

RESOLUTION NO. 2024-R-_____

SEMINOLE COUNTY, FLORIDA

RESOLUTION

of the

SEMINOLE COUNTY BOARD OF COUNTY COMMISSIONERS

AMENDING SECTION 20.40 (SOLID WASTE LANDFILL AND TRANSFER STATION) OF THE SEMINOLE COUNTY ADMINISTRATIVE CODE BY MODIFYING SOLID WASTE LANDFILL AND TRANSFER STATION CHARGES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Seminole County Ordinance No. 89-28 created the Seminole County Administrative Code; and

WHEREAS, the Seminole County Administrative Code needs to be amended from time to time to reflect changes in the administration of County government; and

WHEREAS, the Board of County Commissioners is authorized to determine and set Seminole County service fees by resolution amending the Fees Chapter of the Seminole County Administrative Code; and

WHEREAS, the Board of County Commissioners has determined that it is necessary to increase solid waste disposal fees,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida as follows:

Section 1. Section 20.40 is amended as shown on Exhibit A attached to this Resolution.

Section 2. This Resolution and the fees established by the Resolution take effect ninety (90) days after adoption by the Board of County Commissioners.

ADOPTED this _____ day of _____, 2024.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

GRANT MALOY
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
JAY ZEMBOWER, Chairman

Date: _____

Attachment:
Exhibit A: Section 20.40

DGS/sjs
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SECTION 20. FEE RESOLUTION.

20.40 SOLID WASTE LANDFILL AND TRANSFER STATION

A. PURPOSE. To maintain an efficient solid waste transfer and disposal system to meet the needs of all Seminole County residents and businesses; to maintain a system compliant with applicable federal, state and local regulations; to operate within its revenue to the greatest extent possible; and to regulate fees charged at transfer stations and the landfill by the Solid Waste Management Division.

B. DISPOSAL FEES. The Board of County Commissioners established the following fees for disposing of waste at the Transfer Station and Landfill:

(1) **Weighed Rates.** Loads of garbage, trash, yard waste, and other wastes will be weighed and the following disposal fees charged, but all fees will be a minimum of \$5.00 per transaction:

	Covered	Uncovered
Per ton	\$39.55 <u>\$41.63</u>	\$79.10 <u>\$83.25</u>
Cubic yard rates (apply if scale inoperable)		
Compacted waste per cubic yard	\$15.05 <u>\$15.84</u>	\$30.10 <u>\$31.68</u>
Non-compacted waste per cubic yard	\$11.58 <u>\$12.19</u>	\$23.16 <u>\$24.38</u>

(2) **Program Recyclables.** \$0 per ton

Residential recyclables delivered to the transfer station in non-commercial vehicles. These recyclables may include newspaper; magazines; telephone books; paste board; cardboard; catalogs; plastic containers numbered 1-7; clear, green and brown glass bottles and jars; and aluminum and steel cans.

Recyclables may also include clean, segregated cardboard from commercial sources.

Any other Recyclables will only be received in accordance with an Interlocal Agreement that authorizes the receipt of recyclables materials at the transfer station.

(3) **Asbestos. (Landfill only)**

	Covered	Uncovered
Per ton	\$200.00 <u>\$211.00</u>	\$400.00 <u>\$421.00</u>
Per cubic yard (if scales inoperable)	\$ 66.00 <u>\$ 69.47</u>	\$131.99 <u>\$138.92</u>

(4) **Asbestos handling fee.**

Per load	\$115.76 <u>\$121.84</u>
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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.



(5) 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	\$39.55 <u>\$41.63</u>	\$79.10 <u>\$83.25</u>
Per cubic yard (if scales inoperable)	\$15.05 <u>\$15.84</u>	\$30.10 <u>\$31.68</u>

(6) Special Approval Waste handling fee.

Per load	\$115.76 <u>\$121.84</u>
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Loads of Special Waste must be pre-approved by Solid Waste Division ahead of scheduled delivery. Approval process may include inspection of material in situ or require additional testing or support documentation before approval.

(7) 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.

(8) 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	\$17.37 <u>\$18.28</u>	\$34.73 <u>\$36.55</u>
Per cubic yard (if scales inoperable)	\$11.58 <u>\$12.19</u>	\$23.16 <u>\$24.38</u>

(9) 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.

(10) Tires. (Landfill only)

	Covered	Uncovered
Per ton	\$200.00 <u>\$211.00</u>	\$400.00 <u>\$421.00</u>

(11) Passenger and Light Truck Tires. ~~\$3.00~~ \$3.16

(Landfill or Transfer Station)
(Limit four (4) tires at Transfer Station)

Loads of more than ten (10) tires and loads of tires not from a passenger vehicle or light truck (oversized or off-road), as determined by the Solid Waste Management Division, will be charged by the ton.

C. 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.

- (1) COPCN Application fee: \$100
- (2) COPCN per truck fee: \$ 20

D. NON-EXCLUSIVE FRANCHISE APPLICATION AND ANNUAL RENEWAL FEES. Fees associated with the Non-Exclusive Commercial Solid Waste Collection Service Agreements are as follows:

- (1) Franchise application and annual renewal fee \$100
- (2) Per truck application and renewal fee \$ 20

E. PROHIBITIONS, RESTRICTIONS, AND RESERVATIONS.

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

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

(a) White goods (example: stoves, refrigerators, water heaters, and similar items).

(b) Construction and demolition debris (example: roofing material, concrete, lumber, and similar items).

(c) Any rigid items over four feet (4') in length that, as determined by the Solid Waste Management Division, are not easily crushed.

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

(3) 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.

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



(5) 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.

F. CHARGE ACCOUNTS.

(1) 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 is 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 will 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 will 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 will constitute a good payment history. Charge account customers with two (2) or more delinquent payments in a twelve (12) month period will be required to reestablish their charge account by placing required funds on account as established herein.

(2) 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 (25th) calendar day after billing date will be declared delinquent and the customer will be assessed an interest charge. The interest charge will 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:

- (a) Discontinuance of the charge account.
- (b) Future use of the Landfill or Transfer Station on a cash basis only.
- (c) Recommendation to the Board of County Commissioners for suspension or revocation of the customer's Certificate of Public Convenience and Necessity.
- (d) 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.
- (e) Denial of use of the Landfill or Transfer Station until the account is paid in full.

(3) 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.



G. MUNICIPAL SERVICES BENEFIT UNIT (MSBU) DISCOUNT AND MSBU CUSTOMER LIMITATIONS.

(1) A \$3 per ton discount will 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).

(2) Residents of unincorporated Seminole County paying the residential non-ad valorem assessment for collection or disposal of solid waste will be allowed to deliver up to a combined 2.5 tons (5,000 pounds) of residential refuse each calendar year to the Landfill or Transfer Station. After 2.5 tons of waste have been delivered from a residence in one (1) calendar year, the applicable disposal fees will be charged for waste deliveries.

H. DISPOSAL DISCOUNTS.

(1) 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.

(2) 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.

(3) 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 franchises to require the disposal of commercial solid waste at the Landfill or Transfer Station.

(4) 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.

(5) 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.

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

(7) Commercial Franchise Waste Discount. Entities delivering Commercial Franchise Waste to the Landfill or Transfer Station will 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.

(8) Interlocal Agreement Commercial Waste Discount. Entities delivering Interlocal Agreement Commercial Solid Waste to the Landfill or Transfer Station will 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.

(9) To be eligible to receive disposal discounts, entities delivering commercial solid waste to the Landfill and Transfer Station must provide monthly, 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 ensure that accurate data is collected to support application of the disposal discounts.

I. VEHICLE WEIGHT DOCUMENT FEES. The Solid Waste Management Division maintains calibrated truck scales at the Landfill and Transfer Station, as permitted by the Florida Department of Agriculture and Consumer Services. Customers that are not disposing of waste but utilize the truck scales for obtaining vehicle weight, whether loaded or empty, will be charged a weight documentation fee of \$5 per vehicle. The Environmental Services Department Director or designee is authorized to waive the weight documentation fee for government vehicles.

J. NON-SUFFICIENT FUNDS (N.S.F.) FEE. A fee will be charged for N.S.F. checks as provided by Florida Statutes.

K. CREDIT AND DEBIT CARD FEE. Payments made by credit or debit cards may also incur a convenience fee in accordance with County Code.

L. ADJUSTMENTS. The Environmental Services Department Director or designee is authorized to make adjustments to solid waste disposal customer accounts to correct billing errors. The Environmental Services Department Director or designee is authorized to make adjustments regarding new materials to be disposed and the assessment of appropriate fees.

M. AUTHORITY. Resolution 2003-R-153 adopted September 23, 2003
Resolution 2003-R-169 adopted October 14, 2003
Resolution 2011-R-117 adopted June 14, 2011
Resolution 2011- R-168 adopted September 13, 2011
Resolution 2012-R-107 adopted June 12, 2012
Resolution 2020-R-100 adopted August 25, 2020
Resolution 2021-R-116 adopted August 10, 2021
Resolution 2022-R-111 adopted September 13, 2022
Resolution 2023-R-96 adopted September 12, 2023
Resolution 2023-R-133 adopted December 12, 2023
Resolution 2024-R- adopted