

AMENDMENT

WOODSON COUNTY RESOLUTION NO. 11- 02\_\_

THIS RESOLUTION IS AN AMENDMENT TO WOODSON COUNTY RESOLUTION 11-01 DATED FEBRUARY 24, 2011, A RESOLUTION CONCERNING TRASH SERVICE PICKUP FEES, AS PER K.S.A. 65-3410

**NOW UPON THIS** 3<sup>rd</sup> day of March, 2011, the Board of County Commissioners of Woodson County, Kansas, is met in regular session with a quorum present, and

**WHEREAS**, K.S.A. 65-3410 provides that the Board of County Commissioners of Woodson County, Kansas are authorized to establish trash pickup services fees for residences and businesses located in Woodson County, Kansas.

**NOW, THEREFORE, BE IT SO RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WOODSON COUNTY, KANSAS**

**Section 1: Definitions**

- (a) Residential - any household or living unit, whether it is urban or rural, consisting of less than three living units.
- (b) Residential/Commercial - any household with an attached business, excluding mobile home parks.
- (c) Commercial – any business, apartment complex, mobile home park, or residential that contains more than three living units, and which produces one dumpster or less trash per week.
- (d) Industrial – any commercial, as defined above, producing more than one dumpster of trash per week.
- (e) Solid Waste Fee - the fee charged for providing all county residents a place to dispose of waste (household garbage, cardboard, rocks, brush, metal, tin etc).
- (f) Refuse Fees – these fees are charged to pay for transporting trash from business or household locations including Yates Center, Toronto, Toronto Lake, Neosho Falls, and Piqua to the landfill or transfer station.

**Section 2: Billing**

That the fees listed below shall be charged on an annual basis and billed together with the Real Estate Tax Notices sent to owners of real estate located in Woodson County, Kansas by the Woodson County Treasurer's Office.

### **Section 3: Termination of trash pickup service**

(a) That anyone wishing to discontinue or terminate the trash pickup services fees at their residence or business shall fill out completely a Disconnect Request Form that may be obtained from the Woodson County Clerk's Office and the Woodson County Treasurer's Office.

(b) No Trash pickup service fees will be discontinued or abated until such time that a Disconnect Request form has been completed, signed and returned to the Woodson County Clerk and satisfactory proof has been provided to the Woodson County Clerk showing that the residence or business has been vacant and without electrical service for a period of at least six consecutive months.

(c) Any person desiring the discontinuing of the trash pickup service fee and abatement therefore based on requirements and criteria other than that set out herein, must obtain approval of the Board of County Commissioners of Woodson County, Kansas before such trash pickup service shall be discontinued and abatement or refund issued.

(d) When satisfactory proof has been provided the Woodson County Clerk showing that the trash pickup fees should be discontinued based on the criteria and requirements set forth above, then the Woodson County Clerk and Woodson County Treasurer can approve discontinuing the trash pickup service fee and pay any abatement or refund which such person may be entitled.

### **Section 4: Annual Solid Waste Fees**

An annual fee shall be charged to all county residents. This fee is for providing a place to dispose of waste. The solid waste fees are assessed as follows:

- (a) Urban Residential – \$50.00.
- (b) Rural Residential - \$40.25
- (c) Residential/Commercial (without a dumpster) - \$70.00.
- (d) Commercial minimum - \$80.00 minimum plus an additional \$80.00 per dumpster.
- (e) Rural Real Estate in the County – \$.03 per acre

### **Section 5: Refuse**

Refuse fees are charged to pay for transporting trash from business or household locations including Yates Center, Toronto, Toronto Lake, Neosho Falls, and Piqua to the landfill or transfer station. Additional dumpsters may be placed at the direction of the county commission. The refuse fees are assessed annually but charges are accrued on a monthly basis as follows:

- (a) Residential fees - \$11.00 per month times the number of living units up to three. Dwellings that consist of more than three living units shall be billed at the rate of commercial. (Annual charge for 12 months = \$132.00 times the number of living units)

(b) Commercial - \$15.50 per month times the number of dumpsters picked up each week. (mobile home courts are included as commercial) (Annual charge for 12 months = \$186.00 times the number of dumpsters)

(c) Residential/Commercial - \$17.40 per month without dumpsters. (Annual charge for 12 months \$210.00)

**Section 6: Additional Rules**

Additional rules and regulations not inconsistent with the provisions of this resolution may be promulgated and enforced by the Woodson County Board of County Commissioners.

**Section 7: Penalties**

Any person who shall violate any of the provisions of this resolution, shall, upon conviction be punished by a fine of not less than ten (\$10.00) nor more than one hundred dollars (\$100.00), and each day of failure to comply with such provisions of this resolution shall constitute a separate offense.

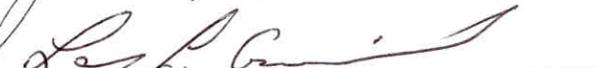
**BE IT FURTHER RESOLVED** that this Resolution shall take effect upon publication one time in the Yates Center News and rates shall be reflected in 2012 special assessments.

Adopted this 3 day of March, 2011.

BOARD OF COUNTY COMMISSIONERS  
WOODSON COUNTY, KANSAS

  
\_\_\_\_\_  
Gwendolyn D. Martin, Chairman

  
\_\_\_\_\_  
John Weseloh, Commissioner

  
\_\_\_\_\_  
Larry Crossfield, Commissioner

Attest:

\_\_\_\_\_  
Shelley A. Stuber  
Woodson County Clerk

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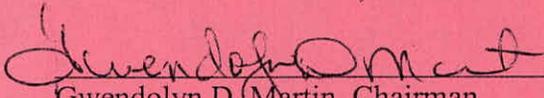
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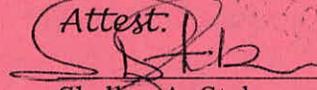
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Attest.  
  
Shelley A. Stuber  
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