

RESOLUTION NO. 976

WHEREAS, Article 25 Section 14A (a) (3) of the Annotated Code of Maryland conveys the authority for the County to "Fix and Collect reasonable service charges or fees from any person, firm, corporation, municipal corporation, special district, or other County for the use of the disposal areas or facilities,"; and

WHEREAS, The Board of County Commissioners has determined that the cost of future landfill operations cannot be totally funded from the County's General Fund; and

WHEREAS, The Board of County Commissioners will yearly estimate revenues to be derived from landfill "tipping fees" as a revenue source for future County Budgets; and

WHEREAS, The enactment of landfill "tipping fees" establishes a charge upon only those citizens using the County facility; and

WHEREAS, The cost of permitting, constructing, and operating a State permitted landfill under current State regulations requires an enormous capital outlay; and

WHEREAS, Somerset County will be creating a debt service for the permitting, constructing, and operation of a State approved landfill facility; and

WHEREAS, The creation of a debt service will require new revenue for the payment of yearly principal and interest for an extended period of time; and

WHEREAS, State regulations, effective December 31, 1993, prohibit placement of tires in a sanitary landfill located in the State of Maryland; and

WHEREAS, the above State regulations impose additional

costs upon Somerset County to transport the waste tires to a proper location for disposal; and

WHEREAS, all citizens must bear a portion of the landfill costs for construction and operation, a transfer station fee must be established; and

WHEREAS, Resolutions #561, #596, #644, #657, #683, #748, #778, #884, #934, and #951 shall be repealed and a new Resolution enacted with amendments.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS FOR SOMERSET COUNTY, MARYLAND, RESOLUTION #951 SHALL BE REPEALED AND RESOLUTION #976 SHALL BE ENACTED AND READS FOLLOWS:

SECTION I

- A. A tipping fee of \$60.00 per ton shall be charged for all solid waste accepted at the Somerset County Landfill except the following:
1. No charge for noncommercial wastes, 500 pounds or less, providing a transfer station user permit has been purchased. A noncommercial user without a transfer station user permit shall pay at the rate of \$60.00 per ton with a minimum charge of \$1.00.
 2. The City of Crisfield, Town of Princess Anne, Crisfield Wastewater Treatment Plant, and the Somerset County Sanitary District shall be charged \$60.00 per ton effective July 1, 2008.
 3. Tires shall be charged as follows:
 - a. Passenger vehicles and 1/2 ton pick-up trucks - \$4.00 per tire.
 - b. All tires smaller than passenger vehicle tires - \$4.00 per tire.
 - c. All truck tires, except pick-up trucks - \$12.00 per tire.
 - d. All tractor and heavy equipment tires - \$.18 per pound (\$360.00 per ton).
- B. Transfer Station fees for use of the five County Transfer Stations:
Each household: First vehicle - \$52.00 yearly

fee. Each additional permit sticker will require a \$5.00 charge. Limit - 3 stickers per household. A sticker issued by the Solid Waste Department must be displayed on each vehicle entering the Transfer Stations. A \$20.00 fee will be charged for lost replacement permit stickers. Rates will be reduced quarterly using the following formula:

July 1 - September 30 - \$52.00
October 1 - December 31 - \$39.00
January 1 - March 31 - \$26.00
April 1 - June 30 - \$13.00

- C. Commercial waste haulers are not exempt from the five hundred (500) pound tipping fee exclusion, noted in Section I-A-1 of this Resolution.
- D. A commercial waste hauler is a person, company, or entity hauling refuse for hire, either for cash or other remuneration, in Somerset County to the Somerset County Landfill.

SECTION II

Noncredit customers will pay before leaving the landfill site, and credit customers, after receiving approval for credit, will be billed monthly for tonnage delivered to the landfill during the month. Payment shall be made within 30 days or the last business day of the month following the period of service covered by the billing.

All credit customers shall file an application and secure a \$5,000.00 security bond to Somerset County or provide a security deposit equivalent to two months' estimated tonnage. If the estimated two months' tonnage equates to \$50.00 or less, a minimum of \$50.00 security deposit will be required upon filing of application for credit.

SECTION III

The Board of County Commissioners may exempt the fee schedule, for a limited period of time, as outlined in this resolution for emergencies that may be created by acts of God.

SECTION IV

Based upon the action of the Board of County Commissioners Recorded in their minutes of regular session dated Feb. 19, 2008, all sections of this Resolution shall be effective July 1, 2008.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
FOR SOMERSET COUNTY

Daniel W. Powell
Daniel W. Powell
County Administrator

James N. Ring
James N. Ring, President

Rex Simpkins
Rex Simpkins, Vice-President

Sam Boston
Sam Boston

Michael K. McCready
Michael K. McCready

Paul T. Ward, Jr.
Paul T. Ward, Jr.

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