RESOLUTION #2012-091

A RESOLUTION TO ESTABLISH GARBAGE AND REFUSE FEES AND RATES

WHEREAS, the City of Rapid City previously established garbage and refuse fees and rates via Resolution #2012-062; and

WHEREAS, the Public Works Department has reviewed the existing rates charged for Family Domestic Unit Collection Charges and recommends a decrease in the existing rates.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Rapid City that the following fees and rates are established for garbage and refuse services, and landfill products:

Family Domestic Unit Collection Charges

The following rates are established for charges made by the city for collection, recycling and disposal of the refuse of family domestic units, as defined by Rapid City Municipal Code ("RCMC") § 8.08.010, and consistent with RCMC §§ 8.08.050 and 8.08.070.

	*Rate
35 Gallon Collection Container	$9.54
65 Gallon Collection Container	$11.28
95 Gallon Collection Container	$13.02
Recycling	$4.60

*Rate per month

Solid Waste Collection Rate Relief Program

Residential solid waste collection users can apply for a reduction on the foregoing established rates. Eligibility for this program is based upon criteria outlined by the State of South Dakota Department of Revenue and Regulation Property Tax Division for the purpose of the Freeze on Assessments of Dwellings of Disabled and Senior Citizens Program. The Solid Waste Collection Rate Relief program shall be administered through the City Public Works Department. The Director of Public Works, or his or her designee, shall have the authority to establish policies and procedures for administration of the program and to designate the

program's calendar year. In order to qualify for the program an applicant must meet the following criteria:

1. Must either be 65 years of age or older or disabled as defined by the Social Security Act.

2. Income guidelines ("Income" means the adjusted gross income from the applicant's previous year's federal income tax return, including social security payments):

    a. Single income household – less than $24,599.44.
    b. Multiple income household (all household members) – $30,749.30.

3. Applicant may own, rent, lease, or have a life estate in the property for which the reduction is applied for. Applicant must physically reside at the property. The solid waste collection bill must be in the Applicant's name. If the residence has multiple units, but is served by only 1account, the residents of the property are not eligible for the program. If each unit has its own account the residents may be eligible for the program if they meet the other criteria. If the applicant owns or has a life estate in the property it must have a fair market value of less than $168,855.21. If the applicant rents or leases the property the rent or lease payment must be less than $900.00 for a single person or less than $1,200.00 for a multiple income household.

If an applicant qualifies for the program the applicant's solid waste collection rates shall be reduced by twenty percent (20%) for a period of 1 year or until the yearly renewal date. The applicant must reapply every year. If the fair market value of the applicant's property or the rent paid by them exceeds the threshold amounts, they can still qualify for the program if they were qualified in the immediately preceding year and remain domiciled in the same residence.

Excess and Loose Garbage

The Public Works Director, or his or her designee, subject to Council approval, may adopt policies and fees for excess garbage, loose garbage placed in containers, collection by request of trees, branches, and/or rubbish of an extraordinary character. The Public Works Director, or his or her designee, may amend and modify the same with Council approval.

Landfill Charges

A. No person, firm, corporation or other entity shall place or cause to be placed any refuse, of any type or source, upon the landfill without having first paid the fee prescribed by this section.

B. The following rates are established for the disposal of refuse at the landfill:

    i. By automobile: $2.00 per load; and

    ii. By pickup or single-axle trailer: $20.00 per load.

1. As an alternative to the above rates, a person may request that his or her pickup or single-axle trailer be charged based on weight, but in no event shall the disposal fee be less than $5.00.

2. The Director of Public Works or his or her designee may require that any vehicle or trailer or combination be weighed and disposal fees be charged according to the per ton or cubic yard fee schedule, enumerated below.

a. The schedule is as follows:

	Rate
Tip fee per ton	$59.00
Tip fee per cubic yard	$21.32

b. The per ton revenue shall be divided between the MRF and the landfill as follows:

Tip fee per ton	Landfill	MRF
$59.00	$24.01	$34.99
Tip fee per cubic yard*	Landfill	MRF
21.32	8.46	12.86

*The cubic yard rate shall be employed only during such time as the scale is not operating.

C. In lieu of the foregoing charges, there is imposed a special charge for the disposal of certain materials. Determination of eligibility for disposal of special charge materials shall be determined by the Director of Public Works or his or her designee. Special charge materials are as follows:

Mixed Waste	$59 per ton	$21.32 per cubic yard*
Construction debris	$59 per ton	$21.32 per cubic yard*
Non-regulated medical waste	$59 per ton	$21.32 per cubic yard*
Grit and screenings from sumps	$59 per ton	$21.32 per cubic yard*
Ash	$59 per ton	$21.32 per cubic yard*
Petroleum contaminated Soils	$4.50 per ton and testing fee of $100 per 400 ton	

Petroleum contaminated water	$25.50 per ton	
Tires not greater than 16 inches inside diameter (up to 6 tires)	$2.55	
Tires greater than 16 inches inside diameter or on rim (up to 6 tires)	$7.95	
Tires, per ton	$210.00	
Asbestos-containing materials: Minimum charge	$59 per ton $150.00	
Dead animals under 200 pounds	$1.00	
Dead animals over 200 pounds	$116 per ton	
Other items requiring special handling	$87.00 per ton	
Clean Concrete, dirt or rock	$10/ton	
Clean Asphalt Shingles and tar paper	$16/ton	
Clean unpainted and untreated Wood/Wood Pallets	$20/ton	
Asphalt	Free	
Recyclable Metals	Free	
Recyclable Newspaper	Free	
Recyclable Clean Corrugated cardboard	Free	
Recyclable Plastics	Free	
Recyclable Glass	Free	
Yardwaste	Free	

Manure	Free	
Clean Fill dirt	Free	
Alternative Daily Cover (pre-approval required)	Free	

*The cubic yard rate shall be employed only during such time as the scale is not operating.

D. The applicability of any charge shall be determined by the Director of Public Works or his or her designee in the exercise of his or her discretion. The charge shall be twice the scheduled charge if the site manager is not informed of the presence of special materials at the time of entry upon the landfill.

E. The Division of Solid Waste may make certain recycled and reusable products available for purchase at the landfill, and the following rates shall apply:

3/8" yardwaste compost	$20/ton
¾" yardwaste compost	$15/ton
Wood Chips	$10/ton
MSW Co-compost	Free
Recycled Asphalt	$10/ton
Sand or dirt	$5/ton

Rate Exceptions

A. The Common Council may from time to time approve donations or reduced rates for material available for purchase or being disposed of or received by the Solid Waste Division.

B. Citizens of Rapid City who are serviced by city garbage collection and who have an active garbage account will be granted access to the landfill through presentation of an original garbage bill invoice showing garbage service. Garbage bills shall be no older than 12 months from date of garbage service and are good for up to 1000 lbs of refuse. Tires, batteries, and appliances shall not be accepted for disposal with garbage bill.

Effective Date

The effective date of all fees, rates and provisions included herein shall be October 1, 2012.

DATED this _____ day of _____, 2012.

CITY OF RAPID CITY

_____
Mayor

ATTEST:

_____
Finance Officer

(SEAL)