

STATE OF ALABAMA )

COUNTY OF BALDWIN )

**RESOLUTION #2022-023  
OF THE  
BALDWIN COUNTY COMMISSION**

**PROVIDING FOR SOLID WASTE LANDFILL TIPPING FEES AND  
COMMERCIAL ACCOUNT LATE FEES, SPECIFICALLY AMENDING A BALDWIN  
COUNTY COMMISSION POLICY RELATED THERETO TO ACCOMPLISH THE  
SAME.**

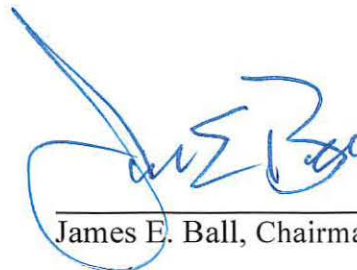
WHEREAS, Baldwin County Commission Policy #7.4 provides for the processes/procedures related to Solid Waste Landfill Tipping Fees and Commercial Account Late Fees; and

WHEREAS, the Baldwin County Mandatory Public Participation Solid Waste Program is authorized pursuant to certain actions of the Baldwin County Commission and remains compliant with Section 22-27-1, et seq., Code of Alabama 1975 (Solid Wastes and Recyclables Materials Management Act), and without limitation; and

WHEREAS, at this time, the Baldwin County Commission desires to amend Baldwin County Commission Policy #7.4; however, for said policy to be amended and to be compliant with the aforesaid applicable Alabama law, specifically Section 22-27-5 (a) and (e), Code of Alabama 1975, and without limitation, a resolution must be adopted by the Baldwin County Commission to accomplish the same; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, that, in compliance with Section 22-27-1, et seq., Code of Alabama 1975 (Solid Wastes and Recyclables Materials Management Act), specifically Section 22-27-5 (a) and (e), Code of Alabama 1975, and without limitation, Baldwin County Commission Policy #7.4 is hereby amended to read in its entirety as set forth in Exhibit "A" (deletions set forth in RED as struck through and inclusions set forth in BLUE as double underlined) hereto and shall become effective immediately.

DONE, under the Seal of Baldwin County, Alabama, as affixed on this the 16th day of November 2021.

  
James E. Ball, Chairman

ATTEST:

  
Wayne Dyess, County Administrator





**BALDWIN COUNTY COMMISSION**

| <b>POLICY #7.4</b>             |   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
|--------------------------------|---|-------------------|------------------|--------------------|-----|--------------|-----|-----------------|-----|-------------------|-----|--------------------------------|---------------------|
| <b>Subject</b>                 | Solid Waste Tipping Fees and Commercial Account Late Fees   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| <b>Date Adopted</b>            | <del>August 6, 2019</del> <a href="#">November 16, 2021</a>   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| <b>Agenda Item</b>             | <a href="#">TBD</a>   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| <b>Obsolete Versions</b>       | <table border="0"> <tr> <td>February 19, 2008</td> <td>Minutes, Page 26</td> </tr> <tr> <td>September 17, 2013</td> <td>BG1</td> </tr> <tr> <td>June 3, 2014</td> <td>BF2</td> </tr> <tr> <td>October 4, 2016</td> <td>BH1</td> </tr> <tr> <td>February 19, 2019</td> <td>BL3</td> </tr> <tr> <td><a href="#">August 6, 2019</a></td> <td><a href="#">GK1</a></td> </tr> </table> | February 19, 2008 | Minutes, Page 26 | September 17, 2013 | BG1 | June 3, 2014 | BF2 | October 4, 2016 | BH1 | February 19, 2019 | BL3 | <a href="#">August 6, 2019</a> | <a href="#">GK1</a> |
| February 19, 2008              | Minutes, Page 26  |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| September 17, 2013             | BG1   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| June 3, 2014                   | BF2   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| October 4, 2016                | BH1   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| February 19, 2019              | BL3   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |
| <a href="#">August 6, 2019</a> | <a href="#">GK1</a>   |                   |                  |                    |     |              |     |                 |     |                   |     |                                |                     |

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**POLICY STATEMENT**

This policy outlines the Baldwin County Solid Waste Department's Landfill Tipping Fees and Commercial Account Late Fees established by the Baldwin County Commission (see Resolution #~~2022-02349-122~~; [November 16, 2021](#); ~~August 6, 2019~~ regular meeting).

**PROCEDURAL REQUIREMENT**

1. The rates set forth in the table below are the established Solid Waste Landfill Tipping Fees of the Baldwin County Commission.

**Landfill Tipping Fees**  
(Minimum charge of \$4.00 per load)

| COMMODITY | RATE PER TON<br>(UNLESS OTHERWISE NOTED) |
|-----------|--|
| ASBESTOS  | \$40.00                                  |
| CARRION   | \$40.00                                  |
| C&D       | \$18.00                                  |

|  |   |
|--|---|
| C&D SPECIAL HANDLING   | \$25.00   |
| C&D CY<br>(Option For Customers<br>With Approved Containers Only **) | \$18.00/TON or \$4.50/YARD (plus \$1.00/Ton for each<br>ton over the 7.5 ton threshold) |
| COMMERCIAL GARBAGE   | \$33.00   |
| COMPOST  | \$25.00   |
| CUT/SHREDDED TIRES   | \$18.00   |
| COMMERCIAL PAINT   | \$15.00 PER GALLON  |
| HOUSEHOLD HAZARDOUS WASTE  | \$2.00 PER GALLON/EACH  |
| RESIDENTIAL GARBAGE (*BCSWMP Participants)                           | \$30.00   |
| SEPTAGE  | \$20.00   |
| SPECIAL HANDLING/<br>INDUSTRIAL WASTE                                | \$40.00   |
| COMMERCIAL E-WASTE   | \$10.00 PER ITEM  |
| TIRES <20 INCHES   | \$3.00 EACH   |
| TIRES >20 INCHES   | \$10.00 EACH  |
| WHITE GOODS/METAL  | \$18.00   |

\*BCSWMP refers to the Baldwin County Solid Waste Management Plan

#### Transfer Station Commercial and Municipal Tipping Fees

*(Residential, Non-Commercial Customers utilizing the transfer station will continue to be charged the Landfill Tipping Fee gate rates, with a minimum charge of \$4.00 per load)*

| COMMODITY  | RATE PER TON<br>(UNLESS OTHERWISE NOTED)  |
|--|---|
| C&D  | \$33.00   |
| C&D CY<br>(Option For Customers<br>With Approved Containers Only **) | \$33.00/TON or \$8.25/YARD (plus \$1.00/Ton for each<br>ton over the 7.5 ton threshold) |
| COMMERCIAL GARBAGE   | \$48.00   |
| COMPOST  | \$25.00   |
| CUT/SHREDDED TIRES   | \$33.00   |
| COMMERCIAL PAINT   | \$15.00 PER GALLON  |
| HOUSEHOLD HAZARDOUS WASTE  | \$2.00 PER GALLON/EACH  |
| RESIDENTIAL GARBAGE (*BCSWMP Participants)                           | \$30.00   |
| SPECIAL HANDLING/<br>INDUSTRIAL WASTE                                | \$55.00   |
| COMMERCIAL E-WASTE   | \$10.00 PER ITEM  |
| TIRES <20 INCHES   | \$3.00 EACH   |
| TIRES >20 INCHES   | \$10.00 EACH  |
| WHITE GOODS/METAL  | \$33.00   |

\*BCSWMP refers to the Baldwin County Solid Waste Management Plan

\*\* To have the option to choose between Tonnage or Cubic Yard rate, Customers must submit an application for container stickers (by size for each group of containers). BCSW will provide stickers. Containers without stickers will be charged the applicable tonnage rate.

In the event the scales are not operational, or the debris event results in the Baldwin County Commission activating the county's debris removal and disposal services or other approved

county contractor, the following cubic yard rates shall apply as the Baldwin County Commission's Landfill Tipping Fees and Transfer Station Tipping Fees

| COMMODITY                                    | Cubic Yard Rates<br>(based on a 4:1 ratio Tons: Yards) |                  |
|--|--|------------------|
|  | Landfill   | Transfer Station |
| C&D AND VEGETATIVE DEBRIS                    | \$4.50   | \$8.25           |
| MSW – MUNICIPAL SOLID WASTE<br>(Residential) | \$7.50   | \$7.50           |
| MSW – MUNICIPAL SOLID WASTE<br>(Commercial)  | \$8.25   | \$12.00          |
| SPECIAL HANDLING / INDUSTRIAL<br>WASTE       | \$10.00  | \$13.75          |

On October 1, 2008, Baldwin County Solid Waste began assessing a late fee to any outstanding balance carried by a commercial account. Commercial accounts are defined as those customers who have applied for and been extended charging privileges at County maintained landfills. Those customers are billed monthly with the expectation that their account will be paid in full prior to the next billing.

2. Commercial Account Eligibility

- a. Landfill Credit Account Application with fifty-dollar (\$50.00) non-refundable deposit.
- b. Credit Check through Experian and/or credit references.
- c. Account establishment will be based on the a-forementioned criteria and approval by the Development and Environmental Director.

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3. Account Late Fees

**Commercial**

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A two percent (2%) late fee, with a minimum late fee of \$10.00, will be imposed on all commercial charge accounts that become delinquent as defined by the following:

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- 1. Payment is due by the 5<sup>th</sup> of each month.
- 2. If payment is not received by the 15<sup>th</sup> of each month, a 2% fee will be applied to any outstanding balance.

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**Waiving of Late Fees**

- 1. **Customer Courtesy** – A one-time ten dollar (\$10.00) late fee waiver, per collection account may be administratively waived by the Senior Accountant.



2. **System Error** – Late fee(s) of ten dollars (\$10.00) or more billed due to system error and/or system limitations may be administratively waived by the Senior Accountant with subsequent review of the Development and Environmental Director.
3. **Administrative (Other)** –Late fee(s) of ten dollars (\$10.00) or more may be administratively waived for accounts with good historical payment history due to extenuating circumstances as deemed necessary by the Senior Accountant with subsequent review of the Development and Environmental Director.
4. **Baldwin County Commission Waiver** – The Baldwin County Commission reserves its right to waive any late fees for any reason as it determines appropriate and as approved in session assembled.

**FORMS/ATTACHMENTS/EXHIBITS**

1. [N/A Landfill Credit Account Application](#)
2. [Credit Authorization Certificate](#)



# LANDFILL CREDIT ACCOUNT APPLICATION

|   |   |   |  |   |                 |
|---|---|---|--|---|-----------------|
| <b>Baldwin County</b><br><b>Solid Waste</b><br>Phone: 251-972-6878<br>Fax: 251-580-2582 | <b>Magnolia Landfill</b><br>15093 Landfill Drive<br>Summerdale, AL 36580<br>Phone: 251-972-8574 | <b>MacBride Landfill</b><br>26941 McBride Road<br>Loxley, AL 36551<br>Phone: 251-972-8508 | <b>Eastfork Landfill</b><br>17917 CC Road<br>Elberta, AL, 36530<br>Phone: 251-972-8553 | <b>Bay Minette Transfer Station</b><br>42901 Nicholville Road<br>Bay Minette, AL 36507<br>Phone: 251-580-1898 |                 |
| <b>Customer Name</b>  |   | <b>Phone</b>  | <b>Fax</b>   |   |                 |
| <b>Billing Address</b>  |   |   | <b>City</b>  | <b>State</b>  | <b>Zip Code</b> |
| <b>Physical Address</b>   |   |   | <b>City</b>  | <b>State</b>  | <b>Zip Code</b> |
| <b>Business Owner/President</b>   |   | <b>Phone</b>  | <b>Cellular</b>  | <b>E-Mail</b>   |                 |
| <b>Accounts Payable Contact</b>   |   | <b>Phone</b>  | <b>Cellular</b>  | <b>E-Mail</b>   |                 |

TAX ID: \_\_\_\_\_ Date Business Started: (mm/yy) \_\_\_\_\_

Estimated Disposal Material Generated: \_\_\_\_\_ TONS/YEAR

Type of Disposal Material Being Transported: \_\_\_\_\_

Are you currently, or have you in the past, done business with Baldwin County Solid Waste? Yes \_\_\_\_\_ No \_\_\_\_\_

I do hereby state, that I am authorized to arrange for the handling and disposal of the above referenced materials. I am further authorized to commit the above noted firm to pay all costs associated with disposal of said materials. It is further understood that the Baldwin County Commission establishes Rates & Fees, these are outlined by BCC Resolution 2022-023 and BCC Policy #7.4.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

*\*I hereby certify that no Hazardous Waste will be brought to any Baldwin County Solid Waste Facility and in the event Hazardous Waste, as defined by ADEM, is identified after disposal, remediation costs and penalties shall be imposed to the account holder.*

**DO NOT WRITE BELOW THIS LINE / OFFICE USE ONLY**

Approved by \_\_\_\_\_ Date \_\_\_\_\_  
Terri Graham, Development and Environmental Director

| Account Number | Credit Limit | Date Opened | Opened by |
|----------------|--------------|-------------|-----------|
|                |              |             |           |



# LANDFILL CREDIT ACCOUNT APPLICATION

## Trade References: (No Financial Institutions or Credit Card Companies)

|                      |                |
|----------------------|----------------|
| <b>Company Name:</b> | Contact:       |
| Address              | City State Zip |
| Phone Number:        | Fax/Email:     |
| <b>Company Name:</b> | Contact:       |
| Address              | City State Zip |
| Phone Number:        | Fax/Email:     |
| <b>Company Name:</b> | Contact:       |
| Address              | City State Zip |
| Phone Number:        | Fax/Email:     |

Billing is once monthly & E-Invoicing is available. This account requires payments (checks) to be mailed to 15093 Landfill Drive, Summerdale, AL 36580. No online payments or Credit Card payments can be accepted. ACH is available.

If credit is granted, I/we promise to pay bills when rendered. I/we understand all invoices are payable 15 days from receipt of invoice. In the event payment is not made and my/our account is referred to a collection agency or attorney, I/we will pay cost of collection. If legal action is required, I/we will pay reasonable attorney's fees resulting from such action. I/we authorize the above listed trade references to release to Baldwin County Solid Waste any credit or financial information that Baldwin County Solid Waste may request. I/we acknowledge that the extension of credit will be at the sole discretion of Baldwin County Solid Waste.

**Commercial Account Late Fees:** Payment is due by the 5<sup>th</sup> of each month. A two percent (2%) late fee with a minimum late fee of \$10.00 will be imposed on all commercial charge accounts that payment is not received by the 15<sup>th</sup> of the month.

**Return Check Policy:** An NSF fee of \$30.00 will be added to your account on all return checks.

**Terminating Account:** The customer is responsible for notifying Baldwin County Solid Waste to close their account.

Please Describe Your Vehicle(s):

| DRIVER | VEHICLE NUMBER | MAKE OF VEHICLE | LICENSE NUMBER |
|--------|----------------|-----------------|----------------|
|        |                |                 |                |
|        |                |                 |                |
|        |                |                 |                |
|        |                |                 |                |

**\*Baldwin County Solid Waste (BCSW) requests that your company name, as referenced on this application, be displayed on your vehicles and/or trailers to ensure charges are posted to account correctly. The driver of unmarked or unidentified vehicles may be asked to produce ID and be authorized, prior to dumping/disposal, to charge on account. For drivers not identified on this form, BCSW will require written notification from your account contact prior to disposal. Initial \_\_\_\_\_**



## CREDIT AUTHORIZATION CERTIFICATE

Date: \_\_\_\_\_

I (We) have applied for a charge account with Baldwin County Solid Waste (BCSW). This letter is your authorization to:

- A. Order a credit report on me (us) from the Credit Reporting Agency of your choice; and
- B. Verify and re-verify, where necessary, and bank accounts which I (we) list on our credit application; and
- C. Verify and re-verify, where necessary, business licenses I (we) hold, issued by applicable licensing departments of city, county, and state agencies; and
- D. Obtain any information from any source the County deems necessary in processing my (our) credit application or in monitoring and credit activities after my (our) credit application has been processed and approved. I (we) agree to cooperate fully in any credit monitoring procedures.

BCSW, any bank, or creditor are authorized to accept a photocopy or facsimile copy of this letter and my (our) signature(s) to release information.

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Applicant's Name (Please Print)

\_\_\_\_\_  
Company Name (Please Print)