

Passed: July 28, 2009  
Published: August 5, 2009

Ordinance No. 1991

**AN ORDINANCE DEFERRING THE EFFECTIVE DATE OF ORDINANCE NO. 1980 OF THE CITY OF DERBY, KANSAS, REGULATING COLLECTION AND TRANSPORTATION OF SOLID WASTE AND RECYCLABLES, UNTIL DECEMBER 1, 2009; AND REPEALING SECTION 5 OF ORDINANCE NO. 1980 OF THE CITY.**

**WHEREAS**, Ordinance no. 1980 of the City of Derby, Kansas, was adopted on March 24, 2009, published on April 1, 2009, and by its terms was to become effective July 1, 2009; and

**WHEREAS**, selection of a contractor to perform refuse and recyclables collection on behalf of the City pursuant to said Ordinance No. 1980 and negotiation of a service agreement with such contractor required more time than anticipated, and the contractor selected by the City will require additional time to acquire equipment and otherwise prepare to commence city-wide residential collection services pursuant to such Ordinance and agreement;

**NOW THEREFORE, BE IT ORDAINED** by the Governing Body of the City of Derby, Kansas:

**Section 1.** Ordinance No. 1980 of the City of Derby, Kansas, shall be in force from and after December 1, 2009, and its publication once in the official City newspaper.

**Section 2.** No person shall be charged with, prosecuted for, or convicted of a violation of any provision of said Ordinance No. 1980, based on an act or omission alleged to have occurred on or before November 30, 2009.

**Section 3.** Original section 5 of Ordinance No. 1980 of the City of Derby, Kansas is hereby repealed.

**Section 4.** This ordinance shall take effect and be in force from and after its adoption and publication once in the official City newspaper.

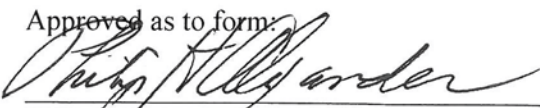
**ADOPTED BY THE GOVERNING BODY** this 28th day of July, 2009.

  
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Dion P. Avello, Mayor

ATTEST:

  
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Jean Epperson, City Clerk

Approved as to form:

  
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Philip H. Alexander, City Attorney