



RESOLUTION NO.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION CONFIRMING WASTE MANAGEMENT FEES FOR THE 2015/2016 TAX YEAR FOR ZONES OF BENEFIT WITHIN COUNTY SERVICE AREA NO. 10

WHEREAS, the Board of Supervisors of the County of El Dorado has formed County Service Area No. 10 pursuant to Title 3, Division 2, Part 2, Chapter 2.2 of the California Government Code and within that County Service Area established zones of benefit; and

WHEREAS, the Board of Supervisors of the County, acting as the governing Board of CSA No. 10 previously established a schedule of fees to be imposed on land within CSA No. 10, pursuant to former government Code §25210.77e, given continuing effect through Government Code §25210.3(d), and Government Code §25830 to provide funding for county services in the zones; and

WHEREAS, in addition to the foregoing, Public Resources Code §41901, the California Integrated Waste Management Act of 1989, as from time to time amended, provides the County with authority to impose and collect fees sufficient to cover the cost of preparing, adopting and implementing a waste management program; and

WHEREAS, certain programs have been previously established for Zone of Benefit C and the City of South Lake Tahoe within CSA No. 10 to comply with the Clean Tahoe Program and provisions of the California Integrated Waste Management Act of 1989; and

WHEREAS, the schedule of fees in the amounts shown on Exhibit B, attached hereto and incorporated herein by reference, are a continuation of previous fees in the same amounts and have been in place and collected since the late 1980's and early 1990's to be used for the acquisition, operation and maintenance of county waste disposal sites, and for financing waste collection, processing, reclamation disposal services and to provide for a procedure for the collection thereof; and

WHEREAS, as required by Government Code §25210.77a(b) and County Ordinance Code §3.30.030, the Board of Supervisors held a duly noticed public hearing to receive and consider documentation and testimony to determine fees and to classify the land within CSA No. 10 based upon the various uses to which the land is put, the volume of waste occurring from the different land uses and other factors reasonably relating to the waste disposal fee to the land upon which it is imposed, and considered any and all objections and protests thereto; and

WHEREAS, after the foregoing public hearing the Board of Supervisors determined an appropriate fee amount and equivalent dwelling unit (EDU) as an appropriate standard of comparison for confirming the existing fees assigned to each division of land.

NOW, THEREFORE, BE IT RESOLVED that the Board determines as follows:

1. The average amount of solid waste and/or household hazardous waste generated by a single family dwelling within CSA No. 10 has been determined by empirical study and shall be deemed to be one (1) EDU. EDU multipliers for the various uses to which land is put within CSA No. 10 are set forth on Exhibit

A – Solid Waste, Liquid Waste & Household Hazardous Waste Generation Table of Equivalent Dwelling Units for CSA No. 10 Fiscal Year 2015/2016, attached hereto and incorporated herein by reference.

2. For the purposes of imposition of the fee(s), an improved parcel, business or real property interest shall be any such parcel, business or real property interest which has an assessed value of \$10,000 or greater, as shown on the latest property tax assessment roll.
3. The existing fees as shown on Exhibit B – County Service Area No. 10 Annual Report of Waste Management Fees Fiscal Year 2015/2016, with no increase over current levels, are hereby confirmed for the fiscal year 2015/2016 commencing July 1, 2015.
4. The Board has established by Resolution 081-2013 a procedure, which remains in effect, for review and appeal of any waste management fee assessed to any particular parcel, business or property interest and may adjust the same as deemed appropriate.
5. The fees shall be distributed in accordance with the final budgets for the zones, as approved by the Board of Supervisors during County budget hearings and amendments thereto.
6. The AB 939 fees for the City of South Lake Tahoe shall be disbursed in accordance with Resolution No. 173-2013, as amended by Resolution _____.

BE IT FURTHER RESOLVED, that the fees as established herein shall appear as a separate item on the tax bill of each parcel and shall be levied and collected in the same manner as County ad valorem taxes are collected, as more specifically set forth and authorized by County Ordinance Code §3.30.040 and subdivision (d) of former §25210.77a of Government Code, as given continuing effect through subdivision (d) of §25210.3 of Government Code, or as directed by the Community Development Agency, Environmental Management Division, as appropriate to the particular land and fee involved.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the ____ day of _____, 20__, by the following vote of said Board:

Attest: James S. Mitrison Clerk of the Board of Supervisors	Ayes: Noes: Absent:
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By: _____ Deputy Clerk	_____ Chair, Board of Supervisors
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I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

Attest: James S. Mitrison, Clerk of the Board of Supervisors of the County of El Dorado, State of California.	
By: _____ Deputy Clerk	Date: _____