

RECORDING REQUESTED BY:

06/22/2015, 20150028400

Board of Supervisors

WHEN RECORDED MAIL TO:

Board of Supervisors
330 Fair Lane
Placerville, CA 95667

SPACE ABOVE THIS LINE RESERVED FOR
RECORDER'S USE

TITLE (S)

**RESOLUTION NO. 103-2015
RESOLUTION CONFIRMING WASTE MANAGEMENT FEES FOR
THE 2015/2016 TAX YEAR FOR ZONES OF BENEFIT WITHIN
COUNTY SERVICE AREA NO. 10**



RESOLUTION NO. 103-2015

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 090-2015.

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 16th day of June, 2015, by the following vote of said Board:

Ayes: Mikulaco, Ranalli, Frentzen, Veerkamp,
Noes: none Novasel
Absent: none

Attest:
James S. Mitrison
Clerk of the Board of Supervisors

By: [Signature]
Deputy Clerk

[Signature]
Chair, Board of Supervisors
Brian K. Veerkamp

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: _____ Date: _____
Deputy Clerk

EXHIBIT A

SOLID WASTE, LIQUID WASTE
AND HOUSEHOLD HAZARDOUS WASTE GENERATION
TABLE OF EQUIVALENT DWELLING UNITS FOR CSA No. 10
FISCAL YEAR 2015/2016

USE CODES	GENERAL DESCRIPTION	MULTIPLIER
01 & 16	Mobile Homes	1
02	Improvements other than Residential	1
07	Retirement Housing	1
11	Improved Residential	1
12	2-3 units	2
13	4 or more units	6
14	Townhouses and Condos	1
15	Possessory Interests	.5
22, 28, 29	Improved Rural	1
23, 96-98	Rural Subdivisions EC & 20 acres Cemeteries, Museums	1
31, 32, 61, 62 & 63	Improved Commercial	12
36-38 45, 46, 48, 64, 65 67, 68 & 92-94	Improved Commercial/Retail Stores, Supermarkets, ETC.	14
33	Motel	.4 PER UNIT
34	Service Stations	8
35	Mobile Home Park	.5 PER UNIT
41 & 43	Improved Industrial	20
42	Mini-Storages	1
39, 44, 47	Major Retail/Large Generators	126

**Exhibit B
COUNTY SERVICE AREA No. 10**

Annual Report of Waste Management Fees - Fiscal Year 2015/2016

Direct Charge Code	Purpose	Fee per EDU	Zone of Benefit	Description of Area	Summary of Costs
20552	Solid Waste	\$17.00	West Slope of County Service Area #10	All improved parcels on West Slope, including those within the City of Placerville.	First adopted in 1988/1989, fee is used in conjunction with other revenues to operate the West Slope Solid Waste and Litter Abatement Program. Activities include: assistance with litter pick up, addressing illegal disposal and working with Code Enforcement to prosecute violators, and promoting recycling activities. Fee aids with the operation, post-closure upkeep and overhead costs for the Union Mine Landfill, including ground and surface water monitoring and landfill gas compliance. Other programs funded through this fee: Waste Discharge Requirements, implementation and maintenance of Intergrated Waste Management Plan required under AB939, along with AB341 which requires diversion of 75% of solid waste by 2020; and for financing waste collection, processing, reclamation and disposal sevicees.
20553	Liquid Waste (Septage)	\$15.00	Unincorporated area of the West Slope of County Service Area #10	All improved parcels in the unincorporated area of West Slope, on septic system; excludes those parcels within the incorporated City of Placerville.	First established in 1988/1989, fees are used in conjunction with other revenues for operational overhead costs of the Union Mine Wastewater Treatment Facility.
20554	Litter Abatement	\$6.00	Zone C - the Unincorporated area of the Tahoe Basin of County Service Area #10	All improved parcels within the unincorporated area of the Tahoe Basin; excludes those within the incorporated City of South Lake Tahoe.	First established in 1990/1991. Fees contribute toward the Clean Tahoe Program and Integrated Waste Management Plan (AB939). Under an agreement with the Clean Tahoe Program, one half of the fee revenue is a direct pass through to the Clean Tahoe Program as contribution to a litter abatement program, additionally funded through a garbage bill surcharge to City residents and operated under guidance of the Clean Tahoe Program Board of Directors. The other half is designated for the planning and implementation of waste reduction and recycling programs under the Community Development Agency, Environmental Management Division. The current Agreement (AGM #245-F1311) expires 6/19/15. A successor agreement (AGM #520-F1511) is being processed under separate cover.

20622	Household Hazardous Waste	\$3.00	County Service Area #10	All improved parcels within the County, including those within the incorporated Cities of Placerville and South Lake Tahoe.	This program was established in 1989/1990 to divert household hazardous waste (HHW) from landfills. The revenue funds the operation, overhead and disposal costs of the permanent HHW collection facility, helps to fund one-day HHW collection events in outlying communities, and supports used oil collection centers throughout the County.
20623	Solid Waste Reduction - SLT (AB939)	\$3.00	The City of South Lake Tahoe	All improved parcels within the City of South Lake Tahoe.	First established in 1990/1991, fees contribute to the Integrated Waste Management Plan mandated under AB939 for planning and implementation of waste reduction and recycling programs to reduce the amount of solid waste going into landfills. Revenue generated by these fees are a direct pass through to the City of South Lake Tahoe, with disbursement of funds authorized by Resolution 173-2013. This Resolution is currently being submitted for admendment, Legistar file # 13-1285.