

**ORDINANCE 21-40**

**TO AMEND TITLE 6 (HEALTH AND SANITATION) OF THE BLOOMINGTON MUNICIPAL CODE – Re: Removal of Sanitation Fee Expiration Provision Effective November 1, 2020 Contained in Subsection 6.04.090(7) of the Bloomington Municipal Code**

WHEREAS, on March 22, 2017, the Bloomington City Council passed Ordinance 17-06, which included Section 6.04.090 of the Municipal Code, titled “Fees and Billing”; and

WHEREAS, Section 6.04.090 sets fees and rates for the City’s municipal sanitation service; and

WHEREAS, Amendment 02a to Ordinance 17-06, which was adopted on March 22, 2017, added subsection (7) to Section 6.04.090 and set an expiration date of November 1, 2020 for said sanitation fees; and

WHEREAS, the administration and the Common Council now desire to ratify the sanitation service fees billed and collected from and after November 1, 2020, and to eliminate the expiration date for said sanitation rates;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

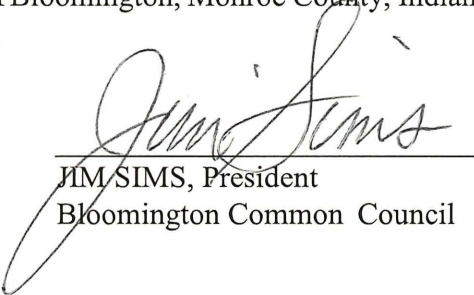
SECTION 1. Section 6.04.090 of the Bloomington Municipal Code is hereby amended to eliminate subsection (7) in its entirety and without replacement.

SECTION 2. Pursuant to Indiana Code Section 36-1-4-16, this ordinance is intended to take all steps necessary and proper to authorize the sanitation service fees billed and collected by the City from and after November 1, 2020. To that end, this ordinance ratifies the sanitation service fees billed and collected from and after November 1, 2020, pursuant to the rates contained in subsections 6.04.090(1) and (2).

SECTION 3. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4. This ordinance shall be in full force and effect from and after November 1, 2020.


PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 6<sup>th</sup> day of October, 2021.

  
JIM SIMS, President  
Bloomington Common Council

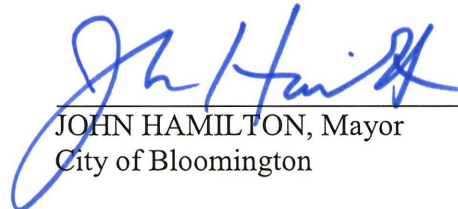
ATTEST:

  
NICOLE BOLDEN, Clerk  
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana,  
upon this 8<sup>th</sup> day of October, 2021.

  
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NICOLE BOLDEN, Clerk  
City of Bloomington

SIGNED AND APPROVED by me this 8<sup>th</sup> day of October, 2021

  
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JOHN HAMILTON, Mayor  
City of Bloomington

#### SYNOPSIS

Ordinance 21-40 eliminates subsection 6.04.090(7) of the Bloomington Municipal Code which had set an expiration date of November 1, 2020, for Bloomington's sanitation fees. Ordinance 21-40 does not alter existing sanitation rates, but instead ratifies the billing and collection of service fees from November 1, 2020, and authorizes the City to continue providing sanitation services at the rates contained in subsections 6.04.090(1) and (2).

Distributed to Clerk, Council Attorney, Legal, Mayor, and Utilities.