

STATE OF INDIANA  
BEFORE THE TOWN COUNCIL OF SELLERSBURG, INDIANA

**ORDINANCE NO. 2018 – OR – 034**

**AN ORDINANCE AMENDING CHAPTER 51 “GARBAGE AND REFUSE” OF THE  
CODIFICATION OF ORDINANCES FOR THE TOWN OF SELLERSBURG, INDIANA.**

**WHEREAS**, pursuant to Ind. Code § 36-5-2 *et seq.*, this Town Council of Sellersburg, Indiana (this “Council”) is the town legislative body and the President of the town council is the town executive; and,

**WHEREAS**, pursuant to Ind. Code § 36-5-2-9, the legislative body may adopt ordinances and resolutions for the performance of functions of the town; and,

**WHEREAS**, pursuant to section 51.02(A), “each resident shall be allowed to use one 95-gallon container for collection of garbage and refuse. The container shall be provided by the town at no cost to the resident;” and,

**WHEREAS**, pursuant to section 51.04(A), “the monthly service charge for the Town of Sellersburg to pick up one container is \$7 per residence and \$10 per residence to pick up two containers;” and,

**WHEREAS**, pursuant to section 51.04(B), “a resident of the Town of Sellersburg has the option of purchasing a second can from the Town of Sellersburg at the Town of Sellersburg’s Cost;” and,

**WHEREAS**, this Council recently conducted a cost-analysis audit of the garbage and refuse expenses and determined the Town of Sellersburg, Indiana (the “Town”) does not generate enough revenue to cover the costs of providing garbage and refuse services, which ultimately takes away from other services provided by the Town; and,

WHEREAS, from time to time, this council finds it necessary to amend certain ordinances.

NOW THEREFORE BE IT ORDAINED by this Town Council of Sellersburg, Indiana the following:

1. Section 51.02(A) is hereby repealed and replaced with the following language:

Each resident shall be allowed to use up to two (2) 96-gallon containers for collection of refuse. Each container must be a pre-approved Town of Sellersburg container

*purchased from the Town of Sellersburg! Amended in the meeting.*

2. Section 51.04(A) is hereby repealed and replaced with the following language:

The monthly service charge for the Town of Sellersburg to pick up one (1) refuse container is \$10.00 per container per residence.

*Amended in the meeting.*

3. Section 51.04(B) is hereby repealed and replaced with the following language:

A resident of the Town of Sellersburg has the option of purchasing up to two (2) garbage cans from the Town of Sellersburg for \$75.00 per garbage can.

4. All other sections of Chapter 51 remain unaffected by this Ordinance and continue to be in full force and effect.
5. This ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Council.

So Ordained this 17 day of December, 2018

*[Signature page to follow]*

“Aye”

“Nay”

Paul J. Rhodes  
Paul J. Rhodes  
Council President

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Paul J. Rhodes  
Council President

Brad Amos  
Brad Amos  
Council Vice President

\_\_\_\_\_  
Brad Amos  
Council Vice President

Martina Webster  
Martina Webster  
Council Member

\_\_\_\_\_  
Martina Webster  
Council Member

Jim LaMaster  
Jim LaMaster  
Council Member

\_\_\_\_\_  
Jim LaMaster  
Council Member

Absent  
William Conlin  
Council Member

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William Conlin  
Council Member

Michelle D. Miller  
Attested by: Michelle Miller  
Sellersburg Clerk-Treasurer

FIRST READING

DATE: 12/17/18

MOTION: Amos

SECOND: Webster

VOTE: 4 AYE 0 NAY 0 ABSTAIN

SECOND READING

DATE: 12/17/18

MOTION: Webster

SECOND: Amos

VOTE: 4 AYE 0 NAY 0 ABSTAIN