

**CITY OF LAKEWAY, TEXAS**

**ORDINANCE NO. 2019-02-19-06**

**AN ORDINANCE OF THE CITY OF LAKEWAY, TEXAS, AMENDING THE CODE OF ORDINANCES, TITLE I: GENERAL ORDINANCES; CHAPTER 20: UTILITIES; ARTICLE 20.02: SOLID WASTE; DIVISION 1: GENERALLY; SEC. 20.02.006: DUTIES OF RESIDENTIAL CUSTOMERS; AND PROVIDING FOR SEVERABILITY, REPEALER, AND AN EFFECTIVE DATE.**

**WHEREAS,** the City Council of the City of Lakeway, Texas (“City”) seeks to provide for the public health, safety, and welfare of its citizens; and

**WHEREAS,** in addition to other statutory authority, Chapters 363 and 364 of the Texas Health and Safety Code grant a municipality the authority to regulate and provide solid waste services; and

**WHEREAS,** as authorized under law, and determined to be in the best interest of the citizens of Lakeway, the City Council deems it necessary to establish certain rules and policies for the orderly and efficient collection and disposal of solid waste and recyclable materials within the City.

**NOW, THEREFORE BE IT ORDAINED** by the City Council of the City of Lakeway, Texas:

**1. FINDINGS OF FACT**

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

**2. AMENDMENT**

Title I (General Ordinances), Chapter 20 (Utilities), Article 20.02 (Solid Waste), Division 1 (Generally), Sec. 20.02.006 (Duties of residential customers) of the City of Lakeway Code of Ordinances is hereby amended as follows:

“Sec. 20.02.006 Duties of residential customers

Each residential customer within the corporate limits of the city shall:

...

(5) Place trash and recycling carts and bundles at the edge of such premises adjacent to the street ~~no later than 8:00 a.m. on the days assigned for pick-up and removal of such~~

residential refuse as early as 6:00 p.m. the evening before the scheduled service day but not later than 8:00 a.m. on the day of collection, and return same to their respective screened locations after pick-up on the same day of collection.”

### 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this Ordinance.

### 4. REPEALER

All Ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

### 5. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication as provided for by law.

### 6. PROPER NOTICE & MEETING

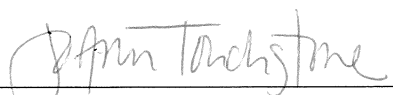
It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, and Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

**PASSED & APPROVED this, the 19<sup>th</sup> day of February, 2019, by the City Council of Lakeway, Texas.**

**CITY OF LAKEWAY:**

By:   
Sandra L. Cox, Mayor

**ATTEST:**

  
Jo Ann Touchstone, City Secretary

