

RESOLUTION NO. 2008 - 104

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA REPEALING RESOLUTION NO. 2007-078 AND REVISING THE BULK TRASH PICK UP ZONE AND PICK UP SCHEDULE TO REFLECT THE BULK TRASH AND PICK UP ZONE SCHEDULE DELINEATED IN THE TOWN'S AGREEMENT WITH WASTE MANAGEMENT, INC.; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 12, 2007, the Town approved Resolution No. 2007-078 which established a bulk trash pick up zone and pick up schedule; and

WHEREAS, on October 4, 2007, the Town approved Resolution No. 2008-004 which approved the first amendment to the agreement between the Town of Southwest Ranches and Waste Management, Inc.; and

WHEREAS, this amended agreement revised the Town's bulk trash pick up zone and pick up schedule; and

WHEREAS, this Resolution serves to repeal Resolution No. 2007-078 and to establish a revised bulk trash pick up zone and pick up schedule to reflect the bulk trash pick up zone and pick up schedule delineated in the Town's Agreement with Waste Management, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council hereby repeals Resolution 2007-078.

Section 3. In order to ensure the routine pick up of bulk trash items, the Town shall be divided into bulk trash pick up zones. These zones and the days bulk trash shall be picked up within these zones shall be set as follows:

<u>Area</u>	<u>Pick Up Day</u>
Area 1: East of I-75	1 st and 3 rd Monday of the month*
Area 2: West of I-75 and East of SW 185 th Way and SW 186 th Avenue	1 st and 3 rd Tuesday of the month*

Area 3: West of SW 185th Way and SW 186th Avenue 1st and 3rd Wednesday of the month*

* For scheduling purposes, the 1st week of the month shall mean the first **FULL** week of the month. In those instances where the scheduled collection day falls on Christmas Day (December 25th), the collection shall occur on the next scheduled bulk collection day.

Section 4. Conflicts. All Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 5. Severability. If any portion of this Resolution is determined by any Court to be invalid, the invalid portion shall be stricken, and such striking shall not affect the validity of the remainder of this Resolution. If any Court determines that this Resolution, or any portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies), or circumstance(s), such determination shall not affect the applicability hereof to any other individual, group, entity, property or circumstance.

Section 6. Effective Date. This Resolution shall be effective immediately upon its adoption.

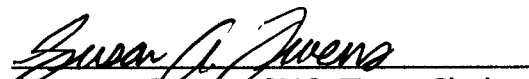
PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 25th day of September, 2008, on a motion made by Council Member Don Maines and seconded by Council Member Aster Knight.

Fink	<u>Y</u>
Nelson	<u>Y</u>
Breitkreuz	<u>Y</u>
Knight	<u>Y</u>
Maines	<u>Y</u>

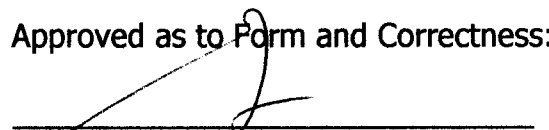
Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>


Mecca Fink, Mayor

Attest:


Susan A. Owens, CMC, Town Clerk

Approved as to Form and Correctness:


Gary A. Poliakoff, J.D., Town Attorney
FTL_DB: 1055030_1