

**ORDINANCE NO. 07 -2025**

**AN ORDINANCE OF THE CITY OF BERA, KENTUCKY, AMENDING ORDINANCE NO. 20-2024, CORRECTING THE FRANCHISE FEE AMOUNT FOR THE FRANCHISE FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE CITY OF BERA, KENTUCKY AWARDED TO WASTE CONNECTIONS OF KY, INC., IN ORDINANCE NO. 20-2024.**

WHEREAS, in Ordinance 20-2024, the City Council awarded a franchise to Waste Connections of Kentucky, Inc., for the collection and disposal of solid waste in the City of Berea, Kentucky; and

WHEREAS, the franchise fee specified in the Ordinance was incorrect as contrary to the bid of Waste Connections of Kentucky, Inc., for the franchise, and the actual Franchise Agreement with Waste Connections of Kentucky, Inc., due to a clerical error; and

WHEREAS, the City Council desires to correct such clerical error;

NOW, THEREFORE, be it ordained by the City Council of the City of Berea, Kentucky, as follows:

Section IV(a) of Ordinance 20-2024 be and the same is revised to read as follows:

**SECTION IV**

FRANCHISE REQUIREMENTS. In addition to any other franchise requirements hereunder or made or adopted herein as provided, the following requirements shall apply to any franchise granted hereunder:

a) Franchise fee - In consideration of the granting and exercise of the franchise herein, and in further consideration of the grant to the Franchisee the right to make use of the public streets, alleys, or other public ways in the City, since such public properties are valuable properties acquired and maintained at great expense to the taxpayers of the

City, and the grant to Franchisee of the right to use same is a valuable property right without which the Franchisee would be required to invest substantial capital in right of way costs and acquisitions, Franchisee shall pay to the City during the entire life of the franchise a sum equal to ~~three~~ eight percent (38%) of the franchisee's gross revenues received from collection and disposal services generated within the corporate limits, to be paid as set out in the Contract.

All other terms and conditions of Ordinance No. 20-2024 remain in full force and effect.

FIRST READING: \_\_\_\_\_ May 22 \_\_\_\_\_, 2025.

SECOND READING AND ENACTMENT: \_\_\_\_\_ June 3 \_\_\_\_\_, 2025.

CITY OF BEREA, KENTUCKY

APPROVED BY:

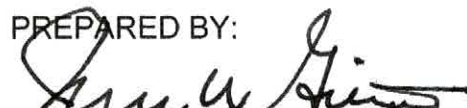
  
\_\_\_\_\_  
Bruce Fraley, Mayor

ATTEST:

  
\_\_\_\_\_  
Clerk of the City Council

Published this 4th day of June, 2025.

PREPARED BY:

  
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Corporation Counsel