

SIBLEY COUNTY

Article 720 “Solid Waste Management Service Fee Ordinance” of the Code of Ordinances of the County of Sibley

ARTICLE 720. SOLID WASTE MANAGEMENT SERVICE FEE ORDINANCE

SECTION 720.1 SERVICE CHARGE

SUBD. 720.1.1 Purpose and Authority

720.1.1.1 This section is enacted pursuant to Minnesota Statute §400.08 which grants Sibley County the authority to impose reasonable charges for solid waste management and disposal. The purpose of this section is to establish a method of collection for such charges.

SUBD. 720.1.2 Method of Billing and Collection Service Charge

720.1.2.1 Sibley County shall impose a service charge for solid waste management services provided to the various parcels of land in the County, and such charges may result in an assessment levy payable with the real estate taxes.

SUBD. 720.1.3 Unpaid Charges

720.1.3.1 On or before October 15th in each year, the County Board shall certify to the County Auditor all unpaid outstanding charges and a description of the lands against which the charges arose. It shall be the duty of the County Auditor, upon order of the County Board, to extend the assessments with interest rate provided or in Minnesota Statutes Section §279.03, Subdivision 1, upon the tax rolls of the County for the taxes of the year in which the assessment is filed. For each year ending October 15th, the assessment with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the State. The charges, if not paid, shall become delinquent and be Subject to the same penalties and the same rate of interest as the taxes under the general laws of the State.

SUBD. 720.1.4 Rates and Charges

720.1.4.1 The County Board, by resolution, may establish or revise the rate schedule for solid waste management services. All rates and charges shall be uniform in their application to use and service of the same character and quantity. A copy of the current rate schedule shall be kept on file in the Office of the County Auditor and is attached at the end of this Article. If no new rate schedule for solid waste management services is adopted in any year, the rate schedule for the previous year shall remain in effect.

In establishing or revising the rate schedule, the Board may take into account all factors relevant to solid waste management and disposal. Such factors include, but are not limited to, the character, kind and quality of service and of solid

waste, the method of disposition, the number of people served at each place of collection, and all other factors that enter into the cost of providing service including, but not limited to, public education, recycling programs, solid waste management facilities operating and debt service cost.

SUBD 720.1.5 Collection

720.1.5.1 Unpaid charges may be collected in Small Claims Court or through such other means as may be approved by the County Attorney.

SUBD. 720.1.6 Appeals

720.1.6.1 Any property owner who believes that the service charge imposed upon his property is incorrect, may appeal the charge. An appeal form may be obtained at the Office of the County Assessor, and shall be filed within thirty (30) days of mailing the service charge statement by the County. The County Assessor shall, within thirty (30) days of receipt of the appeal, review the appeal and notify the appellant by the U.S. mail whether an adjustment is due and how much, or whether the appeal is denied.

SECTION 720.2 SERVICE AREA

SUBD. 720.2.1 This section is enacted pursuant to Minnesota Statute Section §400.08 which grants Sibley County the authority to establish and determine the boundaries of solid waste management service areas in the County. The boundaries of Sibley County shall constitute the boundaries of the solid waste management service area.

ARTICLE 720 ATTACHMENT

**SIBLEY COUNTY
SOLID WASTE MANAGEMENT SERVICE FEE SCHEDULE**

Annual Assessment - \$18.00 per unit

Adjustment Codes

Residential Units	1 to 3	@ 100% (duplex-2 units x \$18.00 = \$36.00)
Apartment Bldg.	4 or more	@ 75% (24 units x 75% x \$18.00 = \$324.00)
Mobile Home Parks # of pads		@ 67% (36 pads x 67% x \$18.00 = \$432.00) (Important to add to the real estate and not the individual mobile homes – much easier to collect and avoid the argument about partial year occupancy)
Nursing Homes	# of beds	@ 50% (40 beds x 50% x \$18.00 = \$360.00)
Seasonal Recreational	# of units	@ 50% (12 cabins x 50% x \$18.00=\$108.00)
Migrant Housing	# of units	@ 33% (12 units x 33% x \$18.00 = \$72.00)

Commercial/Industrial Units (maximum of 5 units)

- 5 units – Public Schools, county courthouse, health & human services building, hospitals, manufacturing plants, office building with rental units,
- 4 units – Large grocery stores, restaurants, large offices, mid sized manufacturing plants, clothing stores, medical/dental clinics.
- 3 units – Cafes, smaller grocery stores, bars/taverns, convenience stores, city halls, community centers, banks, city hall buildings, post offices, car dealerships, Fert. Plants, elevators, small manufacturing plants.
- 2 units – Small offices or stores, gas stations, law offices, insurance offices, small cafes, small hardware stores, legion/VFW clubs, bowling alleys
- 1 unit – Township halls, churches, parsonages, small city halls, libraries, county & state highway garages

These unit values are only a guide, the county assessor assigned numbers but adjusted based on his judgment, ie: a parochial school could be 2 or 3 units or possibly 4 or 5 based on the size of the enrollment. Most cafes fall in the 3 range but a small Ma and Pa operation may be only 2. The numbers expressed here were established by the county assessor for Sibley County and are periodically reviewed. What works for this county, may not for another county.