

Date: August 12, 2021  
To: Weber County Board of County Commissioners  
From: Sean Wilkinson, AICP *SW*  
Director, Community Development Department  
Subject: **Request for approval of the first reading of an ordinance establishing solid waste fees and governing their collection**  
Agenda Date: August 17, 2021  
Documents: Exhibit A: Ordinance Amendment (First Reading)

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**Summary:**

The Weber County Community Development Department is requesting approval of an ordinance establishing solid waste fees and governing their collection. Effective April 1, 2020, Weber County entered into contracts with Republic Services and Waste Management, under which these companies provide residential solid waste collection and disposal services for the County in specific portions of the unincorporated area of Weber County. This ordinance officially adopts the fees as referenced in the aforementioned contracts. Future changes to these fees will be adopted by ordinance or resolution.

Republic Services and Waste Management also provide the billing and collection services for the County in the areas they serve. Some of the residential accounts are delinquent in paying their fees to these companies and the County is responsible for the debt associated with these delinquent accounts. As allowed in section 19-6-506 of the Utah Code, this ordinance enables the County to certify the delinquent fees to the County Treasurer and collect the fees as part of the regular, ad valorem property tax notice, billing, and collection system.

# Exhibit A (First Reading)

ORDINANCE NO. \_\_\_\_\_

## AN ORDINANCE ESTABLISHING RESIDENTIAL SOLID WASTE FEES AND GOVERNING THEIR COLLECTION

**WHEREAS**, section 19-6-506 of the Utah Code authorizes Weber County to establish a schedule of fees to be imposed and assessed on property within its jurisdiction, the revenue from which shall be used for solid waste purposes; and

**WHEREAS**, the County may classify the properties within its jurisdiction and impose different fees for each classification; and

**WHEREAS**, the County has entered into contracts with Republic Services of Northern Utah and with Waste Management of Utah, Inc., under which those two companies provide residential solid waste collection and disposal services for the County in specific portions of the unincorporated area of Weber County; and

**WHEREAS**, the contracts specify the fees to be charged to residential customers, based on which company provides the services in that location; and

**WHEREAS**, the County does not have a service or utility billing and collection system, so it has contracted with Republic Services of Northern Utah and with Waste Management of Utah, Inc. to do the billing and collection; and

**WHEREAS**, some residential accounts are delinquent in paying their fees; and

**WHEREAS**, section 19-6-506 of the Utah Code allows the County, in these circumstances, to choose to bill and collect those fees through the County's property tax notice, billing, and collection system;

**NOW THEREFORE**, the Board of County Commissioners of Weber County ordains as follows:

1. The fees established in the residential solid waste collection and disposal service contracts between Weber County and Republic Services of Northern Utah, and between Weber County and Waste Management of Utah, Inc., are incorporated into this ordinance by reference.
2. The billing and collection of fees shall be handled as stated in the solid waste collection and disposal service contracts, with the following exception:
  - a. Fees that are more than 90 days delinquent may be certified to the county treasurer and may be billed and collected by the county treasurer as a part of the regular, ad valorem property tax notice, billing, and collection system of the county.

## Exhibit A (First Reading)

3. Changes in the fees must be adopted by ordinance or resolution.

**This Ordinance shall be effective 15 days after publication in the Standard Examiner.**

PASSED, ADOPTED, AND A SYNOPSIS ORDERED PUBLISHED this \_\_\_\_ day of

\_\_\_\_\_ 2021.

BOARD OF COUNTY COMMISSIONERS  
OF WEBER COUNTY

By \_\_\_\_\_  
James H. "Jim" Harvey, Chair

Commissioner Froerer voted \_\_\_\_\_  
Commissioner Harvey voted \_\_\_\_\_  
Commissioner Jenkins voted \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Ricky Hatch, CPA  
Weber County Clerk/Auditor

# Exhibit A (First Reading)

## SUMMARY OF WEBER COUNTY ORDINANCE NO. \_\_\_\_\_

### SUMMARY OF AN ORDINANCE OF WEBER COUNTY ESTABLISHING RESIDENTIAL SOLID WASTE FEES AND GOVERNING THEIR COLLECTION

On \_\_\_\_\_, the Board of County Commissioners of Weber County adopted Ordinance No. \_\_\_\_\_, which adopts the fees established in the residential solid waste collection and disposal service contracts between Weber County and the companies providing these services. The ordinance also allows the county treasurer to bill and collect delinquent residential solid waste collection fees through the property tax collection system.

Commissioners \_\_\_\_\_ voted in favor of this ordinance.

Commissioner \_\_\_\_\_ voted against this ordinance.

The complete text of the ordinance is available at the Weber County Clerk/Auditor's Office at 2380 Washington Blvd., Ogden, Utah.