

ORDINANCE

An Ordinance to amend Section 11.140 of the Manitowoc Municipal Code regulating Commercial Garbage Haulers.

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

Section 1. Section 11.140 is amended to read as follows:

“11.140 Commercial Garbage Haulers

(1) **License Required.** A commercial garbage hauler shall be defined as any person, firm or corporation which engages in the business of collecting, hauling or removing any garbage or refuse within the City of Manitowoc. No person may operate as a commercial garbage hauler without first having obtained a license therefor from the City Clerk. The City Clerk shall not issue the license until the application has been approved by the Director of Public Infrastructure and Chief of Police, and granted by the Common Council.

...

(b) License Approval. The City Clerk shall not issue a license under this section unless such application is approved by the Director of Public Infrastructure, Chief of Police and the Common Council. The City Clerk shall timely notify the applicant of Common Council’s decision via first class mail. Applicant shall have 10 business days from the date of the mailing to supply the City with a certificate of insurance evidencing the following minimum limits and coverages:

1. General liability: \$1,000,000 per occurrence;
2. Auto liability: \$300,000 combined single limit bodily injury and property damage;
3. Environmental/pollution coverage: \$1,000,000 per occurrence or an agreement indemnifying and holding the City harmless from any claims resulting from the licensed activities associated with garbage hauling;
4. Worker’s compensation at the statutorily required limits;
5. Additional insured endorsement or equivalent, naming “The City of Manitowoc.”

...”

Section 2. This ordinance shall take effect the day after publication.

INTRODUCED _____ ADOPTED _____

Justin M. Nickels, Mayor APPROVED _____

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| Fiscal Impact: | Minimal; required publication costs of ordinance update |
| Funding Source: | 2021 budgeted line item for publication costs |
| Finance Director Approval: | SMA |
| Approved as to form: | KMM |

This ordinance was drafted by Elizabeth Majerus, Assistant City Attorney.