

ORDINANCE NO. 09-04

AN ORDINANCE OF CARIBOU COUNTY, IDAHO, ESTABLISHING FEES FOR THE USERS OF SOLID WASTE DISPOSAL FACILITIES WITHIN CARIBOU COUNTY, IDAHO; PRESCRIBING THE AMOUNT OF SAID FEES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, pursuant to the requirements of law, Caribou County provides services for solid waste disposal; and,

WHEREAS, the Board of County Commissioners finds that it is necessary to impose and collect a fee for solid waste services which is reasonably related to the actual cost of those services being rendered;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CARIBOU COUNTY, IDAHO, AS FOLLOWS:

Section 1: Section 31-4404, Idaho Code, authorizing the Board of County Commissioners to collect fees from the users of solid waste disposal facilities in order to properly establish, maintain, and operate solid waste facilities within Caribou County thereby reducing the threat to health posed by uncollected garbage, refuse and scrap and for the purpose of maintaining the natural and aesthetic setting of the land, water, and air resources within the county, and for any such other cultural, social, economic and sanitation reason as may be necessary from time to time.

Section 2: The fee hereby established for solid waste disposal within Caribou County, Idaho, commencing October 1, 2009, to September 30, 2010, shall be as follows:

Circuit breaker	
(In accordance with Idaho Code)	\$25.00
Family residence	\$95.00
Small Business (1-4 Employees)	\$95.00
Large Business (5 or more Employees)	\$150.00
Industrial	\$400.00
Apartment House/Mobile Home Park (1 st Unit)	\$95.00
Apartment House/Mobile Home Park - each additional unit	\$30.00

Section 3: The fee hereby established for solid waste disposal within Caribou County, Idaho, commencing October 1, 2010, shall be as follows:

Circuit breaker (In accordance with Idaho Code)	\$25.00
Family residence	\$130.00
Small Business (1-4 Employees)	\$130.00
Large Business (5 or more Employees)	\$200.00
Industrial	\$400.00
Apartment House/Mobile Home Park (1 st Unit)	\$130.00
Apartment House/Mobile Home Park - each additional unit	\$40.00

Section 4: Those dwellings or structures with a net market value of \$2000.00 or less shall pay a fee of \$25.00

Section 5: This is hereby certified against each of the above mentioned properties a special assessment on each of the properties served for the above stated amounts. Fees for operation of the solid waste system are to be billed in advance of the services rendered so the solid waste system can operate on a cash basis in accordance with the Idaho Constitution, therefore, the Assessor is authorized to place the same upon the notice of taxes, and the County Treasurer and Tax Collector is hereby authorized and empowered to collect the same as if the same were taxes. The Board of County Commissioners may exempt from this requirement agricultural land without residences, waste land, vacant lots, and other real property, the use of which is not likely to generate solid waste.

Section 6: Any user of the Caribou County Landfill, who is a resident or business located in Caribou County and has been assessed the fee referenced in Section 2 above, shall be allowed to dump up to five(5) tons of waste per fiscal year, October 1 through September 30, without incurring an additional fee. Any amount in excess of Five(5) tons, within a fiscal year shall be assessed at a rate pursuant to the following fee schedule:

- (1) \$35.00 per ton for Construction and Demolition Debris, Dead Animals and Garbage.
- (2) \$20.00 per ton for Rock, Cement and Dirt.
- (3) \$2.00 per tire for Light Car tires up to 19 inches.
- (4) \$5.00 per tire for Truck tires larger than 19 inches.
- (5) \$15.00 per Tractor tire.
- (6) \$100.00 per Earth Moving tires.

Section 7: The Landfill fees listed in Section 6 shall be double for any dumping unit

utilizing the Caribou County Landfill who is not a resident of Caribou County.

Section 8: The fee per ton may be negotiated by the Caribou County Commissioners and/or by the Landfill Supervisor, for any user who for a single project has a large and significant amount of construction, demolition debris and roll offs.

Section 9: Caribou County reserves the right to refuse to accept at the Caribou County landfill, any material or substance deemed by Caribou County to be unacceptable under local law or ordinance or state or federal law or regulation.

Section 10: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 11: This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED AND APPROVED this 13 of July, 2009.

BOARD OF COUNTY COMMISSIONERS
CARIBOU COUNTY, IDAHO

By: Lloyd Rasmussen
Lloyd Rasmussen, Chairman

ATTEST:

Veda Mascarenas
Veda Mascarenas, Clerk