

BILL NO. 24-07B

ORDINANCE NO. 19596

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 19 OF THE CITY CODE ENACTING A MAXIMUM NUMBER OF REFUSE COLLECTORS OPERATING IN THE CITY.

WHEREAS, the City of Independence has regulated trash collectors since the 1940s; and may make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws; and

WHEREAS, since the adoption, there have been several amendments to the refuse collectors article mostly dealing with singular topics; and,

WHEREAS, City Council desires to update these regulations to enact a maximum number of refuse collectors that can operate in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. The Code of Ordinances of the City of Independence Section 19.05.002 shall hereby be amended as follows:

Sec. 19.05.002. Certificate of public convenience and necessity required **and number of establishments.**

No person, firm or corporation shall engage in the business of regularly collecting refuse without first obtaining a certificate of public convenience and necessity from the City Council for each vehicle to be operated as a refuse collection vehicle. The certificate shall be in addition to any business or occupational license required by other ordinances. **No certificate of public convenience and necessity shall be approved where it is determined that the total number of such establishments operating within the City of Independence will exceed the population density factor of one refuse collection establishment per 17,500 residents based on the last decennial census. Should the maximum number of establishments decrease due to a decrease in the City's decennial census decrease, those lawfully licensed refuse collection establishments shall be allowed to continue operations subject to provisions in the City Code.**

SECTION 2. This Ordinance shall be in full force and effect from and after passage.

SECTION 3. Correction of any scrivener's' errors identified within these articles are hereby authorized by this ordinance.

PASSED THIS 19th DAY OF Aug., 2024, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.



Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:



City Clerk


APPROVED - FORM AND LEGALITY:



City Counselor



REVIEWED BY



City Manager

NOTE: Words struck through and bolded are being removed by this ordinance and words underscored and bolded are being added by this ordinance.