

## MADISON COUNTY ORDINANCE NO. 364

AN ORDINANCE AUTHORIZING MADISON COUNTY TO CHARGE FOR SOLID WASTE DISPOSAL AND TO COLLECT FEES THEREON; PROVIDE FOR THE ADDRESS AND HOURS OF OPERATION OF THE MADISON COUNTY TRANSFER STATION AND MADISON COUNTY CONSTRUCTION AND DEMOLITION SITE; SETTING FORTH WHAT WILL AND WILL NOT BE COLLECTED; PROVIDE FOR OUT OF COUNTY PRICES; REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT HERETO; AND PROVIDING AN EFFECTIVE DATE HEREFOR.

WHEREAS, pursuant to the requirements of law, Madison County provides services for solid waste disposal; and,

WHEREAS, the Board of County Commissioners finds that it is necessary to impose and collect a fee for solid waste services which is reasonably related to the actual cost of those services being rendered; and,

WHEREAS, the Board of County Commissioners finds that it is necessary an address be given, hours of operation set forth, and describing what will and will not be collected at the Madison County Transfer Station and Madison County Construction and Demolition Site (hereinafter "Madison County C&D Site", or "C&D"), and the fees for each.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MADISON COUNTY, IDAHO:

1. The Madison County Transfer Station is located at 530 Airport Road, Rexburg, Idaho 83440; phone number (208) 356-3102. Hours of operation are 7:00 a.m. to 5:00 p.m., Monday through Saturday; closed on all Sundays and on all legal holidays.

2. The Madison County Transfer Station accepts the following items:

- Household waste, municipal solid waste, refrigerators, freezers, air conditioners, white goods (being washers, dryers, water heaters, and ranges), old tires, old batteries, carpet, mattresses, stuffed furniture, railroad ties, and clothing.

3. The following fees shall be collected by the Madison County Transfer Station as tipping fees:

- A. \$60 per ton of solid waste material.
- B. \$1 per garbage bag.
- C. \$25 for each refrigerator, freezer, air conditioner or any other appliance, container or device that contains Freon.
- D. \$2 each for washers, dryers, ranges, water heaters, dishwashers, furnaces, and any other appliance commonly known as a white appliance, if delivered

to the Madison County Transfer Station. If these are delivered to the Madison County C&D Site, there is no charge.

- E. Tires.
  - i. Car and pickup tires, \$2 each. \$4 each with rim and tire.
  - ii. Truck tires, \$7.50 each. \$15 each with rim and tire.
  - iii. Tractor tires, \$15 each. \$30 each with rim and tire.
  - iv. All tires larger than tractor tires (like loader tires), \$25 each. \$50 each with rim and tire.
- F. For all solid waste which is impractical to weigh, a fee of \$1 per bag, garbage can, or other similar container will be collected.
- G. The transfer station accepts at no charge, if it is separated: corrugated cardboard, aluminum cans, and steel.
- H. The transfer station does not accept any liquids of any kind, or any hazardous materials of any kind.

4. The Madison County C&D Site is located 11 miles West of Rexburg, off Highway 33, south on Twin Butte Road, Rexburg, Idaho 83440. Hours of operation are 8:00 a.m. to 5:00 p.m. during the winter, and 7:45 a.m. to 5:00 p.m. during the summer, Monday through Saturday; closed on all Sundays and on all legal holidays.

5. The Madison County C&D Site accepts the following items:

- Debris and materials from any building construction, or demolition, including debris from roads and bridges, which includes: cement, sheetrock, wood, insulation, and metals. The Madison County C&D Site also accepts agricultural waste, which includes: old hay, straw, bailer twine, rotten potatoes, dead animals, any waste product from farming or ranching, yard debris including grass, trees, tree limbs, and garden cleanup.

6. The following fees shall be collected by the Madison County C&D Site as tipping fees:

- A. \$10 per pickup load.
- B. \$15 per 6-wheel truck load.
- C. \$20 per 10-wheel truck load.
- D. \$40 for all truck loads larger than 10-wheel truck loads.
- E. \$1 compost.
- F. Dead animals:
  - i. \$2 each for small dead animals, i.e. calves or smaller; and,
  - ii. \$5 each for animals larger than small dead animals.
- G. For each vehicle load set forth above, the applicable charge will be assessed regardless of whether the vehicle is fully or partially loaded.
- H. The Madison County C&D Site does not accept any liquids, hazardous materials of any kind, or garbage bags, or any household garbage.

7. A minimum fee of \$25 per unit (which shall mean each apartment and/or home

and/or mobile home) shall be imposed and collected from owners of real property within Madison County. The Board of County Commissioners of Madison County shall establish the number of units each parcel of real property shall be assessed. The Board of County Commissioners may exempt from this requirement agricultural land without residences, waste land, vacant lots, and other real property, the use of which is not likely to generate solid waste. The Madison County Treasurer shall, pursuant to Idaho Code § 31-870, certify and collect said solid waste fee set forth in this paragraph in the same manner and with the same penalties provided by law for the collection of real and personal property taxes. However, such remedies and procedures for collection of said fees shall be in addition to, and not exclusive of, all other remedies or procedures available by law to Madison County.

8. The following fees shall be collected by the Madison County C&D Site as it applies to Out-of-County Construction and Demolition fees:

- A. \$5 per small dead animal.
- B. \$10 per large dead animal.
- C. \$30 for dead animal parts in a trailer.
- D. \$15 for all pickup truck (CDP) loads.
- E. \$25 for all 6-wheeler truck (CD6) loads.
- F. \$50 for all 10-wheeler truck (CD10) loads.
- G. \$75 for all truck loads up to 18-wheels (semi-truck loads).
- H. For each vehicle load set forth above, the applicable charge will be assessed regardless of whether the vehicle is fully or partially loaded.
- I. The Madison County Landfill Site does not accept any liquids, hazardous materials of any kind, or garbage bags.

9. Madison County reserves the right to refuse to accept at either the Madison County transfer station or the Madison County C&D Site, any material or substance deemed by Madison County to be unacceptable under local law or ordinance or state or federal law or regulation.

10. This ordinance shall take effect and be in force from and after its passage and approval, and shall repeal Resolution No. 290, and any other Resolution(s) or Ordinance(s) in conflict herewith.

ADOPTED by the Board of County Commissioners of Madison County this 24th day of May, 2010.

APPROVED:

Robert Hansen, Chairman  
Kimber Ricks, Commissioner  
Jon Weber, Commissioner