

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3465

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. STEFANCIK

PROVIDED BY: ENVIRONMENTAL SERVICES

INTRODUCED BY MR. BAGERT

SECONDED BY MR. BURKHALTER

ORDINANCE TO AMEND THE ST. TAMMANY PARISH CODE OF ORDINANCES, CHAPTER 9, GARBAGE AND TRASH, SECTION 9-065.00, FEES, TO ESTABLISH LICENSE FEES FOR SOLID WASTE COLLECTION, HAULING, TRANSFER, DISPOSAL AND DIVERSION ACTIVITIES WITHIN UNINCORPORATED ST. TAMMANY PARISH

WHEREAS, on November 2, 2006, the Parish Council adopted Ordinance C. S. No. 06-1417 establishing rules and procedures relative to solid waste activities within unincorporated St. Tammany Parish; and

WHEREAS, the ordinance was silent on the license fees to be levied in association with each licensed solid waste activity; and

WHEREAS, it is necessary to establish license fees in order to allow the St. Tammany Parish Department of Environmental Services to implement comprehensive licensing.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to amend Chapter 9, Section 9-065.00, Fees, to establish a license fee schedule for solid waste activities in unincorporated St. Tammany Parish.

Section 9-065.00 Fees

Fees, rates, and other charges pursuant to this ordinance and applicable law shall be set from time to time by ordinance of the St. Tammany Parish Government. License holders will be notified in writing of any proposed changes to fees, rates and charges thirty (30) days prior to the public hearing where said changes are to be discussed.

A Solid Waste License Fee shall be paid with the initial application and annually thereafter by the applicant as a condition for license renewal. Nonpayment of the fees shall be grounds for denial of application or renewal. All other fees and charges as set by the St. Tammany Parish Government upon the recommendation of the Department shall be paid in a timely manner as prescribed.

Fees, rates, and other charges pursuant to this ordinance may be billed in a manner determined by the Department.

Solid Waste Facilities, transportation vehicles, or Commercial haulers vehicles owned and operated by St. Tammany Parish or its incorporated cities or townships shall fulfill all requirements of this ordinance except they shall not be required to pay license or permit fees authorized by this ordinance.

The Department is authorized to collect up to (one dollar) \$1/ton on every ton tipped at any and all transfer stations, construction and debris facilities and permitted landfills operating within St. Tammany Parish. It is the responsibility of every owner and/or operator of a transfer station to remit payments for this tipping fee along with volumes each and every month. Said tipping fee shall be used to fund the implementation, oversight and enforcement functions associated with this ordinance. The Department reserves the right to establish the initial date from which said tipping fee will begin to be collected, the exact amount to be collected, and the method of collection, all by ordinance. Notwithstanding the foregoing, all Licensees with existing written contracts with an incorporated municipality and/or residential subdivision shall be exempt from said tipping fees until (after) January 1, 2008.

All other fees and charges assessed herein shall be used to fund the implementation, oversight and enforcement functions associated with this ordinance.

<u>License Type</u>	<u>License Fee</u>	<u>License Period</u>
<u>Solid Waste Hauling</u>	<u>\$50.00 plus</u> <u>\$10.00 each additional vehicle</u>	<u>1 year</u>
<u>Pick-Up and Transfer Station</u>	<u>\$500.00</u>	<u>1 year</u>
<u>Solid Waste Disposal and Diversion</u>	<u>\$1,000.00</u>	<u>1 year</u>

REPEAL: All Ordinances or parts of Ordinances specifically regulating the licensing, collection, storage, hauling, transfer, disposal and diversion of solid waste, which are in conflict herewith, are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: All rules and regulations contained herein shall be in full force and effect on January 4, 2007. This period of time will be necessary for said haulers to submit applications for solid waste activity licenses.

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE ____ DAY OF _____ 2007, AND BECOMES ORDINANCE COUNCIL SERIES NO. _____.

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

COUNCIL CHAIRMAN

KEVIN DAVIS, PARISH PRESIDENT

Published Introduction: December 14, 2006
Published Adoption on: _____, 2007

Delivered to Parish President _____, 2007 at _____
Returned to Council Clerk _____, 2007 at _____