>\$1,207.18</u>	<u>\$1,309.54</u>	<u>\$1,575.07</u>
<u>Each Additional</u>	<u>\$375.09</u>	<u>\$750.14</u>	<u>\$1,125.21</u>	<u>\$1,147.77</u>	<u>\$1,207.18</u>	<u>\$1,309.54</u>	<u>\$1,575.07</u>
<u>8 Cubic Yard Container</u>	<u>\$500.09</u>	<u>\$1,000.22</u>	<u>\$1,500.30</u>	<u>\$1,523.60</u>	<u>\$1,596.13</u>	<u>\$1,725.20</u>	<u>\$2,075.14</u>
<u>Each Additional</u>	<u>\$500.09</u>	<u>\$1,000.22</u>	<u>\$1,500.30</u>	<u>\$1,523.60</u>	<u>\$1,596.13</u>	<u>\$1,725.20</u>	<u>\$2,075.14</u>

³ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.180 Schedule B

Contracted Solid Waste Compactor Charges and Associated On-Call Charges (Monthly Rates⁴)

<u>Compactor Container Size</u>	<u>1 Pickup Per Week</u>	<u>2 Pickups Per Week</u>	<u>3 Pickups Per Week</u>	<u>4 Pickups Per Week</u>	<u>5 Pickups Per Week</u>	<u>6 Pickups Per Week</u>	<u>7 Pickups Per Week</u>
<u>10 Cubic Yard Container</u>	<u>\$2,774.28</u>	<u>\$3,708.78</u>	<u>\$5,081.29</u>	<u>\$5,519.01</u>	<u>\$5,956.78</u>	<u>\$6,394.52</u>	<u>\$9,346.18</u>
<u>17 Cubic Yard Container</u>	<u>\$3,432.42</u>	<u>\$4,531.08</u>	<u>\$6,386.38</u>	<u>\$7,016.88</u>	<u>\$7,647.29</u>	<u>\$8,277.77</u>	<u>\$11,021.19</u>
<u>26 Cubic Yard Container</u>	<u>\$3,846.81</u>	<u>\$5,359.85</u>	<u>\$7,629.52</u>	<u>\$8,259.99</u>	<u>\$8,890.42</u>	<u>\$9,520.88</u>	<u>\$12,471.65</u>
<u>36 Cubic Yard Container</u>	<u>\$4,539.24</u>	<u>\$6,052.40</u>	<u>\$8,321.84</u>	<u>\$9,040.83</u>	<u>\$9,759.77</u>	<u>\$10,478.88</u>	<u>\$13,429.71</u>

<u>Compactor Container Size</u>	<u>8 Pickups Per Week</u>	<u>9 Pickups Per Week</u>	<u>10 Pickups Per Week</u>	<u>11 Pickups Per Week</u>	<u>12 Pickups Per Week</u>	<u>13 Pickups Per Week</u>	<u>14 Pickups Per Week</u>
<u>10 Cubic Yard Container</u>	<u>\$12,120.47</u>	<u>\$13,054.97</u>	<u>\$14,427.51</u>	<u>\$14,865.22</u>	<u>\$15,302.94</u>	<u>\$15,740.71</u>	<u>\$18,692.38</u>
<u>17 Cubic Yard Container</u>	<u>\$14,453.56</u>	<u>\$15,553.18</u>	<u>\$17,407.57</u>	<u>\$18,038.02</u>	<u>\$18,668.48</u>	<u>\$19,298.96</u>	<u>\$22,042.35</u>
<u>26 Cubic Yard Container</u>	<u>\$16,318.43</u>	<u>\$17,831.56</u>	<u>\$20,101.22</u>	<u>\$20,731.67</u>	<u>\$21,362.15</u>	<u>\$21,992.57</u>	<u>\$24,943.35</u>
<u>36 Cubic Yard Container</u>	<u>\$17,968.95</u>	<u>\$19,482.15</u>	<u>\$21,751.58</u>	<u>\$22,470.53</u>	<u>\$23,189.52</u>	<u>\$23,908.61</u>	<u>\$26,859.41</u>

<u>On-Call Rates Per Pickup (with regular service)</u>	<u>Regular</u>	<u>Sunday/Holiday</u>
<u>Special pickup: 0-49 yards</u>	<u>\$680.93</u>	<u>\$1,021.40</u>
<u>Special pickup: 50-74 yards</u>	<u>\$1,309.41</u>	<u>\$1,964.15</u>
<u>Special pickup: 75 plus yards</u>	<u>\$2,135.83</u>	<u>\$3,203.73</u>

<u>Associated On-Call Rates Per Pickup (without regular service)</u>	<u>Regular</u>	<u>Sunday/Holiday</u>
<u>Special pickup: 0-49 yards</u>	<u>\$1,062.91</u>	<u>\$1,594.39</u>

⁴ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.180 Schedule C
Solid Waste Manual Type Drop Box Charges

<u>On-Call Monthly Rates⁵</u> <u>(with or without regular service)</u>	<u>Regular⁶</u>	<u>Sunday/Holiday⁶</u>
<u>Less than 10 Cubic Yards</u>	<u>\$13.11 (per cubic yard)</u>	<u>\$19.68 (per cubic yard)</u>
<u>10 to 19 Cubic Yards</u>	<u>\$131.10</u>	<u>\$196.80</u>
<u>20 to 27 Cubic Yards</u>	<u>\$262.20</u>	<u>\$393.60</u>
<u>28 to 34 Cubic Yards</u>	<u>\$367.08</u>	<u>\$551.04</u>
<u>35 to 49 Cubic Yards</u>	<u>\$458.85</u>	<u>\$688.80</u>
<u>50 Cubic Yards or More</u>	<u>\$655.50</u>	<u>\$984.00</u>

⁵ All on-call rates are subject to additional charges of daily rent per 24 hours, or any part thereof, after the first 72 hours, excluding Sundays. The daily rate is \$29.29. This daily rate is effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240

⁶ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.190 Schedule A
Residential and Nonresidential Container Rental Charges

<u>Container Size</u>	<u>Monthly Charge⁷</u>
<u>1 Cubic Yard</u>	<u>\$24.03</u>
<u>2 Cubic Yard</u>	<u>\$28.85</u>
<u>3 Cubic Yard</u>	<u>\$33.69</u>
<u>4 Cubic Yard</u>	<u>\$37.54</u>
<u>6 Cubic Yard</u>	<u>\$48.09</u>
<u>8 Cubic Yard</u>	<u>\$52.89</u>
<u>96 Gallon or Smaller Mobile Container</u>	<u>\$5.81</u>

⁷ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.190 Schedule B
Special One-Time On-Call Collection Charges

<u>Container Size</u>	<u>One-Time Charge⁸</u>
<u>1 Cubic Yard / Up to 96 Gallon Mobile Container</u>	<u>\$46.98</u>
<u>2 Cubic Yard</u>	<u>\$62.65</u>
<u>3 Cubic Yard</u>	<u>\$78.31</u>
<u>4 Cubic Yard</u>	<u>\$93.94</u>
<u>6 Cubic Yard</u>	<u>\$109.60</u>
<u>8 Cubic Yard</u>	<u>\$125.29</u>
<u>Assorted Trash Pickup</u>	<u>\$213.10</u>

⁸ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.195 Schedule A
Overflow Charge

<u>Description</u>	<u>Fee⁹</u>
<u>Per incident of overflowing solid waste at nonresidential customer premises</u>	<u>\$47.40</u>

⁹ Fee is effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.200 Schedule A
Medical Waste Collection Charges

<u>Basic Service Charges¹⁰</u>					
<u>Item</u>	<u>Size & Volume</u>	<u>Price Per Item</u>		<u>Minimum Charge Per Service Call</u>	
		<u>Delivered</u>	<u>Picked Up</u>	<u>Prescheduled Once/Month or Greater Frequency</u>	<u>On-Call/Special Pickup</u>
<u>Biohazardous accumulation containers</u>	<u>Medium 10-14 gallons</u>	<u>\$7.54</u>	<u>\$7.54</u>	<u>\$43.05</u> <u>(If total for containers delivered and picked up is less than \$43.05, then \$43.05 will be invoiced)</u>	<u>\$96.93</u> <u>(If total for containers delivered and picked up is less than \$96.93, then \$96.93 will be invoiced)</u>
	<u>Large 27-32 gallons</u>	<u>\$10.77</u>	<u>\$10.77</u>	<u>\$43.05</u>	<u>\$96.93</u>
	<u>X-Large 48-50 gallons</u>	<u>\$16.16</u>	<u>\$16.16</u>	<u>\$43.05</u>	<u>\$96.93</u>
	<u>200 gallons w/wheels</u>	<u>\$64.65</u>	<u>\$64.65</u>	<u>\$43.05</u>	<u>\$96.93</u>

¹⁰ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

<u>Additional Service Charges¹¹</u>			
<u>Charges for prescheduled once/month or greater frequency service:</u>			
<u>Type</u>	<u>Size Code</u>	<u>Container</u>	<u>Disposal Charge</u>
<u>Chemotherapy waste disposal</u>	<u>Large</u>	<u>33 gallon</u>	<u>\$53.17</u>
	<u>Extra large</u>	<u>55 gallon</u>	<u>\$94.33</u>
<u>Pharmaceutical (non-controlled substance) disposal</u>	<u>Extra small</u>	<u>5 gallon</u>	<u>\$68.60</u>
	<u>Small</u>	<u>10 gallon</u>	<u>\$124.35</u>
	<u>Medium</u>	<u>20 gallon</u>	<u>\$248.66</u>
	<u>Large</u>	<u>30 gallon</u>	<u>\$373.00</u>
	<u>Extra large</u>	<u>55 gallon</u>	<u>\$621.71</u>

¹¹ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

<u>Charges for on-call/special pickups or special services¹²</u>	
<u>Item</u>	<u>Charge</u>
<u>Special pickups (after 5:00 p.m., same day requests, holidays, weekends or greater than 20 polyurethane containers per pickup)</u>	<u>\$102.92 per hour</u>
<u>Special services (account balancing, reconciliation, usage reports, certificates)</u>	<u>\$102.92 per hour</u>
<u>Preparation of waste to make suitable for transportation</u>	<u>\$42.89 per container</u>
<u>Collection delay - \$1.74 per minute after 10 minutes</u>	<u>\$17.17 minimum</u>
<u>Over weight charge (Over 50 lbs.)</u>	<u>\$68.60 per container</u>

¹² Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.200 Schedule B
Medical Waste Container Purchase or Rental

<u>Purchase or Rental Items (Optional Services)¹³</u>				
<u>Item</u>	<u>Size</u>	<u>Volume</u>	<u>Dimensions</u>	<u>Price</u>
<u>Sharp containers</u>	<u>Small</u>	<u>1 quart</u>	<u>4" x 4" x 6"</u>	<u>\$8.58 plus tax</u>
	<u>Medium</u>	<u>5 quarts</u>	<u>4" x 10" x 9"</u>	<u>\$13.73 plus tax</u>
	<u>Large</u>	<u>8 quarts</u>	<u>6" x 9" x 10"</u>	<u>\$17.17 plus tax</u>
	<u>Extra large</u>	<u>32 quarts</u>	<u>9" x 13" x 17"</u>	<u>\$34.30 plus tax</u>
<u>Red biohazard bags</u>	<u>Small (500 bags/case)</u>	<u>8-10 gallons</u>	<u>24" x 32" (8-10 gallons)</u>	<u>\$120.04 plus tax</u>
	<u>Large/ extra large (25 bags/roll)</u>	<u>50 gallons</u>	<u>43" x 48" (50 gallons)</u>	<u>\$20.56 plus tax</u>
<u>Locker rental</u>	<u>Small</u>	<u>5 cubic yards</u>	<u>7½' x 5½' x 3½'</u>	<u>\$102.92 per month (includes transportation)</u>
	<u>Large</u>	<u>30 cubic yards</u>	<u>20' x 8' x 8'</u>	<u>\$240.12 per month (includes transportation)</u>
<u>Roll-off box rental</u>	<u>Extra large</u>	<u>40 cubic yards</u>		<u>\$565.98 per month</u>
<u>Trailer rental (special pickup charge of \$xx per hour does not apply to customers with trailer service, unless after hours or holiday pickups are requested)</u>			<u>30 feet long or less</u>	<u>\$820.78 per month</u>
			<u>48 feet long or less</u>	<u>\$1,094.36 per month</u>
			<u>53 feet long or less</u>	<u>\$1,231.19 per month</u>

¹³ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.210 Schedule A
Sewage Waste Service Charges¹⁴

<u>Sewage Waste Service</u>	<u>Rate</u>
<u>Per wet ton using franchisee equipment to accumulate, collect, transport, and dispose of sewage waste</u>	<u>\$28.55</u>
<u>Per wet ton using customer's equipment to collect and store sewage waste prior to franchisee transporting and disposing of that sewage waste</u>	<u>\$28.55</u>

¹⁴ Rates are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.220 Schedule A
Late Fees and Collection Costs

<u>Description</u>	<u>Charge</u>
<u>Late Fee - Residential¹⁵</u>	<u>\$4.99 per quarter (or fraction thereof)</u>
<u>Late Fee - Nonresidential</u>	<u>2% of delinquent amount per month (or fraction thereof)</u>
<u>Collection Costs¹⁵</u>	<u>\$25 per premise</u>

¹⁵ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

Section 5.17.230 Schedule A
Lien Fees

<u>Description</u>	<u>Charge</u>
<u>Fee charged by Clark County Recorder's Office</u>	<u>\$44.21 per lien filed</u> <u>\$44.21 per lien released</u> <u>(pass through)</u>
<u>Administrative Fee to File and Maintain Lien¹⁶</u>	<u>\$89.39 per lien filed</u>
<u>Administrative Fee to Release Lien Filed¹⁶</u>	<u>\$89.39 per lien released</u>

¹⁶ Charges are effective February 1, 2025, and subject to applicable adjustments made pursuant to section 5.17.240.

SECTION 34. If any section, subsection, sentence, clause, phrase, provision, or portion of this Ordinance, or the application thereof to any person or circumstances, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or provisions of this Ordinance or their applicability to distinguishable situations or circumstances.

SECTION 35. All ordinances, or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Henderson, Nevada, in conflict herewith are repealed and replaced as appropriate.

SECTION 36. A copy of this Ordinance shall be filed with the office of the City Clerk and notice of such filing shall be published once by title in the Las Vegas Review-Journal, a newspaper having general circulation in the City of Henderson, at least ten (10) days prior to the adoption of said Ordinance (Initial Publication). Following adoption by the City Council, this Ordinance shall be published by title together with the names of the Council members voting for or against passage (Final Publication). This Ordinance is scheduled for Final Publication on _____, in the Las Vegas Review-Journal, at which time it will become effective.

END OF ORDINANCE