

Levy County Board of County Commissioners

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:
Rod Hastings, Administrative Director, Solid Waste Department

2. MEETING DATE:
September 12, 2018

3. REQUESTED MOTION/ACTION:

Request to approve Resolution 2018-060 Adopting a schedule of rates, Fees and Charges for Solid Waste Disposal.

4. AGENDA

Presentation
time requested

(Request will be granted if possible)

4. Is this item budgeted (if applicable)?: Yes___ No X If No, state action required

Budget Action: None Required

Financial Impact Summary Statement:

Detailed analysis attached?: Yes___ No___

Budget Officer approval

Date _____

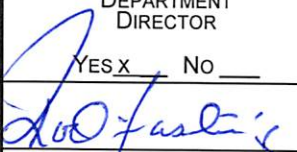
Funding Source: Solid Waste Department Budget Account Number: _____

5. BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)

The Resolution 2018-060 is for Adopting a schedule of rates, fees and charges for Solid Waste Disposal. The last time the rates were updated was in September 8, 2009.

ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED

6. RECOMMENDED APPROVAL AND DATE (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)

| DEPARTMENT DIRECTOR | OTHER | OTHER | OTHER | COUNTY ATTORNEY | COUNTY COORDINATOR |
|--|----------------|----------------|----------------|---------------------|---------------------|
| YES <u>X</u> NO ___ | YES ___ NO ___ | YES ___ NO ___ | YES ___ NO ___ | YES <u>X</u> NO ___ | YES <u>X</u> NO ___ |
|  | | | | | |

7. COMMISSION ACTION:

___ APPROVED

___ DENIED

___ DEFERRED DATE TO BRING BACK:

___ OTHER SPECIFY:

**RESOLUTION
NUMBER 2018- 060**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, ADOPTING A SCHEDULE OF RATES, FEES AND CHARGES FOR SOLID WASTE DISPOSAL; PROVIDING FOR WAIVER OF RATES, FEES AND CHARGES IN CERTAIN CIRCUMSTANCES; PROVIDING FOR REPEAL OF PRIOR RESOLUTIONS AND ACTIONS; PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Board of County Commissioners (“the Board”) is authorized pursuant to Section 125.01, Fla.Stat., and Sections 74-33 and 74-34, Levy County Code, to prescribe a schedule of rates, fees and charges for solid waste disposal, by resolution after a public hearing; and

WHEREAS, on November 6, 2007, the Board adopted Resolution 2007-46 setting rates, fees and charges for solid waste disposal; and

WHEREAS, on September 8, 2009, the Board adopted Resolution 2009-42 amending the rates, fees and charges for solid waste disposal set by Resolution 2007-46; and

WHEREAS, the Board now desires to amend and restate its schedule of rates, fees and charges for solid waste disposal in order to provide funding for part of the costs of operating the Levy County solid waste transfer station by repealing prior resolutions and actions setting such rates, fees and charges, and by amending and restating such a schedule in this Resolution; and

WHEREAS, the Board also desires to reestablish and maintain policies and procedures for waiver of fees resulting from clean-up of illegal dumping, clean-up of debris from emergencies, and clean-up of sites owned or operated by a non-profit corporation or by an educational, governmental, religious or charitable entity; and

WHEREAS, on September 18, 2018, the Board conducted a public hearing on this Resolution;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA:

1. The term Solid Waste as used in this Resolution shall have the same meaning as the term Solid Waste contained in the Amended and Restated Initial Assessment Resolution for Solid Waste Disposal, Resolution No. 2018-045, including the terms Garbage, Bulk Trash, Yard Trash, White Goods and Prohibited Waste and their corresponding definitions also contained in such Resolution No. 2018-045, unless the context of any defined term clearly indicates otherwise.

2. The schedule of rates, fees and charges for disposal of Solid Waste and other waste shall be as follows:

A. General Solid Waste Items

| | |
|---|---|
| Solid Waste generated from residence in Levy County | No charge |
| Solid Waste generated from residence that cannot be verified as being in Levy County | \$.75 per bag or can with \$2.25 minimum charge |
| Solid Waste generated from non-residential site or non-residential user, unless otherwise addressed in section B, Specialty Solid Waste Items | \$ 61.00 per ton |

B. Specialty Waste Items

| | |
|---|------------------|
| i) Tires from any source or user | |
| – Passenger vehicle tires up to maximum of ten (10) tires | \$2.00 per tire |
| – Passenger vehicle tires over ten (10) maximum | \$136.00 per ton |
| – Commercial vehicle tires (no rims) | \$175.00 per ton |
| – Off-road vehicle or tractor tires (no rims) | \$275.00 per ton |

| | | |
|---|--|---|
| ii) Vegetative debris, brush or limbs | | |
| – | Generated from a non-residential site or non-residential user or residential site/user that cannot be verified as being in Levy County | \$ 34.00 per ton |
| – | Generated from a residence in Levy County | No charge |
| iii) Fluorescent tube bulbs | | |
| – | Under 4' long and generated from a non-residential site or non-residential user or residential site/user that cannot be verified as being in Levy County | \$.30 each |
| – | 4' and longer, generated from a non-residential site or non-residential user or residential site/user that cannot be verified as being in Levy County | \$.35 each |
| – | Generated from a residence in Levy County | No charge |
| iv) Construction and demolition waste from any source or user | | \$ 34.00 per ton |
| v) Asbestos from any source or user | | \$204.00 per ton |
| vi) Special Handling/Mixed Loads from any source or user | | \$204.00 per ton |
| vii) Televisions | | |
| – | Generated from a non-residential site or non-residential user or residential site/user that cannot be verified as being in Levy County | \$ 8.00 each |
| – | Generated from a residence in Levy County | No charge |
| viii) Propane Tanks | | |
| – | Generated from a non-residential site or non-residential user or residential site/user that cannot be verified as being in Levy County | \$ 2.00 per 20# tank \$ 3.00 per 30# tank \$ 3.00 per 40# tank \$ 5.00 per 100# tank |

| | | |
|-----|--|-----------|
| – | Generated from a residence in Levy County | No charge |
| ix) | White Goods | No charge |

3. In the event any item to be disposed contains a Specialty Waste Item set out in section 2.B. hereof, such Specialty Waste Item will not be considered a General Solid Waste Item under section 2.A. above, and the rates, fees and charges for disposal of such Specialty Waste Item will be the rates, fees, and charges as provided in section 2.B.

4. All rates, fees or charges adopted herein shall be paid for at the time the Solid Waste or other waste item is to be deposited at the County transfer station or to a County satellite station, if applicable. Payment must be made to the County transfer station scale house attendant, or to another County Solid Waste Department employee as directed and authorized by the Administrative Director or Director of the County Solid Waste Department. Allowed methods of payment are limited to cash, valid credit card, check written by person that has received prior approval to pay by check from the Administrative Director or Director of the County Solid Waste Department, or payment account for a person or entity that has been approved for a payment account pursuant to Section 74-35, Levy County Code and only if the payment account is current and meets all Code requirements and any other applicable County regulations, rules or policies. The Administrative Director or Director of the County Solid Waste Department may impose other limitations or restrictions on methods of acceptable payment in the event of special or unique circumstances.

5. Disposal fees imposed by this Resolution for disposal of vegetative debris, Solid Waste, or other waste resulting from a clean-up event relating to illegal dumping or suspected illegal dumping at a location in Levy County may be waived at the discretion of the Administrative Director or Director of the County Solid Waste Department. Any such waiver will be a waiver of such fees for only one clean-up event resulting from illegal dumping, or suspected illegal dumping, at the applicable location. Any such waiver will not constitute an ongoing waiver for disposal fees for either the entity requesting such waiver or for disposal of Solid Waste, including vegetative debris, or other waste removed

from such location subsequent to the clean-up event for which the waiver is requested.

6. Disposal fees resulting from clean-up of vegetative debris, Solid Waste, or other waste at a location owned or operated by a non-profit corporation or by an educational, governmental, religious or charitable entity may be waived by majority vote of the Board. The Board, in its discretion, may limit the frequency of use of the County transfer station by such corporation or entity for such clean-up, may limit the duration of any waiver granted pursuant to this section, and may impose any other conditions it deems suitable upon any waiver granted under this section.

7. Disposal fees resulting from clean-up of vegetative debris, Solid Waste, or other waste resulting from storm events or other emergencies declared as emergencies by the Board pursuant to Chapter 252, Fla.Stat., or Chapter 30, Article II, Levy County Code (as either of the same may be amended), may be waived by majority vote of the Board. Any waiver of fees will also apply to disposal of vegetative storm debris at sites other than the County transfer station, as such sites may be designated by the Administrative Director or Director of the County Solid Waste Department. The Administrative Director or Director of the County Solid Waste Department may designate hours of operation and sites in addition to the County transfer station for storage or disposal of vegetative debris resulting from storm events or other emergencies when a waiver of disposal fees is granted pursuant to this section.

8. Resolutions 2005-07, 2007-46, and 2009-42 are hereby repealed in their entireties. The repeal of Resolutions 2005-07, 2007-46, and 2009-42 does not rescind the repeal of, or revive the applicability of, any actions or resolutions by the Board repealed by Resolutions 2005-07, 2007-46, 04 2009-42. Any other prior resolution or action by the Board that is conflict with the provisions of this Resolution is hereby repealed.

8. The effective date of this Resolution shall be October 1, 2018.

PASSED AND DULY ADOPTED this 18th day of September, 2018.

**BOARD OF COUNTY COMMISSIONERS
OF LEVY COUNTY, FLORIDA**

John Meeks, Chair

ATTEST: Danny J. Shipp, Clerk of
Circuit Court and Ex-officio Clerk
to the Board of County Commissioners

Danny J. Shipp, Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Anne Bast Brown

Anne Bast Brown, County Attorney

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LR2007-152; 9/13/18