

RESOLUTION NO. 060535

PASSED October 9, 2006

A RESOLUTION OF THE CITY COMMISSION OF GAINESVILLE, FLORIDA, ELECTING TO AUTHORIZE ONE OR MORE EXCLUSIVE FRANCHISES FOR THE PROVISION OF SOLID WASTE SERVICES TO COMMERCIAL PROPERTY OR TO PROVIDE SUCH SERVICES ITSELF OR THROUGH ANOTHER LOCAL GOVERNMENT, TO TAKE EFFECT ON OR ABOUT OCTOBER 10, 2009; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Commission, of the City of Gainesville, Florida (hereinafter, the "Commission"), finds that the proper collection, disposal, recycling and management of solid waste is necessary for the health, safety, and welfare of the citizens of Gainesville, Florida; and,

WHEREAS, City of Gainesville currently provides for the collection of commercial solid waste through non-exclusive franchises with solid waste haulers; and

WHEREAS, Section 403.70605, Florida Statutes, the City of Gainesville Charter, Chapters 71 and 75, Florida Statutes, the City of Gainesville Code, and other applicable provisions of law authorize the City of Gainesville to enter into one or more exclusive franchises for the collection of solid waste or to provide such services itself or through another local government; and,

WHEREAS, Gainesville intends to exercise such authority; and,

WHEREAS, Gainesville has, pursuant to Section 403.70605, Florida Statutes, mailed notice of the public hearing to those solid waste haulers doing business in the city of Gainesville; and,

WHEREAS, in accordance with the provisions of Section 403.70605, Florida Statutes, notice was given by newspaper publication, and Proof of Publication is attached hereto as Exhibit A; and,

WHEREAS, a public hearing will be held on October 9, 2006, and comments and objections of all interested persons will be heard and considered by the Commission as required by Section 403.70605, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

1. That the City Commission may authorize one or more exclusive franchises for the provision of solid waste services to commercial property or provide such services itself or through another local government, to take effect on or about October 10, 2009.

2. The City Commission hereby directs the City Manager to provide notice of the City Commission's intent as expressed in this resolution to currently permitted solid waste haulers in accordance with Section 403.70605, Florida Statutes.

3. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 9th day of October, 2006.

Executed and Recorded, nunc pro tunc, this 13 day of March, 2007.


**CITY COMMISSION OF THE
CITY OF GAINESVILLE, FLORIDA**

By: 
Mayor

ATTEST:

APPROVED AS TO FORM AND LEGALITY:


Clerk of the Commission


City Attorney

(SEAL)

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