

ADOPTED

MAY 2 1994

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 116A-27

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 8, HEALTH AND SANITATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE II, LANDFILL ORDINANCE, SECTION 8-9, HOUSEHOLD WASTE; SECTION 8-10, INDUSTRIAL REFUSE; AND SECTION 8-13, USER CHARGES BY VOLUME.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 8, Health and Sanitation, is hereby amended and reordained by amending Section 8-9, Household waste; Section 8-10, Industrial refuse; and Section 8-13, User charges by volume.

Chapter 8. Health and Sanitation.

Article II. Landfill Ordinance.

Section 8-9. Household waste.

(b) Commercial, industrial and governmental waste generators who bring their own refuse to the landfill, and commercial refuse operators/haulers regardless of the origin of the refuse shall pay the following fees:

Forty-five ~~seven~~ dollars (~~\$45.00~~ \$47.00) per ton, computed on the basis of forty-five ~~seven~~ cents (~~\$0.45~~ \$0.47) per each twenty (20) pounds or fraction thereof. Such charge shall be

computed to the next highest one cent (\$0.01). The minimum charge shall be three dollars and fifty cents (\$3.50) per load.

Any person exempted from payment of the charge for the disposal of refuse as provided in paragraph (a) above will not be assessed any charges as provided in this paragraph.

Section 8-10. Industrial refuse.

(c) The disposal charge for industrial wastes requiring separate disposal locations shall be a minimum of forty-five *seven* dollars (~~\$45.00~~ \$47.00) per ton but may be higher as determined by the manager. In establishing the fee for disposal of a specific waste requiring separate disposal, the manager shall determine the costs to maintain the separate disposal and for special handling requirements, the potential for damage to landfill equipment, environmental effects the refuse may have, state and federal rules and regulations regarding the waste, and other factors determined to be appropriate for the specialized handling of such waste.

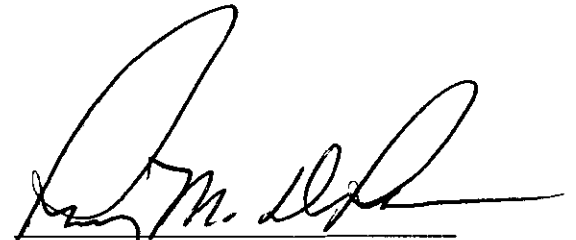
(d) Separate contracts. The administrator may negotiate separate contracts for industrial refuse with large waste generators if it is determined that the volume is predictable and the wastes involved require minimal handling. Such contracts shall guarantee negotiated payments to the county annually and may be offered to generators that exceed eight thousand (8,000) tons per year. No such contract shall guarantee the county less than three hundred sixty *seventy-six* thousand dollars (~~\$360,000~~ \$376,000) per year.

Section 8-13. User charges by volume.

(b) For vehicles for which no history of previous weight data exists as described in paragraph (a) above, the following rates shall apply:

- (1) Uncompacted refuse, four dollars and ~~fifty~~ *seventy* cents (~~\$4.50~~ \$4.70) per cubic yard of truck capacity.
- (2) Compacted refuse, eleven dollars and ~~twenty-five~~ *seventy-five* cents (~~\$11.25~~ \$11.75) per cubic yard of truck capacity.
- (3) The minimum fee for refuse charged for on a volume basis shall be three dollars and fifty cents (\$3.50) per load.

This ordinance shall be effective on and after July 1, 1994.



Perry M. DePue
Chairman, Board of Supervisors

ATTEST:



David B. Norman
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
MAGOON	AYE
EDWARDS	AYE
TAYLOR	NAY
SISK	AYE
DEPUE	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 2nd day of May, 1994.