

**ORDINANCE NUMBER 2016-07  
OF THE CITY OF FRANKLIN, INDIANA**

**An Ordinance Amending Ordinance 2010-03  
Regulating the Placement, Collection, and Disposal of Garbage, Trash, Refuse, Yard  
Waste, White Goods, and Heavy Trash within the City of Franklin**

**WHEREAS**, the Common Council of the City of Franklin, Indiana, finds that the municipal regulations relative to the placement, disposal, and collection of garbage, trash, refuse, yard waste, white goods, and heavy trash require revisions for the efficient operation and contracting of collection.

**WHEREAS**, the Common Council finds that Ordinance No. 2010-03 requires certain amendments and revisions;

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS AND ENACTS THE FOLLOWING:**

**1) AMENDMENTS:**

Section 1: Definitions shall be amended to include the following:

- a. Dwelling, Accessory: A separate and complete dwelling unit established within a commercial, institutional, or industrial structure located within the Mixed Use: Downtown Center zoning district (MXD) as designated by the official City of Franklin Zoning Map.
- b. Dwelling, Single-Family: A structure designed for occupancy by 1 family or other single units of housekeeping and therefore including no more than 1 dwelling unit.

Delete Subsection 7(b) Residential Limitations in its entirety and replace as follows:

- a. Residential Limitation: Solid waste collection service shall only be available to residential dwelling units within the City of Franklin. The provision of service shall include single-family dwellings and two-family dwellings only. In no instance shall waste collection be afforded to accessory dwellings, multi-family dwellings, commercial, institutional, or industrial uses. The owners of said exceptions will be required to obtain private service for solid waste collection.

- 2) REPEAL OF ORDINANCES:** The provisions of all other ordinances in conflict with the provisions of this ordinance, specifically Ordinance 2010-03 are of no further in force or effect, and are repealed upon passage and adoption of this ordinance in the manner prescribed by law.

No ordinance or part thereof, previously repealed shall be considered, re-ordained or re-enacted by virtue of this ordinance unless specifically re-enacted. The repeal of any curative or validating ordinance does not impair or affect any cure or validation already effected thereby. Nothing in this ordinance is intended to repeal ordinances not otherwise in conflict with the provisions of this ordinance.



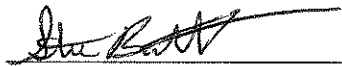
- 3) **DURATION and EFFECTIVE DATE:** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) upon the passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code §36-4-6-15,16.

Introduced and Filed on the 4<sup>th</sup> day of April, 2016.

DULY PASSED on this 18<sup>th</sup> day of April, 2016, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:



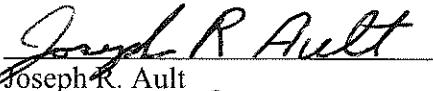
Stephen Barnett, Council President

Absent

Kenneth W. Austin, Vice President



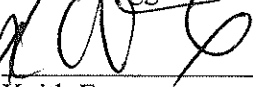
Joseph P. Abban



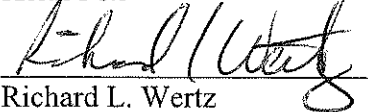
Joseph R. Ault



Andrew Eggers



Keith Fox



Richard L. Wertz

Voting Opposed:

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Stephen Barnett, Council President

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Kenneth W. Austin, Vice President

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Joseph P. Abban

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Joseph R. Ault

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Andrew Eggers

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Keith Fox

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Richard L. Wertz

Attest:



Jayne Rhoades  
City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15, 16, this 18th day of April, 2016 at 6:10 o'clock ~~a.m.~~/p.m.



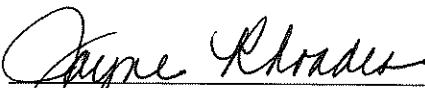
Jayne Rhoades,  
City Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 18th day of April, 2016 at 6:10 o'clock ~~a.m.~~/p.m.



Joseph E. McGuinness  
Mayor

Attest:



Jayne Rhoades,  
City Clerk-Treasurer

Prepared by:  
Department of Planning & Engineering  
70 E. Monroe Street  
Franklin, IN 46131