

AN ORDINANCE

AN ORDINANCE REGULATING AND LICENSING COMMERCIAL TRASH HAULERS, ESTABLISHING A REVIEW BOARD, AND PROVIDING A PENALTY.

WHEREAS, Section 368.012 of the Texas Health & Safety Code allows the Commissioners Court to regulate and license commercial waste haulers, and the Trinity County Commissioners Court has adopted regulations therefor;

NOW, THEREFORE, BE IT ORDERED by the Commissioners Court of Trinity County, Texas:

SECTION 1. That all commercial waste haulers not otherwise exempt, who transport waste in unincorporated areas of Trinity County are hereby required to submit an Application in the form promulgated by Trinity County along with a fee of \$50.00 per year; a county map outlining the beginning and termination of the hauler's route; and an executed Surety or Property Bond in the amount of \$500.00.

SECTION 2. Any person who shall violate any of the provisions of this Ordinance as outlined in Exhibit "A", 1-10 of the "Application for Trinity County Solid Waste Hauler License" attached hereto as Exhibit "A" and made part of this order or shall fail to comply therewith or with any of the requirements thereof shall be deemed guilty of a Class "C" misdemeanor, and each day of which all the elements of the offense exist shall constitute a separate and distinctive offense.

SECTION 3. A Board of Review shall be established *with* authority to conduct hearings for suspension or revocation of a waste hauler's license, pursuant to Section 368.012, of the Health & Safety Code of the State of Texas and the Grounds established for Suspending or Revoking a Waste Hauler License" attached hereto as Exhibit "B" and made a part of this order. The Board of Review will have five (5) members appointed by the Commissioners Court. Board of Review members shall serve at the pleasure of Commissioners Court without remuneration.

SECTION 4. This Ordinance shall become effective on December 31, 2002.

ADOPTED this 9th day of September, 2002.