

**ORDINANCE AMENDING SECTION 8-2-1 OF THE VILLAGE
CODE ENTITLED "BUSINESS LICENSES – FEE SCHEDULES"
DELETING "SCAVENGERS" AND \$50 FEE AND ADDING
WASTE HAULERS AND \$1,000 BASIC FEE AND
\$1,000 PER TRUCK FEE**

WHEREAS, Village provides significant oversight to all waste-hauling operations within the Village; and

WHEREAS, commercial waste hauler use of Village streets and alleys contributes significantly to wear and tear on these elements of the Village infrastructure; and

WHEREAS, the Village incurs substantial expense each year both in its repair and replacement of Village streets and alleys and in its oversight of waste-hauling operations in the Village; and

WHEREAS, the costs associated with these Village programs have continued to escalate dramatically each year; and

WHEREAS, the Village's current license fee structure for waste haulers has not been increased for 30 years, producing almost no revenue stream to offset the substantial costs of operating these programs; and

WHEREAS, it is in the best interest of the public health, safety and welfare of the Village and its citizenry that the fees assessed for these programs be raised to an amount which reasonably offsets the costs associated with same and in such a way as to equitably distribute the cost

among Commercial Waste Haulers in accordance with the number of vehicles each waste hauler utilizes on streets and alleys throughout the Village.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, County of Cook, State of Illinois, by and through its Home Rule Powers as set forth in Article VII, Section 6 of the Illinois Constitution (1970) as amended, as follows:

SECTION ONE: That Section 8-2-1 of the Village Code entitled “Business Licensing – Fee Schedule” be and is hereby amended by deleting the Classification, Amount and Period for Scavengers, as follows, and by adding the following Classification, Amounts and Period for Commercial Waste Haulers, as follows:

<u>Classification</u>	<u>Amount</u>	<u>Period</u>
<u>Commercial Waste Haulers</u>		
<u>Basic Fee</u>	<u>\$1,000</u>	<u>1 Year</u>
<u>Plus per Truck Charge,</u> <u>except for the Waste Hauler under Contract with the Village for residential waste hauling for the calendar years 2009 thru 2011 and except for trucks which qualify as “alternate fuel heavy-duty vehicles” and “pilot ignition vehicles.”</u>	<u>\$1,000</u>	<u>1 Year</u>

The per truck fee for said waste hauler for the years 2009 thru

<u>Classification</u>	<u>Amount</u>	<u>Period</u>
<u>2011 only.</u> <u>Thereafter, the fee</u> <u>per truck for the</u> <u>Waste Hauler under</u> <u>Contract with the</u> <u>Village for residential</u> <u>waste hauling shall be</u> <u>the same as all other</u> <u>Commercial Waste</u> <u>Haulers.</u>	\$ 200	1 Year
<u>The per truck fee for</u> <u>Alternative-Fuel</u> <u>Heavy-Duty Vehicle,</u> <u>Duly-Fuel Heavy-Duty</u> <u>Vehicle and Pilot</u> <u>Ignition Heavy-Duty</u> <u>Vehicle</u>	\$ 500	1 Year

DEFINITIONS:

ALTERNATIVE-FUEL
HEAVY-DUTY VEHICLE
means a heavy-duty
vehicle or engine that
uses any United States
energy Policy Act
authorized alternative
fuel, and is equipped
with an approved
control device that
achieves a particulate
matter emissions
reduction level of no less
than the particulate
matter emission
reduction level achieved
by the latest California
Air Regulations Board
(CARB) verified or

Classification	Amount	Period
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certified particulate matter control device for the applicable engine family operating entirely on diesel fuel.

DUAL-FUEL HEAVY-DUTY VEHICLE means a heavy-duty vehicle equipped with a diesel engine, certified to California Air Regulation Board (CARB) Standards to meet an applicable optional nitrogen oxide or combined nitrogen oxide plus non-methane hydrocarbons exhaust emission standard and fitted with an approved control device that achieves a particulate matter emissions reduction level of no less than the particulate matter emission reduction level achieved by the latest CARB verified or certified particulate matter control device for the applicable engine family operating entirely on diesel fuel, that uses an approved alternative fuel in combination with diesel fuel to enable compression ignition. A dual-fuel engine typically uses the alternative fuel to supply 85 percent of the total engine fuel requirement on a BTU basis.

<u>Classification</u>	<u>Amount</u>	<u>Period</u>
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PILOT IGNITION HEAVY-DUTY VEHICLE means a heavy-duty vehicle equipped with an engine designed to operate using an United States Energy Policy Act authorized alternative fuel except that diesel fuel is used for pilot ignition at an average ratio of no more than one part diesel fuel to ten parts total fuel on an energy equivalent basis. The engine shall not operate or idle solely on diesel fuel at any time.

The vehicle identification number (VIN) and State registration number for each truck to be licensed, shall be set forth in the annual license application for same.

The Village shall provide each licensed waste hauler with a numbered license sticker for each vehicle.

The license sticker for the corresponding truck shall be affixed to the inside of the lower right-hand corner of each truck's front windshield.

SECTION TWO: The effective date for these amended rates is

January 1, 2009.

SECTION THREE: That this ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form according to law.

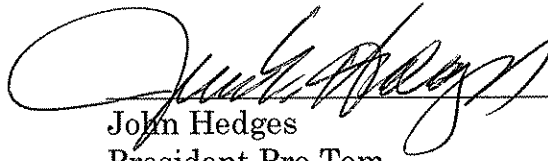
ADOPTED this 20th day of January 2009, pursuant to a roll call vote as follows:

AYES: Trustees Hale, Lueck, Pate and President Pro Tem Hedges

NAYS: Trustee Marsey

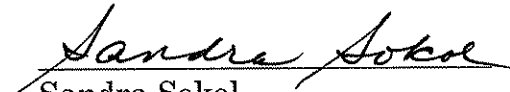
ABSENT: Trustee Johnson and President Pope

APPROVED by me this 20th day of January 2009.



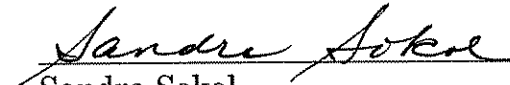
John Hedges
President Pro Tem

ATTEST:



Sandra Sokol
Village Clerk

Published by me in pamphlet form this 26th day of February 2009.



Sandra Sokol
Village Clerk