

**AN ORDINANCE OF THE TOWN OF HOLLYWOOD PARK
AWARDING AN EXCLUSIVE FRANCHISE FOR THE
COLLECTION OF RESIDENTIAL SOLID WASTE; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, it is necessary to regulate the collection, conveyance, transportation and disposal of residential, household, commercial and industrial refuse and solid wastes within the Town limits of Hollywood Park to insure the safety and well-being of the Town and its citizens and to protect environmental resources including soil, air and water; and

WHEREAS, the Town of Hollywood Park is responsible to protect its citizens against nuisances derived from solid waste by providing solid waste handling services including, but not limited to, recycling and the collection, transfer and disposal of solid waste; and

WHEREAS, the Texas Health and Safety Code, chapter 363, authorizes the Town to determine all aspects of solid waste handling which are of local concern, including, but not limited to, frequency of collection, means of collection and transportation, level of services, charges and fees, and nature, location and extent of providing solid waste handling services; and

WHEREAS, the Town of Hollywood Park hereby finds and determines that all collection, conveyance, transportation and disposal of residential refuse and solid wastes within the Town limits of Hollywood Park should be franchised by the Town to an exclusive provider; and

WHEREAS, the Hollywood Park Town Council desires to enter into an Exclusive Franchise Agreement for the collection of Residential solid waste; and

WHEREAS, the Agreement shall establish rates for collection of solid waste for Residential Units.

NOW, THEREFORE, BE IT ORDAINED BY TOWN COUNCIL OF THE TOWN OF HOLLYWOOD PARK, TEXAS:

**SECTION 1.
EXCLUSIVE FRANCHISE GRANTED**

The Town Council of the Town of Hollywood Park does hereby grant the exclusive franchise for residential solid waste collection, transportation and disposal to Waste

Management of Texas, Inc. as provided in the agreement attached hereto as Exhibit "A" Said Exhibit "A" to be incorporated herein as if fully set forth herein.

**SECTION 2.
EXECUTION OF AGREEMENT AUTHORIZED**

The Town Council of the Town of Hollywood Park hereby expressly authorizes the Mayor of the Town of Hollywood Park to execute the attached Exhibit A as the exclusive residential franchise agreement for the Town of Hollywood Park.

**SECTION 3.
SEVERABILITY**

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

**SECTION 4.
REPEAL**

All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed insofar as the same is in conflict with the provisions hereof.

**SECTION 5.
SAVINGS**

All rights or remedies of the Town of Hollywood Park, Texas, are expressly saved as to any and all violations of any Ordinance or amendments thereto, of said Town of Hollywood Park that have accrued at the time of the effective date of this ordinance; and as to such accrued violation, the court shall have all the powers that existed prior to the effective date of this ordinance.

**SECTION 6.
EFFECTIVE DATE**

This Ordinance shall be effective pursuant to the laws of the State of Texas.

PASSED, APPROVED AND ADOPTED this 21ST day of Aug., 2012.



William H. Bohlke, Mayor

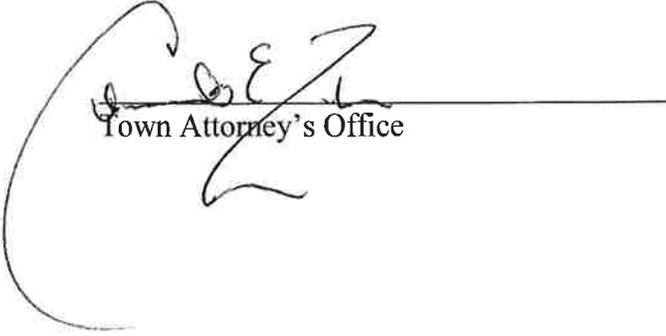
ATTEST:



Janice Alamia, Town Secretary

APPROVED FOR LEGAL FORM:





Town Attorney's Office