



RESOLUTION NO.

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION CONFIRMING REPORT OF DELINQUENT MANDATORY REFUSE COLLECTION FEES AS SPECIAL ASSESSMENTS FOR THE 2013/2014 TAX YEAR

WHEREAS, on December 30, 1981, the Board of Supervisors of the County of El Dorado adopted Ordinance 3214 related to Mandatory Refuse and Garbage Collection for South Lake Tahoe; and

WHEREAS, the Board of Supervisors established the Solid Waste Management Ordinance, Chapter 8.42 of County Ordinance Code, as from time to time amended, pursuant to Public Resources Code §40000, *et. seq.* (“California Integrated Solid Waste Management Act of 1989” or “AB 939”); and

WHEREAS, pursuant to provisions of Government Code §25827 and County Ordinance Code Chapter 8.42, County entered into a franchise agreement for Solid Waste Collection with South Tahoe Refuse Company to provide mandatory refuse collection services and charge to customers the fees for providing the compulsory services; and

WHEREAS, South Tahoe Refuse Company has provided a list of delinquent mandatory collection fees (“fees”) to the Community Development Agency Administration and Finance Division with a request to initiate proceedings pursuant to the provisions of Government Code §25828 and County Ordinance Code §8.42.250 – *Lien for Ninety (90) Day Delinquencies*; and

WHEREAS, on May 7, 2013, a Notice of Possible Lien Proceeding for Unpaid Mandatory Garbage Collection Services was mailed to each landowner with fees unpaid for a period of ninety (90) days after the date upon which they were billed (“delinquent landowner”); and

WHEREAS, on June 1, 2013, a Notice of Appeal Hearing Regarding Possible Lien Proceedings for Unpaid Mandatory Garbage Collection Services for a Hearing scheduled for June 26, 2013 from 1:00 p.m. to 2:00 p.m. at the El Dorado County Library, South Lake Tahoe Branch located at 1000 Rufus Allen Boulevard, South Lake Tahoe was mailed to each delinquent landowner; and

WHEREAS, on June 26, 2013, an Appeal Hearing Regarding Possible Lien Proceedings for Unpaid Mandatory Garbage Collection Services was conducted by the Community Development Agency Environmental Management Division, as noticed, at which Hearing no appeals were made; and

WHEREAS, on July 16, 2013 a Notice of Lien Proceedings for Unpaid Mandatory Garbage Collection Service fees and Notice of Public Hearing was mailed to each delinquent landowner; and

WHEREAS, on August 6, 2013, the Board held a duly noticed public hearing and received and considered documentation and any objections or protests of landowners liable to be assessed for delinquent fees.

NOW, THEREFORE, BE IT RESOLVED

