

SOLID WASTE ORDINANCE
SECTION 3 GENERAL PROVISION

The County Board of Rice County Ordains:

SECTION 3.04 SOLID WASTE MANAGEMENT SERVICE FEE ASSESSMENT

Subsection 1. Purpose and Authority

This section is enacted pursuant to Minnesota Statute 400.08 which grants Rice 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.

Subsection 2. Method of Billing

Rice County shall impose a service charge for solid waste management services provided to owners, lessees, or occupants of property in the County. Such charges may result in an assessment levy payable with the real estate taxes, personal property manufactured home taxes, or within thirty (30) days of receipt of a tax statement.

Subsection 3. Service Charge Collection

(a) Real Estate Taxes

On or before October 15th in each year, the County board shall certify to the County Auditor all unpaid 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 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 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.

(b) Tax Exempt Property

On or before October 15th in each year, the County Board shall certify to the County Auditor all unpaid charges and a description of the tax exempt 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 upon the tax statements of the County. For each year ending October 15th, the assessment shall be carried into the tax statement 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 tax statements 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 in the same rate of interest as provided by law.

(c) Manufactured Home Personal Property Taxes

On or before May 1st, the County Board shall certify to the County Auditor all unpaid charges applicable to manufactured homeowners. It shall be the duty of the County Auditor upon Order of the County Board, to extend the assessments upon the tax roles of the County for the taxes of the year in which the assessment is filed. For each year ending May 1st, the assessments shall be

carried into the tax becoming due and payable August 31st of that year, and shall be enforced and collected in the same manner provided for in the enforcement and collection of manufactured homes personal 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.

(d) Taxes Payable in 1991

On or before January 1, 1991, the County Board shall certify to the County Auditor all unpaid charges and a description of the lands and tax exempt lands against which those charges arose. It shall be the duty of the County Auditor, upon Order of the County Board, to extend the assessments upon the tax roles of the County. The assessment 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.

On or before May 1, 1991, the County Board shall certify to the County Auditor all unpaid charges applicable to manufactured homeowners. It shall be the duty of the County Auditor, upon Order of the County Board, to extend the assessments upon the tax statements of the County. For each year ending October 15th, the assessment shall be carried into the tax statement 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 manufactured homes personal 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 in the same rate of interest as provided by law.

Subsection 4. Rate Schedule

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. 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.

Subsection 5. Unpaid Charges

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

Subsection 6. Appeals

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 Director of Waste Management, and shall be filed within 30 days of mailing the service charge statement by the County. The County Waste Management Director shall, within 30 days of receipt of the appeal, review the appeal and notify the appellant by U.S. Mail whether an adjustment is due and how much, or whether the appeal is denied.

Subsection 7. Service Area

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

Subsection 8. Effective Date

This ordinance amendment shall be in full force and effect following the adoption by the Rice County Board of Commissioners and publication as required by law.

NOW, THEREFORE, BE IT RESOLVED that this ordinance is hereby adopted this 28th day of November, 1990.

IT IS ORDERED by the Board of County Commissioners that a full, true and correct copy of this ordinance shall be certified to by the County Auditor who shall forthwith file for record such certified copy in the Office of the Recorder for Rice County; and the same shall be filed within the Auditor's Ordinance Book located in the Office of the County Auditor and published by the County Auditor as required by law.

RICE COUNTY

SOLID WASTE ASSESSMENT FEE

<u>Description</u>	<u>Unit Value</u>
Agriculture	1.0
Seasonal Rec.	.25
Residential-Homestead	1.0
Residential-Non-Homestead	
1-3 Units	2.0
4-5 Units	4.0
6 Units	6.0
7 Units or more	Apply Commercial/ Industrial market value rates
Mobile Homes	1.0
Commercial/Industrial	
Market Value 1 - 100,000	2.0
Market Value 100,001 - 249,000	4.0
Market Value 250,000 and over	6.0
<u>Tax Exempt Properties:</u>	
Public and Private Schools	1.0/Building. Not to exceed 6.0
Colleges and Institutions	6.0
Churches	2.0
Parochial Schools	1.0/Building. Not to exceed 6.0
Rectories or Secondary Residences	1.0
Museums, Community Centers	2.0
Hospitals, Nursing Homes	Apply Commercial/ Industrial market value rates

RICE COUNTY BOARD OF COMMISSIONERS:

Molly Woehrlin

By: Molly Woehrlin
Chair, Rice County Board
of Commissioners

Attest: Steve O'Malley Steve O'Malley,
Rice County Administrator