

**ORDINANCE 768**

**AN ORDINANCE OF THE CITY OF MEXICO BEACH, FLORIDA, AMENDING § 51.01 OF THE CITY CODE REGARDING SANITATION SERVICE, CONFIRMING THAT THE CITY SHALL BE THE ONLY PROVIDER OF REGULARLY SCHEDULED GARBAGE PICKUP AND OTHER SANITATION AND DEBRIS SERVICES THAT THE CITY PROVIDES; PROVIDING FOR SEVERABILITY, CODIFICATION, AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Chapter 51 of the Mexico Beach City Code provide standards and requirements for sanitation and debris collection services; and

WHEREAS, the intent of Chapter 51 of the City Code is that the City would be the only provider of regularly scheduled garbage pickup and other sanitation and debris services that the City provides, as set forth by Chapter 51; and

WHEREAS, the City has consistently represented to third parties that other companies may not provide regularly scheduled garbage pickup in the City or other sanitation and debris services that the City provides; and

WHEREAS, the City is the only provider of regularly scheduled garbage pickup and other sanitation and debris services that the City provides, as set forth by Chapter 51; and

WHEREAS, the City Council desires to clarify the City Code to confirm the City's policy.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MEXICO BEACH, FLORIDA:

SECTION 1. FINDINGS OF FACT. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this ordinance.

SECTION 2. AMENDMENTS TO CODE. From and after the effective date of this ordinance, § 5.01 of the of the Mexico Beach City Code related to Sanitation Service is amended to read as follows (new text **bold and underlined**, deleted text ~~struck through~~):

**§ 51.01 RE-ESTABLISHMENT OF SANITATION SERVICE.**

There is hereby established and re-established for the city a sanitation and debris collection service to serve the existing city limits and as from time to time may be extended by law. **The City shall be the only provider of regularly scheduled garbage pickup and other sanitation and debris services that the City provides, as set forth by Chapter 51 of the City Code** The purpose of the sanitation service is the healthful, efficient and economical collection, management, and disposal of garbage and debris as herein defined.

SECTION 3. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other 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 severable.

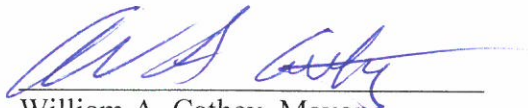
SECTION 4. SCRIVENER'S ERROR. The city attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

SECTION 5. CODIFICATION. The appropriate officers and agents of the City are authorized and directed to codify, include and publish in electronic format the provisions of this Ordinance within the Mexico Beach City Code. Section numbers may be assigned and changed whenever necessary or convenient.

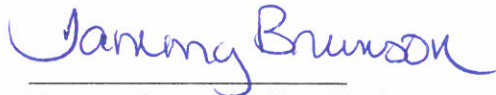
SECTION 6. EFFECTIVE DATE. This ordinance takes effect immediately upon adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Mexico Beach,  
Florida, this 14<sup>th</sup> day of September, 2021.

City of Mexico Beach

  
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William A. Cathey, Mayor

ATTEST:

  
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Tammy Brunson, City Clerk