STATE OF ALABAMA)

COUNTY OF BALDWIN)

RESOLUTION #2014-090
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 the County of Baldwin, at the County Seat in Bay Minette, Alabama, on this the 3rd day of June, 2014.

Commissioner Charles F. Gruber, Chairman

ATTEST:

David A. Z. Brewer, County Administrator

EXHIBIT A

COMMISSION POLICY

POLICY #7.4

SUBJECT: Solid Waste Landfill Tipping Fees and Commercial Account Late Fees

DATE ADOPTED	**AGENDA ITEM**
~~September 17, 2013~~	~~BG1~~
June 3, 2014	To Be Determined

OBSOLETE VERSIONS

DATE ADOPTED	**PAGE (BCC MINUTES)**
February 19, 2008	Page 26
September 17, 2013	BG1

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 #2014-090; June 3, 2014, regular meeting).

PROCEDURAL REQUIREMENT

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

Landfill Tipping Fees

COMMODITY	RATE PER TON (UNLESS OTHERWISE NOTED)
ASBESTOS	$40.00
CARRION	$40.00
C&D	$18.00
C&D SPECIAL HANDLING	$25.00
C&D CY (Option For Commercial Roll-Off Customers Only)	$2.75/YARD
COMMERCIAL GARBAGE	$33.00
COMPOST	$25.00
CUT/SHREDDED TIRES	$18.00
HOUSEHOLD HAZARDOUS WASTE	$2.00 PER GALLON/EACH
RESIDENTIAL GARBAGE (*BCSWMP Participants)	$30.00
SEPTAGE	$20.00
SPECIAL HANDLING/ INDUSTRIAL WASTE	$40.00
TIRES <20 INCHES	$3.00 EACH
TIRES >20 INCHES	$10.00 EACH
WHITE GOODS/METAL	$18.00

*BCSWMR refers to the Baldwin County Solid Waste Management Plan

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EXHIBIT A

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.

COMMODITY	Cubic Yard Rates (based on a 4:1 ratio Tons:Yards)
C&D AND VEGETATIVE DEBRIS	$4.50
MSW – MUNICIPAL SOLID WASTE (Residential)	$7.50
MSW – MUNICIPAL SOLID WASTE (Commercial)	$8.25
SPECIAL HANDLING / INDUSTRIAL WASTE	$10.00

Beginning October 1, 2008, Baldwin County Solid Waste will begin 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.

Commercial Account Late Fees

COMMERCIAL: 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:

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

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.

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