

INDEXED

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

90-409

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

FILED  
YAMHILL COUNTY, OREGON  
1990 JUN 28 PM 2:56  
CHARLES STERN  
COUNTY CLERK  
DEPUTY

In the Matter of an Ordinance )  
Amending Ordinance 490 to Re- )  
instate the Surcharge on Solid )  
Waste Generated Outside Yam- )  
hill County, Effective July 1, )  
1990, to Increase the Sur- )  
charge on February 1, 1991, )  
and Declaring an Emergency )

ORDINANCE NO. 509

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON (the Board), sat for the transaction of county business in special session on June 27, 1990, Commissioners David E. Bishop, Dennis L. Goecks, and Ted Lopuszynski being present.

WHEREAS, pursuant to ORS Chapters 203 and 459 the Board may enact ordinances regulating the disposal of solid waste in Yamhill County; and

WHEREAS, the Board has enacted the Yamhill County Solid Waste Ordinance as amended by Ordinances 154, 192, 259, 401, 434, and 490; and

WHEREAS, Ordinance 434 was enacted by the Board on August 6, 1986 for the purpose of establishing the surcharge collected on solid waste generated outside Yamhill County at \$3.30 per ton; and

WHEREAS, Ordinance 490 was enacted by the Board on July 19, 1989 to temporarily decrease the surcharge on solid waste generated outside Yamhill County from \$3.30 per ton to \$1.30 per ton in order to assure a stable flow of solid waste to Riverbend Landfill; and

WHEREAS, Ordinance 490 was adopted with the express intent of the Board to recover any sums lost by the temporary reduction in the amount of the surcharge by a temporary increase above \$3.30 at some later date; and

WHEREAS, the Board finds that market factors now allow reinstatement of the surcharge on solid waste generated outside Yamhill County, effective July 1, 1990, and allow a temporary increase of the surcharge by \$1.50 on February 1, 1991 in order to recoup funds lost by Yamhill County from July 1, 1989 through June 30, 1990, based upon the temporary reduction in surcharge; and

WHEREAS, the Board concludes that it is in the best interests of the citizens of Yamhill County to reinstate the \$3.30 per ton

surcharge assessed on solid waste generated outside Yamhill County, effective July 1, 1990 and to increase the surcharge to \$4.80 effective February 1, 1991; NOW THEREFORE

IT IS ORDAINED BY THE YAMHILL COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

Section 1. Subsection 9.10(a)(2) of the Yamhill County Solid Waste Ordinance, as amended by Ordinances 154, 192, 259, 401, 434, and 490 is hereby amended to read in its entirety as follows:

"(2)(i) Any disposal franchise, an annual fee of \$25 plus an additional surcharge in the amount set forth in subsection (ii) upon each ton of solid waste which was collected from outside Yamhill County and was delivered to disposal site by commercial hauler.

(ii) The amount of surcharge referred to in subsection (i) shall be \$3.30 per ton from July 1, 1990 until January 31, 1991. The amount of the surcharge referred to in subsection (i) shall be \$4.80 per ton from February 1, 1991 until further amendment of this subsection.

Section 2. Except as amended by Section 1, the Yamhill County Solid Waste Ordinance, as amended by Ordinances 154, 192, 259, 401, 434, and 490 shall remain in full force and effect.

Section 3. This ordinance being necessary to preserve the health, safety, and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, shall be effective upon passage.

DATED this 27th day of June, 1990.

ATTEST

CHARLES STERN  
County Clerk

By: Elaine Pearcey  
Deputy ELAINE PEARCEY

APPROVED AS TO FORM BY:

John M. Gray, Jr.  
JOHN M. GRAY, JR.  
Yamhill County Counsel

YAMHILL COUNTY BOARD OF COMMISSIONERS

David E. Bishop  
Chairman DAVID E. BISHOP

Dennis L. Goecks  
Commissioner DENNIS L. GOECKS

Ted Lopuszynski  
Commissioner TED LOPUSZYNSKI