

ORDINANCE NO. 7-2022

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TITLE 18, CHAPTER 1, SECTION 18-109

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ORDINANCE AMENDING SECTION 18-109 OF CHAPTER 1, TITLE 18 OF THE CODE OF THE TOWN OF MOORCROFT, WYOMING, 1979; PROVIDING DISCOUNT FOR LOW INCOME DISABLED PERSONS AND LOW INCOME PERSONS SIXTY-FIVE YEARS OF AGE OR OLDER; AND TO SET FEES BY RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

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BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MOORCROFT, CROOK COUNTY, WYOMING, that:

SECTION 1: Section 18-109 of Chapter 1, Title 18 of the Code of the Town of Moorcroft, Wyoming, 1979 shall be and the same hereby is amended to read in complete form as follows:

18-109 - CHARGES FOR GARBAGE COLLECTION BY THE TOWN-

(a) Basic rates for the collection, removal transporting and disposal of garbage by the employees and agents of the Town shall be as follows:

(1) Within the Town Limits.

(A) Ninety-five Gallon Capacity Cans. The monthly garbage service collection charge for ninety-five gallon capacity cans within the Town for one collection per week per can shall be established by Resolution of the Town Council.

(B) Three Hundred Gallon Capacity Cans. The monthly garbage service collection charge for three hundred gallon capacity cans collected within the Town shall be established by Resolution of the Town Council.

(2) Outside the Town Limits.

(A) Ninety-five Gallon Capacity Cans. The monthly garbage service collection charge for ninety-five gallon capacity cans outside the Town can for one collection per week per can shall be established by Resolution of the Town Council.

(B)

Three-Hundred Gallon Capacity Cans. The monthly garbage service collection charge for three-hundred gallon capacity cans collected outside the Town shall be established by Resolution of the Town Council.

(C) Additional Collection Charges. A customer may request additional collections of garbage by the Town. The charges for each additional collection of a customer's cans shall be established by Resolution of the Town Council.

Within the Town Limits.

(A) Ninety-five Gallon Capacity Cans. Fees shall be established by Resolution of the Town Council.

(B) Three-Hundred Gallon Capacity Cans. Fees shall be established by Resolution of the Town Council .

(C) Charges For Special Collections. For items of garbage which are too large to fit inside a customer's can(s) or are prohibited from being deposited in a customer's can(s) under the provisions of this Chapter, special arrangements may be made by the customer with the Town to pick-up said item(s). The charge for such special collections shall be set by the Town public works commissioner, or his designee, in an amount sufficient to compensate for the actual costs of collection. Prior to collection, the customer or his representative shall sign a Town work-order thereby acknowledging the customer's agreement with the amount to be charged by the Town for the special collection requested by the customer.

(2) Outside the Town Limits.

(A) Ninety-five Gallon Capacity Cans. Fees shall be established by Resolution of the Town Council.

(B) Three-Hundred Gallon Capacity Cans. Fees shall be established by Resolution of the Town Council.

(b) Any garbage service customer receiving garbage service to his or her residence within the Town limits who meets all of the following requirements shall receive a fifty-percent (50%) reduction from the garbage collection rates specified in subsections (a)(1) and (b)(1) above for garbage service provided to the customer's primary residence with the

Town limits:

- (1) Be 65 years of age or older or be certified as totally disabled by the United States Social Security Administration, United States Veterans Administration, or other governmental agency; and
- (2) Present evidence showing that the customer's household gross income was less than 225% of the Federal Poverty guideline for one person or for two persons if the household has more than one person, for the year immediately prior to the one in which the customer seeks to claim the water rate reductions provided in this subsection. For the purposes of this subsection, gross income does include the aggregate of the total earnings of minor children under the age of 18; and
- (3) Be the owner or co-owner or lessee or co-lessee of the residence to which garbage service is provided and show that the customer is the sole source of support of the individuals constituting the household subject to the qualifications of subsection (c)(2) above, with the term 'household' meaning a group of individuals who regularly reside together in the residence receiving the garbage service; and
- (4) Submit the information required in this subsection to the Clerk/Treasurer of the Town in January of each calendar year for certification of the customer's eligibility as a senior citizen or disabled person for purposes of the rate reduction provided in this subsection for the remainder of that calendar year. The income limit shall be updated each January when the Federal Poverty guidelines are established and shall apply for that calendar year, and the rate reduction provided for herein shall be reviewed each subsequent January.

Any customer who has been denied a reduction in garbage collection rates under this subsection may file an appeal to the Town Council for their consideration of his/her request, provided the appeal is filed in writing with the Clerk/Treasurer of the Town, setting forth the basis for reconsideration, with all supporting material to support the customer's claim of eligibility, within 10 calendar days from the date the customer received notice of the denial of his/her request. Upon the receipt of a properly filed appeal, the Town Council shall review the original application of the customer, the Town public file on the application, if any, and any other material the customer may file with his/her appeal and shall render their decision within 30 days of the receipt of the appeal. The Town Council may waive the income requirements in subsection (c)(2) for a customer who is 65 years of age or older whose household gross income exceeded the maximum allowed in the past year, but who has thereafter become disabled, and whose household gross income is currently less than the maximum allowable limit in the present year; or for a customer who is under 65 years of age whose household gross income exceeded the maximum allowed in the past year, but who has thereafter become totally disabled and whose total disability is certified by the United States Social Security Administration, United States Veterans Administration or other governmental agency, and whose household gross income is currently less than the maximum allowable limit in the present year.

SECTION 2: This Ordinance shall become effective after passage and upon publication as provided by law.

Passed on first reading: July 11th, 2022.

Passed on second reading: July 25th, 2022.

PASSED, APPROVED AND ADOPTED on third reading this 8th day of August, 2022.

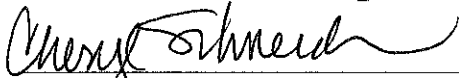
TOWN OF MOORCROFT



Ben Glenn

Mayor

ATTEST:



Cheryl Schneider

Town Clerk/Treasurer

CERTIFICATE OF PUBLICATION

I, Cheryl Schneider, Clerk/Treasurer of the Town of Moorcroft, Wyoming, hereby certify that Ordinance No. 7-2022 was published in the Moorcroft Leader, Moorcroft, Wyoming on this 18th day of August, 2022.



Cheryl Schneider

Town Clerk/Treasurer