

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

93-121

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance)
to amend Ordinance 509 to)
Establish the Surcharge on)
Solid Waste Generated Outside) ORDINANCE NO. 548
Yamhill County at \$3.30 per)
ton; Effective March 1, 1993;)
and Declaring an Emergency.)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board"), sat for the transaction of county business in special session on February 24, 1993, Commissioners Debi Owens, Dennis L. Goecks, and Ted Lopuszynski being present.

THE BOARD FINDS AS FOLLOWS:

A. On July 19, 1989 the Board adopted Ordinance 490. Ordinance 490 decreased the surcharge on solid waste generated outside Yamhill County from \$3.30 per ton to \$1.30 per ton for fiscal year 1989-90. The purpose of the interim decrease was to stabilize the flow of solid waste to Riverbend Landfill in Yamhill County.

B. On June 27, 1990 the Board adopted Ordinance 509. Ordinance 509 reinstated the \$3.30 per ton out-of-county surcharge for the period from July 1, 1990 through January 31, 1991. The ordinance also provided that the surcharge would be increased to \$4.80 per ton on February 1, 1991 until further amendment. A finding made by the Board in support of the ordinance provided as follows:

"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 the surcharge;"

C. Funds lost by the reduction in the out-of-county surcharge provided by Ordinance 490 have now been recouped by the additional \$1.50 surcharge imposed by Ordinance 509.

D. Until the Board considers a new rate structure for Riverbend Landfill, which may include an increase in the surcharge or a "host fee" on all waste disposed at the landfill, the out-of-county

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surcharge should be returned to the \$3.30 per ton rate which existed prior to the adoption of Ordinance 490. NOW, THEREFORE,

THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS:

Section 1. Subsection 9.10(a)(2) of the Yamhill County Solid Waste Ordinance, as amended by Ordinances 154, 192, 259, 350, 401, 434, 490, 509 and 534 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 the disposal site by a commercial hauler.

"(ii) The amount of the surcharge referred to in subsection (i) shall be \$3.30 per ton from March 1, 1993 until further amendment of this subsection."

Section 2. Except as amended by Section 1, the Yamhill County Solid Waste Ordinance, as amended, 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.

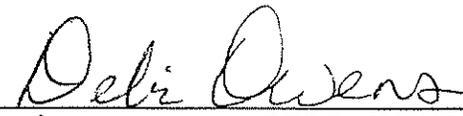
DONE at McMinnville, Oregon this 24th day of February, 1993.

ATTEST

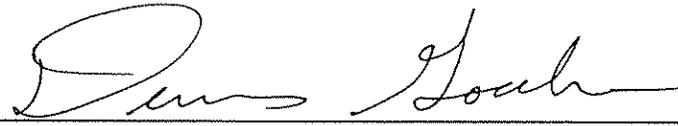
YAMHILL COUNTY BOARD OF COMMISSIONERS

The seal of the Yamhill County Board of Commissioners is circular with a scalloped edge. It features a central emblem with a landscape scene, surrounded by the text "YAMHILL COUNTY BOARD OF COMMISSIONERS".

CHARLES STERN
County Clerk


Chairman DEBI OWENS

By: 
Deputy JANNIE MITCHELL


Commissioner DENNIS L. GOECKS

FORM APPROVED BY:

JOHN M. GRAY, JR.
Yamhill County Counsel


Commissioner TED LOPUSZYNSKI

Accepted by Yamhill County
Board of Commissioners on
2-24-93 by Board Order
93-121.