

**ORDINANCE 2016-11**

**AN ORDINANCE SETTING THE WASTE, GARBAGE, TRASH, AND RECYCLING COLLECTION CHARGE FOR THE FISCAL YEAR 2016-2017, UPON THE OWNERS OF IMPROVED REAL ESTATE IN THE CITY OF FORT MITCHELL, KENTUCKY.**

**BE IT ORDAINED BY THE CITY OF FORT MITCHELL, KENTUCKY:**

SECTION I

Pursuant to Sections 51.20 through 51.99 of the Code of Ordinances of the City of Fort Mitchell, Kentucky, the annual waste and recycling collection charges for the fiscal year 2016-2017 are set as follows: for single family residences, the sum of \$210.36 for each unit per annum; for two, three and four unit residences, for residential units in condominium buildings, and for mobile home subdivisions with combined pickup area, the sum of \$210.36 per unit per annum.

SECTION II

The term “unit”, the effective date of the within imposed charge, the date the payment of said charge is due and the method of collecting same are as set forth in said Code of Ordinances which are specifically incorporated herein by reference.

SECTION III

All proceeds of said collection charge shall be paid into the General Fund of the City of Fort Mitchell, Kentucky.

SECTION IV

The City of Fort Mitchell, Kentucky, shall have a lien on all property for which benefit the waste collection charge is hereby levied for payment of said charge, and for all penalties, interest, fees, commissions, charges and other expenses including court costs and attorneys’ fees incurred by reason of any delinquency in payment of such charge, or in the process of collecting them and such lien has priority over all other obligations or liabilities for which the property is liable.

SECTION V

All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, if any, hereby repealed.

SECTION VI

The Provisions of this Ordinance are severable and the invalidity of any provision of this Ordinance shall not affect the validity of any other provisions hereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of that provision determined to be invalid.

SECTION VII

This Ordinance shall be in full force and effect from and after its passage and publication according to law.

CITY OF FORT MITCHELL, KENTUCKY

BY: 

Jude S. Hehman, Mayor

ATTEST:



Linda Carter Bartels, City Clerk

Date of First Reading: 7-18-16  
Date of Second Reading and Enactment: 8-15-16  
Date Published: 9-7-16

Text of Ad: 09/07/2016

**COMMONWEALTH OF KENTUCKY  
CITY OF FORT MITCHELL, KY.**

**SUMMARY OF CITY ORDINANCE 2016-11:  
WASTE/RECYCLING RATE**

This summary is made pursuant to the authority of KRS 83A.060(9), which permits the City to publish a summary of an Ordinance in lieu of the publication of the full Ordinance itself. Said summary follows:

A. The title of the Ordinance is: AN ORDINANCE SETTING THE WASTE, GARBAGE, TRASH, AND RECYCLING COLLECTION CHARGE FOR THE FISCAL YEAR 2016-2017, UPON THE OWNERS OF IMPROVED REAL ESTATE IN THE CITY OF FORT MITCHELL, KENTUCKY.

B. The Authority for the Ordinance is KRS 91A.510 to 91A.530

C. The Ordinance sets forth the following sections:

1. Pursuant to Sections 51.20 through 51.99 of the Code of Ordinances of the City of Fort Mitchell, Kentucky, the annual waste and recycling collection charges for the fiscal year 2016-2017 are set as follows: for single family residences, the sum of \$210.36 for each unit per annum; for two, three and four unit residences, for residential units in condominium buildings, and for mobile home subdivisions with combined pickup area, the sum of \$210.36 per unit per annum.

2. Incorporates definitions of terms, due date, and collection methods from the City Code of Ordinances by reference.

3. Provides that the waste fee collection charge shall be paid into the City's General Fund.

4. Provides that the City shall have a lien upon all property that benefits from waste collection for payment of said charges, including for penalties, interest, and fees related to delinquency.

5. Repeals conflicting ordinances.

6. Provides that the provisions are severable.

7. Provides that the ordinance takes effect upon publication.

D. The Ordinance becomes effective upon final reading and publication, with final reading and passage having been on September 22, 2016.

E. THE FULL TEXT OF THE ORDINANCE IS ON FILE AND MAY BE REVIEWED AT THE OFFICE OF THE CITY CLERK, LOCATED AT 2355 DIXIE HIGHWAY, FORT MITCHELL, KY 41017 BETWEEN NORMAL WORKING HOURS OF 8:00 A.M. TO 4:30 P.M., MONDAY THROUGH FRIDAY.

**CERTIFICATION**

I, Louis D. Kelly, attorney for the City of Crestview Hills, Kentucky, certify that the above constitutes a summary of Ordinance No. 2016-11 as prepared by myself on this the 23rd day of August, 2016, pursuant to KRS 83A.060(9).

Louis D. Kelly, Esq.  
Louis D. Kelly (KBA No. 92094)  
CIN, Sep12, '16 #1566976