

RESOLUTION NO. 2023 - ____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, ADOPTING REVISED RATES, FEES AND CHARGES FOR SOLID WASTE DISPOSAL SERVICES PROVIDED BY HERNANDO COUNTY; INCORPORATING WHEREAS CLAUSES; ADOPTING REVISED TIPPING FEES AND CHARGES FOR DISPOSAL OF SOLID WASTE AT THE HERNANDO COUNTY SOLID WASTE MANAGEMENT FACILITY; REPEALING AND SUPERSEDING PRIOR AND CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Paragraph 125.01(1)(k), Florida Statutes, authorizes and empowers the Board of County Commissioners of Hernando County, Florida, to provide and regulate waste disposal; and

WHEREAS, pursuant to Subsection 403.706(1), Florida Statutes, the Board of County Commissioners of Hernando County has the responsibility and power to provide for the operation of solid waste disposal facilities to meet the needs of all incorporated and unincorporated areas of the County; and

WHEREAS, pursuant to Article II of Chapter 14, Hernando County Code of Ordinances, Hernando County owns and operates a solid waste management facility to provide adequate solid waste disposal for the County; and

WHEREAS, Subsection 403.706(1) authorizes Hernando County to charge reasonable fees for the handling and disposal of solid waste at its solid waste management facility; and

WHEREAS, Subsection 403.7049(5), Florida Statutes, authorizes Hernando County to charge solid waste disposal fees which may vary based on a number of factors, including, but not limited to, the amount, characteristics, and form of recyclable materials present in the solid waste that is brought to the County's solid waste management facility for processing or disposal; and

WHEREAS, Paragraph 14-64.14(b)(4), Hernando County Code of Ordinances, authorizes the Board of County Commissioners to adopt a resolution incorporating a schedule of tipping fees to be charged by the County for receiving and disposing of solid waste within the County and for receiving and disposing of special waste; and

WHEREAS, pursuant to Subsection 14-64.14(b), Hernando County Code of Ordinances, the Board of County Commissioners may reasonably classify types of solid waste in fixing tipping fees for solid waste disposal; and

WHEREAS, on April 13, 2021, the Board of County Commissioners of Hernando County adopted Resolution No. 2021-49, which established revised tipping fees and charges for disposal of solid waste at the Hernando County solid waste management facility; and (this is correct)

WHEREAS, the County retained Raftelis Financial Consultants, Inc. to prepare a report entitled Fiscal Year 2023 Solid Waste Revenue Sufficiency Study dated April 7, 2023 (the "Report"), relating to revised rates, fees, assessments, and other charges to fund the solid waste

disposal and resource recovery system, which Report is incorporated in this Resolution by reference; and

WHEREAS, based on the Report, the consultant retained by the County and County staff have recommended changes to tipping fees and charges for disposal of construction and demolition debris, yard trash, travel trailers and mobile homes at the solid waste management facility; and (this is good)

WHEREAS, the Board of County Commissioners has reviewed the recommended changes and has determined that the revised tipping fees and charges set forth in this Resolution are necessary for disposal of construction and demolition debris, yard trash, travel trailers and mobile homes at the solid waste management facility to cover the costs of providing disposal services and to finance operation and maintenance of the solid waste disposal and resource recovery system in a fiscally responsible manner; and

WHEREAS, Subsection 14-64.14(b) requires that the resolution incorporating the schedule of tipping fees for solid waste disposal services must be adopted by the Board of County Commissioners after a public hearing; and

WHEREAS, Subsection 14-64.14(b) requires that notice of the time, place and purpose of the public hearing shall be given by publication in a newspaper of general circulation in the County once each week for two (2) weeks prior to the hearing; and

WHEREAS, Notice of Public Hearing to consider this Resolution was duly published in a newspaper of general circulation in Hernando County; and

WHEREAS, on June 13, 2023, the Board of County Commissioners held a public hearing to consider this Resolution; and

WHEREAS, the Board of County Commissioners finds that it is in the best interest of the County and the solid waste disposal and resource recovery system to adopt revised tipping fees and charges for disposal of construction and demolition debris, yard trash, travel trailers and mobile homes at the solid waste management facility.

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

SECTION 1. The Whereas clauses contained in this Resolution are true and correct and are incorporated herein by reference.

SECTION 2. Pursuant to Sections 125.01, 403.7049, and 403.706, Florida Statutes, and Division 3 of Article II of Chapter 14, Hernando County Code of Ordinances, the Board of County Commissioners of Hernando County hereby adopts the following revised tipping fees and charges for receiving and disposal of various types of solid waste at the Hernando County solid waste management facility generated from within the County:

<u>Type of Waste</u>	<u>Disposal Fee</u>
Class 1 Solid Waste – Garbage, rubbish, refuse, or other discarded material resulting from domestic, industrial, commercial,	\$60.50 per ton

agricultural, or government operations.

Construction and Demolition Debris – Discarded material considered not water soluble and non-hazardous, including, but not limited to, steel, glass, brick, concrete, asphalt, pipe, wallboard, lumber, and roofing materials from construction, demolition, or renovation of structures.	\$76.00 per ton
Yard Trash – Vegetative matter resulting from landscaping maintenance, which includes tree and shrub trimmings, grass clippings, palm fronds, trees, and tree stumps.	\$54.50 per ton
Personal Watercraft – Boats, jet-skis, and wave runners.	\$60.50 per ton
Sludge	\$60.50 per ton
Automobile Tires – Passenger car, motorcycle, and light truck tires (16 inches or less).	\$150.00 per ton
Semi-Truck Tires – Road-type, heavy truck, and semi-tractor tires (greater than 16 inches).	\$150.00 per ton
Off-Road Tires – Heavy equipment tires and racing slicks.	\$200.00 per ton
Travel Trailer – Without tires.	\$230.00 flat fee
Travel Trailer – With tires.	\$255.00 flat fee
Single-Wide Mobile Home – Without tires.	\$400.00 flat fee
Single-Wide Mobile Home – With tires.	\$450.00 flat fee
Double-Wide Mobile Home – Without tires.	\$790.00 flat fee
Double-Wide Mobile Home – With tires.	\$825.00 flat fee

SECTION 3. All prior and conflicting resolutions or parts of resolutions, including but not limited to, Resolution No. 2021-49, shall be repealed, rescinded, superseded and replaced by this Resolution effective July 01, 2023.

SECTION 4. In the event that any provision, portion or section of this Resolution is determined to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining provisions, portions or sections of this Resolution which shall remain in full force and effect.

SECTION 5. This Resolution and the revised rates, fees and charges established in this

Resolution shall become effective July 01, 2023.

ADOPTED in Regular Session this ____ day of _____, 2023.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

Douglas A. Chorvat, Jr.
Clerk of the Circuit Court & Comptroller

By: _____
John Allocco, Chairman

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: Victoria Anderson
County Attorney's Office