

RESOLUTION NO. 85-31

WHEREAS, Ordinance No. 1792 will require licensing for operation of a commercial solid waste or sanitation hauler within the City of Lexington after January 1, 1986.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, that the following guidelines are established for issuance of a license to a commercial sanitation hauler within the City of Lexington, Nebraska, and the City Manager is directed to enforce such guidelines:

1. An annual licensing fee of \$1,000.00 shall be payable upon issuance of a license.
2. The equipment to be used shall be hydraulic load packing and dumping type covered garbage trucks. The trucks shall be designed as to allow no spillage or leakage. All equipment to be used shall be inspected by the City prior to an issuance of the license, and inspection thereafter shall take place at least annually.
3. The license applicant shall provide for a storage location for such equipment which is not in violation of the zoning laws of the City, and shall not interfere with health, safety, and general well-being of the public.
4. The license applicant shall present proof of public and automobile liability insurance covering bodily injury and property damage with the minimum limits of \$300,000.00 per each person and \$500,000.00 for each occurrence, in a company licensed by the State of Nebraska. Contractor shall also demonstrate proof of Workmens Compensation Insurance. Such insurance shall include a clause that notice of cancellation shall be provided to the City.

5. Any license issued shall be specifically subject to the provision that in the event the licensee ceases to be in compliance with these provisions, that said license shall be revocable upon fifteen (15) days' notice and a hearing to be held before the City Manager.
6. The license shall be in effect as long as the license holder's performance is consistent with good solid waste collection procedures. Factors to be considered in determining whether a license should be revoked shall include, but not be limited to, the following:
 - a) Spilling of trash on alley and roadways.
 - b) Failure to pick up trash on three (3) consecutive dates scheduled for pick up.
 - c) Improper depositing of trash at the landfill.
 - d) Receipt of written complaint from customers about poor performance.

PASSED AND APPROVED this 17th day of December, 1985.

CITY OF LEXINGTON, NEBRASKA

By Robert L. Hawks
Mayor

ATTEST:

Lew E. Mahesh
City Clerk

