

**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM**

**SUBJECT:** Solid Waste Rate Resolution

**DEPARTMENT:** Environmental Services **DIVISION:** Solid Waste Management

**AUTHORIZED BY:** *R.G.A.* Robert G. Adolphe, P.E. **CONTACT:** *D. Gregory* David Gregory **EXT:** 2022

**Agenda Date** 09-23-03 **Regular**  **Consent**  **Work Session**  **Briefing**   
**Public Hearing – 1:30**  **Public Hearing – 7:00**

**MOTION/RECOMMENDATION:**

Approve the attached Resolution adopting solid waste disposal fees and related rules and regulations.

**BACKGROUND:**

As discussed at the August 29, 2003 Board of County Commissioners meeting, staff is proposing to offer disposal discounts to customers in exchange for commitments for delivering waste to County disposal facilities. Additionally, as directed at the May 13, 2003, Board of County Commissioners meeting, staff has developed a Non-Exclusive Franchise for the collection of commercial solid waste in unincorporated Seminole County.

To proceed with these initiatives, and to address certain management concerns within the Solid Waste Management Division, the rate resolution for solid waste management is being revised. Highlights of the rate resolution are:

1. Disposal Fees

- The basic rate for disposal of \$33.17 per ton has not been changed.
- One additional non-weighted rate has been added. A rate of \$14 per load is proposed for individuals that deliver loads larger than a pickup truck bed, but less than (4) cubic yards in size (approximately equal to a bed heaped to twice its normal size). This rate will allow better recovery of costs associated with waste disposal, while providing a fair price to individuals that deliver less than garbage-truck size loads to the landfill.
- Certain fees for wastes recycled at the landfill (e.g., alternate daily cover and clean fill) have been added.

Reviewed by:  
 Co Atty: *S. Dietrich* 9-10-03  
 DFS: NA  
 Other: NA  
 DCM: *[Signature]*  
 CM: *[Signature]*  
 File No. RESSO1

2. Non-Exclusive Franchise Application and Truck Fees
  - Application fees, annual fees, and per truck fees for the non-exclusive commercial franchises have been added to the resolution.
3. Charge Accounts
  - This section has been modified to allow accounts to be established with bonds or letters of credit in addition to posting cash deposits.
  - A provision requiring firms with a documented poor payment history to reestablish their accounts by depositing money on account has been added.
4. MSBU Customer Discount
  - A \$3 per ton discount is being provided to the MSBU solid waste customers through the transfer between the MSBU Fund and the Solid Waste Fund.
5. Municipal Services Benefit Unit (MSBU) Customer Limitation Section
  - This section has been added in response to a small number of customers misusing the pre-paid disposal privilege at the landfill and transfer station.
  - The revised rate resolution proposes allowing MSBU customers that pay for curbside refuse collection to deliver up to six (6) flat rate loads to the landfill and transfer station each calendar year.
  - MSBU customers that do not have curbside collection are not affected by the proposed limitation.
5. Disposal Discounts
  - A \$3 per ton discount is established for commercial solid waste delivered from unincorporated Seminole County by holders of non-exclusive commercial solid waste collection franchises.
  - A \$3 per ton discount is made available for commercial solid waste delivered from municipalities within Seminole County, that enter into a Solid Waste Management Agreement with the County and amend their commercial waste franchises to require that commercial solid waste is delivered to the landfill and transfer station.
  - Note that disposal discounts for residential solid waste from the municipalities will be addressed in the individual solid waste management interlocal agreements.

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2003.

WHEREAS, the Board of County Commissioners desires to maintain an efficient solid waste management system designed to meet the needs of all Seminole County residents and businesses; and

WHEREAS, the Board of County Commissioners desires to maintain a solid waste management system in compliance with applicable Federal, State, and local regulations; and

WHEREAS, the Board of County Commissioners desires the County solid waste management system to operate within its revenue to the greatest extent possible; and

WHEREAS the Board of County Commissioners has the authority to regulate fees charged at the Seminole County Central Transfer Station (Transfer Station) and the Seminole County Osceola Road Landfill (Landfill) by the Solid Waste Management Division and adopt rules and regulations pertaining thereto from time to time by duly adopted resolution in accordance with Chapter 235, Seminole County Code,

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

Section 1. The Board of County Commissioners hereby establishes the following fees for disposing of waste at the Transfer Station and Landfill:

(a) Non-weighed (flat) rates for disposal of up to eight (8) bags or cans of non-commercial refuse.

	Covered	Uncovered
Transfer Station and Landfill Per load	\$4	\$8

(b) Non-weighed (flat) rate for disposal of more than eight (8) bags or cans of refuse up to one (1) pickup truck load. A pickup truck

shall be considered to a truck bed or trailer with a load no larger than five feet by eight feet by three feet (5'x8'x3')(equivalent to the volume of the body of a pickup truck, with the load heaped no higher than the side of the bed, approximately two (2) cubic yards).

	Covered	Uncovered
Transfer Station per load	\$14	\$28
Landfill per load	\$7	\$14

(c) Non-weighed (flat) rate for disposal of more than one (1) pickup truck load up to four (4) cubic yards (approximately two (2) pickup truck loads). Pickup trucks with heaped loads or loads contained by side-boards will be charged this rate. Loads contained in both a truck and a trailer will be charged for two (2) loads.

	Covered	Uncovered
Landfill only		
Per load	\$14	\$28

(d) Weighed Rates. For loads of garbage, trash, yard waste, and other wastes, all commercial trucks or containers and non-commercial large trailers or trucks with capacity of one (1) ton or greater shall be weighed and the following disposal fees charged:

	Covered	Uncovered
Per ton	\$33.17	\$66.34
Cubic yard rates (apply if scale inoperable)		
Compacted waste per cubic yard	\$13	\$26
Non-compacted waste per cubic yard	\$10	\$20

(e) Program Recyclables. \$0 per ton

Recyclables delivered to the Transfer Station in two (2) streams. A fiber stream consisting of newspaper, magazines, and catalogs; and a commingled container stream consisting of plastic bottles numbered 1-7, clear, green, and brown glass bottles and jars, aluminum and steel cans.

(f) Asbestos. (Landfill only)

	Covered	Uncovered
Per ton	\$100	\$200

Per cubic yard (if scales inoperable) \$33 \$66  
 (g) Asbestos handling fee.

Per load \$100

Loads of asbestos must be scheduled at least twenty-four (24) hours in advance of delivery and must be delivered in compliance with Federal, State, and local asbestos regulations.

(h) Special Approval Waste. (Landfill only) Waste requiring review by the Solid Waste Management Division prior to disposal. Examples include, but are not limited to, contaminated soil and industrial waste.

	Covered	Uncovered
Per ton	\$33.17	\$66.34
Per cubic yard (if scales inoperable)	\$13	\$26

(i) Clean Fill. (Landfill only) \$0 per ton

Soil appropriate for use as initial cover or clean fill, as approved by the Solid Waste Management Division pursuant to the Florida Department of Environmental Protection guidelines. This waste type requires approval by the Solid Waste Management Division prior to delivery.

(j) Alternate daily cover. (Landfill only).

Soil or soil like material, appropriate for use as initial cover as approved by the Solid Waste Management Division pursuant to the Florida Department of Environmental Protection guidelines. This waste type requires approval by the Solid Waste Management Division prior to delivery.

	Covered	Uncovered
Per ton	\$15	\$30
Per cubic yard (if scales inoperable)	\$10	\$20

(k) Public Works processing material. \$0 per ton

Material delivered to the Landfill by the Seminole County Public Works Department. This material is processed by the Department into two (2)

products - clean fill and residuals. Residuals will be charged the current per ton tip fee for disposal.

(l) Tires. (per ton) (Landfill only)

	Covered	Uncovered
Per ton	\$100	\$200
Per cubic yard (if scales inoperable)	\$35	\$70
(m) Tires. (each)	\$1 each	

Loads of more than ten (10) tires will be charged by the ton.

Limit four (4) tires at transfer station.

**Section 2. Certificates of Public Convenience and Necessity (COPCN) Application and Annual Renewal Fees.** Commercial collection in Seminole County of Construction and Demolition Debris, Special Waste, or Source Separated Recyclables exclusively is in accordance with Chapter 235, Seminole County Code, through the issuance of Certificates of Public Convenience and Necessity (COPCN). Firms holding a commercial Non-Exclusive Commercial Solid Waste Collection Franchise or a Residential Waste Collection Service Franchise do not need to obtain a COPCN for the waste types authorized in the franchise.

(a) COPCN Application fee:	\$100
(b) COPCN per truck fee:	\$25

**Section 3. Non-Exclusive Franchise Application and Annual Renewal Fees.** Fees associated with the Non-Exclusive Commercial Solid Waste Collection Service Agreements are as follows:

(a) Franchise application and annual renewal fee:	\$200
(b) Per truck application and renewal fee:	\$50

**Section 4. Prohibitions, Restrictions, and Reservations.**

(a) Firearms of any description are prohibited at the Landfill and Transfer Station except by law enforcement officials or as authorized by the Board of County Commissioners.

(b) Scavenging at the Landfill and Transfer Station is prohibited except as expressly authorized by the Director of the Department of Environmental Services or designee.

(c) The following items are not accepted at the Transfer Station:

(1) White goods (example: stoves, refrigerators, water heaters, etc.)

(2) Construction and demolition debris (example: roofing material, concrete, lumber, etc.)

(3) Items over four feet (4') in length.

(4) Any item that may cause a safety hazard in handling or transportation due to its size, weight, or composition.

(d) The Solid Waste Management Division reserves the right to use computer stored average weights if the net weight of any vehicle cannot be determined and the fee shall be assessed at the full capacity of the vehicle.

(e) The Solid Waste Management Division reserves the right to weigh any vehicle at any time.

(f) The Solid Waste Management Division reserves the right to compute disposal fees in cubic yards. Cubic yardage rates apply when the scales are inoperable and are based on the Solid Waste Management Division's estimation of the load.

#### **Section 5. Charge Accounts.**

(a) All persons, collectors, businesses and commercial firms using the Landfill or Transfer Station desiring to establish charge accounts with Seminole County may establish an account by placing on deposit with Seminole County an amount equal to the amount of disposal fees required for a two (2) month period of use of the Landfill and Transfer Station. The minimum amount of deposit shall be One Thousand and No/100 Dollars (\$1,000.00) in either U.S. currency or a bond or

letter of credit in a form acceptable to the County. In the event that a customer's average billing for two (2) months exceeds the amount on account, the County shall require the customer to increase the amount on account to equal (2) months' disposal fees and disposal privileges may be denied until the account balance is increased. The deposit shall be refunded upon written request after twelve (12) months to Landfill or Transfer Station users with a good payment history. No delinquent payment in the preceding twelve months shall constitute a good payment history. Charge account customers with two (2) or more delinquent payments in a twelve (12) month period shall be required to reestablish their charge account by placing required funds on account as established herein.

(b) Seminole County shall render to each customer with an established charge account a monthly invoice for disposal services used during the previous month. Payment in full by the customer is due within twenty-five (25) calendar days after billing date. Payments not received by the twenty-fifth (25<sup>th</sup>) calendar day after billing date shall be declared delinquent and the customer shall be assessed an interest charge. The interest charge shall be assessed at the rate of one and one-half percent (1.5%) per month of the unpaid balance or the maximum amount permitted by law. Failure to pay an account within forty-five (45) calendar days after billing may result in any or all of the following:

- (1) Discontinuance of the charge account.
- (2) Future use of the Landfill or Transfer Station on a cash basis only.
- (3) Recommendation to the Board of County Commissioners for suspension or revocation of the customer's Certificate of Public Convenience and Necessity; or

(4) Recommendation to the Board of County Commissioners for suspension or termination of the customer's Residential Franchise Agreement or Non-Exclusive Commercial Solid Waste Franchise Agreement.

(5) Denial of use of the Landfill or Transfer Station until the account is paid in full.

(c) Accounts may be closed by the customer providing a written request to close the account. On closing an account, the County shall return to the customer any amount on account

**Section 6. Municipal Services Benefit Unit (MSBU) Discount.** A \$3 per ton discount shall be provided to MSBU customers through the inter-fund transfer between the Solid Waste Municipal Benefit Unit Fund (151 Fund) and the Solid Waste Fund (402 Fund).

**Section 7. Municipal Services Benefit Unit (MSBU) Limitations.** Residents of unincorporated Seminole County paying the residential non-ad valorem assessment for curb-side collection of solid waste shall be allowed to deliver up to six (6) flat rate loads of refuse each calendar year to the Landfill or Transfer Station. After six (6) flat rate loads have been delivered from a residence in one (1) calendar year, the applicable disposal fees apply for waste deliveries.

No commercial deliveries shall be acceptable as part of the pre-paid MSBU customer program.

**Section 8. Disposal Discounts.**

(a) For the purposes of this section, commercial solid waste means any garbage, bulky waste, trash, or yard waste that is not residential solid waste and is generated by commercial businesses, including, but not limited to, stores, offices, restaurants, warehouses, governmental and institutional office buildings, agricultural operations, industrial and manufacturing facilities, hotels, motels, condominiums, apartments, and other buildings and parcels that have more

than four (4) residential units under one roof, and other sites not generating residential solid waste.

(b) For the purposes of this section, commercial franchise waste means commercial solid waste generated in unincorporated Seminole County and collected pursuant to a Non-Exclusive Commercial Solid Waste Collection Services Agreement awarded by the Board of County Commissioners.

(c) For the purposes of this section, Interlocal Agreement Commercial Solid Waste means commercial solid waste generated in a municipality that has entered into a Solid Waste Management Agreement with Seminole County where the municipality has amended its commercial solid waste franchise(s) to require the disposal of commercial solid waste at the Landfill or Transfer Station.

(d) Any solid waste collected from residences under Seminole County's Residential Solid Waste Collection Service Franchise or a municipality's residential solid waste collection franchise is not eligible for disposal discounts under this section.

(e) Any solid waste collected in a municipality that has not entered into a Solid Waste Management Agreement with the County or has not amended its commercial solid waste franchise to require commercial waste to be disposed of at Seminole County's Landfill or Transfer Station is not eligible for disposal discounts under this section.

(f) Any waste collected outside of Seminole County is not eligible for disposal discounts under this section.

(g) Commercial Franchise Waste Discount. Entities delivering Commercial Franchise Waste to the Landfill or Transfer Station shall receive a \$3 per ton credit on its monthly invoice for tipping fees, for each ton of commercial franchise waste delivered each month, when the entity remains in compliance with the terms of its Non-Exclusive

Commercial Solid Waste Collection Services Agreement awarded by the Board of County Commissioners.

(h) Interlocal Agreement Commercial Waste Discount. Entities delivering Interlocal Agreement Commercial Solid Waste to the Landfill or Transfer Station shall receive a \$3 per ton credit on its monthly invoices for each ton of Interlocal Agreement Commercial Waste delivered each month when such waste is delivered in conformance with a valid municipality's Solid Waste Management Agreement with Seminole County.

(i) To be eligible to receive disposal discounts, entities delivering commercial solid waste to the Landfill and Transfer Station must monthly provide, in a form deemed acceptable by the Solid Waste Management Division, information on the amount of commercial solid waste collected from unincorporated Seminole County, the incorporated municipalities within Seminole County, and from areas outside of Seminole County. The Solid Waste Management Division may modify as needed the information required to assure that accurate data is collected to support application of the disposal discounts.

**Section 9. Adjustments.** The Director of Environmental Services or designee is authorized to make adjustments to solid waste disposal customer accounts to correct billing errors. The Director of Environmental Services or Designee is authorized to make adjustments regarding new materials to be disposed and the assessment of appropriate fees.

**Section 10. Conflict with other Resolutions.** Resolution No. 2000-R-53, adopted by the Board of County Commissioners on March 14, 2000, established fees and promulgates other rules and regulations pertaining to the Landfill and Transfer Station. Any rule or regulation set forth in said Resolution in conflict herewith is hereby repealed.

**Section 11. Effective Date.** This Resolution shall take effect on October 1, 2003.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA

\_\_\_\_\_  
MARYANNE MORSE,  
Clerk to the Board of  
County Commissioners of  
Seminole County, Florida

By: \_\_\_\_\_  
DARYL G. MCLAIN, CHAIRMAN

SED/lpk  
9/8/03  
reso-solid waste disposal fees