

**CHARTER TOWNSHIP OF WEST BLOOMFIELD  
ORDINANCE NO. C-790-A**

AN ORDINANCE TO AMEND CHAPTER 13 OF THE CODE OF ORDINANCES, SOLID WASTE MANAGEMENT, ARTICLE II, RESIDENTIAL SOLID WASTE, DIVISION 4, DESIGNATED SOLID WASTE HAULER FOR RESIDENTIAL CURBSIDE COLLECTION, SECTION 13-35.

**THE CHARTER TOWNSHIP OF WEST BLOOMFIELD ORDAINS:**

**Section 1 of Ordinance**

Chapter 13, Article II, Section 13-35, Bid specifications for curbside collection, transport, and disposal of residential solid waste, recyclable materials and yard clippings, of the Charter Township of West Bloomfield Code of Ordinances shall be amended to read as follows:

Sec. 13-35. Bid specifications and/or contract requirements for curbside collection, transport, and disposal of residential solid waste, recyclable materials, and yard clippings.

The bid specifications and/or contract requirements for the designated residential solid waste hauler include requirements, conditions, and specifications reasonably related to the following:

- (1) The collection and disposal of solid waste, recyclable material, bulk items, and yard clippings from all single-family and multiple-family sites with curbside collection in compliance with this article and the Natural Resources and Environmental Protection Act (NREPA), Part 115 of Public Act No. 451 of 1994, MCL 324.11501, *et seq.*
- (2) Proof that all licenses and permits required by federal and state law, local ordinance, and related rules and regulations related to the collection, transport, and disposal of solid waste, recyclable materials, and yard clippings have been secured and shall be maintained in good standing.
- (3) Provide all requested information related to disposal, recycling, and composting sites including copies of licenses and contracts.
- (4) Provide operational specifications for collection trucks and equipment, number of employees, maintenance facilities, container handling, schedules and routes.
- (5) Demonstrate ability to provide quality service to residential sites of generation within the township.
- (6) Provide performance security as a letter of credit or performance bond in an amount and form to be established by the Township Board pursuant to the Residential Solid Waste and Recycling Collection and Disposal Contract, which shall be to ensure compliance with the provisions of this chapter, and the contractual obligations of the designated solid waste hauler. The performance security shall be payable to the Charter Township of West Bloomfield, for its benefit and in trust for the Township's residential solid waste customers pursuant to the contract. The performance bond shall be written with surety carriers authorized to do business in Michigan and shall be in a form acceptable to the

Township. A letter of credit shall be issued by a financial institution doing business in Michigan, and have an "A" rating or better, acceptable to the Township.

- (7) Provide procedures to address citizen complaints.
- (8) Describe resources to promote the general understanding of and need for resource recovery, recycling, and composting.
- (9) Implementation of a household hazardous waste collection and disposal program.
- (10) To provide a multimedia informational program with respect to resource recovery, recycling, and composting.
- (11) The submission of reports describing the volume of solid waste, recyclable materials, and yard clippings generated, and such other reports as requested by the township to determine the efficiency and effectiveness of the designated single waste hauler collection and disposal program.
- (12) The right of the township to inspect records and operations of the designated waste hauler.
- (13) Rates and charges for the services of the designated waste hauler.
- (14) Procedures for the collection of rates and charges for services rendered or to be rendered to each site of generation by the designated waste hauler.
- (15) Other miscellaneous requirements and provisions may be specified including, but not limited to, dumpster service at municipal buildings and facilities, a recyclable materials drop-off center, and seasonal cleanup assistance program.
- (16) Provisions for the termination by the township in the event of the failure of performance of the designated waste hauler.
- (17) The rights of the township in the event of a breach of contract by the designated waste hauler.
- (18) Business practices that promote and protect the public health, safety, and welfare.

### **Section 2 of Ordinance**

Should any section, subdivision, sentence, clause, or phrase of this Ordinance be declared by the Courts to be invalid, it shall not affect the validity of the remainder of the Ordinance or any part other than the part invalidated. It is further declared that such provisions would have been adopted independently of the provision found to be invalid. Should any procedural aspect of this Ordinance be invalidated, such invalidation shall not affect the enforceability of the substantive aspects of this Ordinance.

### **Section 3 of Ordinance**

This Ordinance shall take effect immediately upon publication.

**CERTIFICATION**

STATE OF MICHIGAN )  
  ) SS.  
COUNTY OF OAKLAND)

I, Deborah Binder, the duly elected Clerk for the Charter Township of West Bloomfield, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Ordinance adopted by the Township Board for the Charter Township of West Bloomfield at a meeting held on the 23 day of March, 2020, the original of which is on file in the Office of the Township Clerk.

I affix my official signature/seal this 23 day of March, 2020.

By: Deborah Binder  
Deborah Binder, Clerk

EMERGENCY ADOPTION: 03/23/2020  
PUBLISHED: 03-25-2020  
EFFECTIVE: 03-25-2020