

RESOLUTION NO. 22-_____

A RESOLUTION OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS ADOPTING A SCHEDULE OF ANNUAL RATES, ASSESSMENTS, SERVICE FEES, AND CHARGES, AGAINST ALL IMPROVED REAL PROPERTY WITHIN BOTH THE INCORPORATED AND UNINCORPORATED AREAS OF BREVARD COUNTY IN ORDER TO CONSTRUCT, OPERATE AND MAINTAIN A SOLID WASTE DISPOSAL SYSTEM; AND PROVIDING FOR INTEREST AGAINST DELINQUENT ASSESSMENTS ON IMPROVED COMMERCIAL PROPERTIES FOR THE COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2022.

WHEREAS, under the authority of Chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida, to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Florida Statutes, Section 125.01(1)(k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal; and

WHEREAS, the Board of County Commissioners of Brevard County, Florida, has enacted Chapter 94, Article III., Division 2., and Article IV., Division 2., Code of Ordinances of Brevard County, Florida, relating to the disposal of solid waste within Brevard County and to the mandatory imposition of an annual disposal special assessment, or service fee, against all improved real property within both the incorporated and unincorporated areas (benefit unit) of Brevard County to pay for the cost of providing a solid waste disposal system; and

WHEREAS, all improved real property within the incorporated and unincorporated areas of Brevard County receive a direct and special benefit from the services provided through the solid waste disposal system; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall hold a public

hearing for the purpose of adopting a schedule of annual rates, assessments, service fees, and charges to be imposed for the ensuing County fiscal year upon the owners of all residential and commercial improved property in both the unincorporated and incorporated areas of Brevard County; and

WHEREAS, said public hearing was set for August 2, 2022 at 5:00 p.m., in the Brevard County Government Center, Commission Board Room, Building C, First Floor, 2725 Judge Fran Jamieson Way, Viera, Florida; and

WHEREAS, notice of said public hearing was published in the July 13, 2022 and July 24, 2022 issues of the FLORIDA TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SCHEDULE ADOPTED. The Board of County Commissioners does hereby adopt the schedule of Annual Disposal Special Assessments and service fees, effective October 1, 2022, through September 30, 2023, pursuant to the provisions of Chapter 94, Article IV., Division 2. Code of Ordinances of Brevard County, Florida, that is attached hereto as Schedule "A". ("Code" used hereafter shall mean "Brevard County Code of Ordinances").

Section 2. FINDINGS. It is hereby ascertained, determined and declared that:

- (a) Certain types of solid waste, because of the nature, cannot be disposed of at the solid waste disposal facilities maintained by the County according to normal operating procedures of the facilities and must be specially handled according to other approval criteria.
- (b) The operation and maintenance of a separately owned and maintained landfill for the disposal of such solid waste described in Section 2(a) above increases the county's capital and operations costs for the solid waste disposal program.
- (c) The annual disposal special assessment and service fees imposed against improved real property within Brevard County includes solid waste generated from improved real property.
- (d) The cost of the disposal of solid waste generated in construction, renovation or demolition projects, or new improvements on real property is not assessed when brought in by commercial or governmental entities.
- (e) The cost of disposal of debris and waste accumulated from land clearing and excavating from totally or partially unimproved real property is not assessed against such real property.
- (f) The cost of disposal of special solid wastes generated from improved real property within Brevard County is not assessed against such real property.
- (g) Since all improved real property within Brevard County is assessed or charged for the operation and maintenance of the disposal system in the County it would

be unfair to assess such property for disposal from illegal dumping on any real property located within Brevard County.

- (h) Since all residential improved real property within Brevard County is assessed for the operation of the Household Hazardous Waste Program it would be unfair to assess such residences any additional charges for recycled paint.
- (i) Solid waste generated outside of the boundaries of Brevard County will not be permitted to be disposed of at the Brevard County solid waste disposal facilities since the cost of the operation and maintenance of such facilities is assessed or charged against all improved real property within Brevard County only and not against properties outside Brevard County.

Section 3. RATE RESOLUTION DECLARED. This Resolution constitutes the Rate Resolution specified in Chapter 94, Article IV., Division 2. of the Code.

Section 4. DEFINITIONS. For the purpose of this schedule of Solid Waste Disposal Special Assessments the following definitions shall apply:

- (a) Improved Real Property: as defined in Chapter 94, Article I., Section 94-1., of the Code.
- (b) Square Feet: refers to the size of the buildings, structures, or other improvements located on improved real property.
- (c) Governmental Agencies: means all state, federal or local agencies or units of government located within the county, including, but not limited to, the school board of the county, housing authorities, all municipalities within the county, all special districts and municipal service taxing units with all or part of their boundaries within the county and any municipality or special district or other unit of government whose boundaries are not within the county but which is owner of improved real property within the county.
- (d) Billing Units: the number of units established per parcel of improved real property which, when multiplied by the applicable base, produces the solid waste disposal special assessment or service fee.
- (e) Solid Waste: as defined in Chapter 94, Article I., Section 94-1., of the Code.
- (f) Benefit Unit: All improved properties within the unincorporated and incorporated areas of Brevard County.

Section 5. CALCULATION OF DISPOSAL ASSESSMENT AND SERVICE FEES.

- (a) The property's classification shall be determined by the "Use Code" established by the Brevard County Property Appraiser in maintaining and classifying real property on the Brevard County real property assessment roll.
- (b) To determine the Solid Waste Disposal Special Assessment or Service Fee for all improved real property, the number of billing units for the property's corresponding classification set forth in Section 1 and Section 2 of this resolution,

Schedule "A" shall be multiplied by the applicable base billing unit set forth in Section 3 of this resolution, Schedule "A".

- (c) The method described in Section 4 of this resolution, Schedule "A", shall be used to determine the Solid Waste Disposal Special Assessment or Service Fee for (1) any commercial improved real property which commences to use the County's Solid Waste Management Facilities for the first time after October 1, 1998; or if, (2) there is not a commercial classification within Section 2 of this resolution, Schedule "A" that corresponds to the property's use and building size; or (3) the property has mixed commercial uses; or (4) the County determines that the commercial property has a different use than that shown in the Brevard County Property Appraiser's records; or (5) the owner of the commercial property can show that the commercial use classification which applies to the property is inequitable. Once the individual calculation of solid waste disposal special assessment or service fee method has been used, that calculation shall control, regardless of the applicable classification which may apply under Section 2 of this resolution, Schedule "A", if any. Any parcels billed according to the individual calculation method shall be charged for all debris brought in, whether on their assessment, service fee, through landfill charges, or as a combination of, as the billing method is based on actual weight or volume.

Section 6. INTEREST ON DELINQUENT COMMERCIAL ASSESSMENTS.

- (a) Effective October 1, 1999, for any lien recorded for assessments or service fees imposed upon/against improved commercial real property pursuant to this resolution, there shall accrue a simple interest rate of eighteen percent (18%) annually beginning on the date of the lien or past due date on a government agency service fee account. No release of lien shall be issued until full payment is made to the County for the original assessment or service fee, of the lien, the accumulated interest, and the associated costs of recording the lien and the release of lien, attorney fees, and other administrative costs.
- (b) Collection of assessments, service fees, associated interest, and costs (as provided for in subsection (a) above) shall be in accordance with Chapter 94, Article IV., Division 2., Section 94-236., of the Code.
- (c) Interest shall continue to accrue on the full amount of the assessment or service fee until the entire amount of the assessment or service fee, accumulated interest, and costs and fees as referred to in subsection (a) above are paid.
- (d) Until fully paid and discharged, or waived by law, such lien shall remain a lien equal in rank and dignity with the lien of county ad valorem taxes and superior in rank and dignity to all other liens, encumbrances, titles, and claims in, to, or against the real property involved.

Section 7. CALCULATION OF SERVICE FEES FOR TAX EXEMPT ENTITIES.

For properties owned by government agencies which are not included on the ad valorem property tax roll, but receive disposal services through curbside collection or container service, each unit will be billed for service fees annually pursuant to Section 94-232(c), Code of Ordinances of Brevard County, Florida or by general law. Service fees are to be calculated in the same manner and at the same base billing unit amount as the adopted special assessment rates in Schedule "A."

Section 8. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 9. EFFECTIVE DATE. This Resolution shall take effect October 1, 2022.

RESOLVED this 2nd day of August 2022.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

BY: _____
Rachel M. Sadoff, Clerk

BY: _____
Kristine Zonka, Chair
Brevard County Commission
(As approved by the Board on August 2, 2022)

SCHEDULE "A"

ANNUAL SOLID WASTE DISPOSAL PROGRAM SPECIAL ASSESSMENTS OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2023

Section 1. RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Single Family Residence: Any building or structure designed or constructed for and capable of use as a residence for one family regardless of the type of structure. Such term includes a mobile home or a condominium parcel used for a mobile home or trailer or mobile home cooperative or a condominium park home that is erected on a separate parcel of property and not included within the definition of a trailer park.
- (b) Residential Condominium Unit/Cooperative Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the condominium or cooperative concept of ownership.
- (c) Residential Townhouse Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the townhouse concept of ownership.
- (d) Multiple Family Residence/Courts: Any building or structure or portion of any building or structure designed or constructed for and capable of use for one or more permanent residence(s) in which each unit is not individually owned.
- (e) Trailer Park: Any improved real property divided into spaces for the erection and maintenance of trailers and mobile homes.
- (f) Condominium Recreational Vehicle: Any improved real property divided into spaces in which all the spaces are intended for use as, or are offered to the public for use as, spaces for transient or temporary use by recreational vehicles.
- (g) RESIDENTIAL IMPROVED PROPERTY BILLING UNITS:

- i. *Billing Units of 0.39 Per Unit:*

Square Footage: Not Applicable

Condominium unit with Utilities, Condominium – Improved with no
Manufactured Home, Condominium Unit with site improvements.

- ii. *Billing Units of 0.75 Per Unit:*

Square Footage: Not Applicable

Cooperative Unit, Condominium Unit Multiple Family, Garden Apartments – 1
Story – 10 To 49 Units, Garden Apartments – 1 Story – 50 Units & Up, High
Rise Apartments – 4 Stories & Up, Low Rise Apartments 10 – 49 units 2/3
Stories, Low Rise Apartments 50 Units & Up 2/3 Stories. Condominium Unit
– Time Share Condo, Condominium Unit-Vacant Land or Building not
Complete, Quadruplex (each unit), Sixplex (each unit, and each additional

unit), Multiple Living Units (5 to 9 units), Multiple Living Units (5-9 units, not attached), Manufactured Housing – Park Rentals (4 to 9 units), Manufactured Housing – Park Rentals (10 to 25 units), Manufactured Housing – Park Rentals (26 to 50 units), Manufactured Housing – Park Rentals (51 to 100 units), Manufactured Housing – Park Rentals (101 to 150 units), Manufactured Housing – Park Rentals (151 to 200 units), Manufactured Housing – Park Rentals (200 or more units), Vacant Residential Land-Multi-Family Platted, Vacant Residential Land-Multi Family Unplatted-Less than 5 Acres, Multiple Living Units – Converted (2 to 9 Units).

iii. *Billing Units of 1.00 Per Unit:*

Square Footage: Not Applicable

Single Family Residence, Manufactured Housing (single, double, or triple Wide), Condominium Manufactured Home Park, Cooperative, Townhouse, Manufactured Housing Rental Lot Improvements (with manufactured home), Residential Related Amenity on Manufactured Home Site, Manufactured Housing Rental Lot with improvements (no manufactured home), Manufactured Housing Rental Lot Without Improvements (with manufactured home), Condominium Unit – Single Family Residence and RV Cabin Homes, Condominium – Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Manufactured Home – Improved, Residential Related Amenities, Cooperative Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Improved (without manufactured home), Single Family - Modular, Cooperative With Site Improvements, Duplex (each unit), Half Duplex Used as Single Family Residence, Triplex (each Unit), House and Improvement Not Suitable for Occupancy, Crop Land – Soil Class I With Residence, Soil Class II With Residence, Soil Class III With Residence, Grazing Land – Soil Class I With Residence, Grazing Land – Soil Class II With Residence, Grazing Land – Soil Class III With Residence, Grazing Land – Soil Class IV With Residence, Grazing Land – Soil Class V With Residence, Grazing Land – Soil Class VI With Residence, Orchard Grove – All Grove With Residence, Orchard Grove – Part Grove & Part not Planted With Residence, Combination – Part Orchard Grove & Part Pasture Land With Residence, Mixed Tropical Fruits With Residence, Townhouse Apartments, Townhouse – Two or More Units, Two Residential Units-Not Attached), Two or More Manufactured Housing Rental Lots (with manufactured home(s)), Two or More Manufactured Housing Rental Lots (without manufactured home(s)), Three or Four Living Units – Not Attached, House and Mobile Home, Two or Three Mobile Homes-Not A Park, Vacant – Less than 5 Acres – Not Covered by Another Code – not Government Owned, Vacant Residential Land – Multi-Family Platted, Vacant Residential Land – Multi-Family Unplatted – Less than 5 Acres, Vacant Residential Land-Single Family Unplatted-Less than 5 Acres, Vacant

Residential Land-Single Family Unplatted - Greater than 5 Acres Vacant
Residential Land-Single Family Platted, Vacant Mobile Home Site Platted,
Vacant Mobile Home Site, Unplatted, Vacant Co-op Land, Vacant Co-op with
Utilities.

Section 2. COMMERCIAL IMPROVED REAL PROPERTY

(a) COMMERCIAL IMPROVED PROPERTY BILLING UNITS:

- i. *Billing Units of 0.14 Per Unit:*
Square Footage: Not Applicable
Camp – Other than for Mobile Homes, Campground – Trailers, Campers,
Tents
- ii. *Billing Units of 0.18 Per Unit:*
Square Footage: Not Applicable
Full Service Hotel, Extended Stay or Suite Hotel, Limited Service Hotel,
Luxury Hotel/Resort, Motor Inn, Convention Hotel/Resort.
- iii. *Billing Units of 0.27 Per Unit:*
Square Footage: Not Applicable
Labor Camps, Migrant Camps and Boarding Homes.
- iv. *Billing Units of 0.35:*
Square Footage: Up to 500 Square Feet
Condominium Office Units.
- v. *Billing Units of 0.75:*
Square Footage: From 501 to 1,000 Square Feet
Condominium Office Units.
- vi. *Billing Units of 1.00:*
Square Footage: Not Applicable
Car Wash, Children's Home, Clubs, Lodges, Union Halls, Fraternity or
Sorority Home, Utility Gas Companies - Improved, Leased County/City
Property-Vacant (That does not Qualify in Another Code), Nursery (Non-
Agricultural), Nursery with Residence, Nursery with Building Other Than
Residence, Nurseries-Vacant, Service Stations, Water & Sewer Service,
Condominium Unit-Vacant Land or Building not Complete, Vacant
Commercial Common Area, Vacant Commercial Land, Vacant Land –
Institutional, Commercial Shell Building (Condo) Not Totally Complete-
Vacant, Commercial Shell Building (Other) Not Totally Complete-Vacant,
Vacant Industrial Land, Utility Gas Companies-Vacant.

Square Footage: Up to 1,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurant, Restaurant – Condominium.

Square Footage: Up to 2,000 Square Feet

Bars, Cocktail Lounges, Night Clubs, Financial Institution, Financial Institution - Branch Facilities.

Square Footage: Up to 3,000 Square Feet

Utility – Electric Companies - Improved, Utility - Telephone and Telegraph – Improved.

Square Footage: Up to 5,000 Square Feet

Church, Church-Owned Private Schools, Warehousing, Distribution and Trucking Terminal, Van & Storage Warehousing, Mini Warehousing, Office Building – Single Tenant – 1 Story, Office Building – Multi Tenant - 1 Story, Office Building – Multi Story – Single Tenant, School Privately Owned, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Tenant – 1 Story, Professional Building – Single Tenant - 2 or More Stories, Professional Building – Multi Tenant – 2 or More Stories, Professional/Office Complex.

Square Footage: Up to 6,000 Square Feet

Mortuaries.

Square Footage: Up to 8,000 Square Feet

Open Storage – Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Buildings Supplies.

Square Footage: Up to 10,000 Square Feet

Day Care Center, Electrical Repair Shops, Laundries Excluding Automotive, Radio and TV Repair Shops, Refrigeration Service Shops, Service Shops, Paint Shops, Packing Plant – Fruit and Vegetable, Meat Packing Plant.

Square Footage: Up to 15,000 Square Feet

Church Owned Educational Building.

Square Footage: In Excess of 1,000 Square Feet

Condominium Office Units.

vii. *Billing Units of 2.49:*

Square Footage: Not Applicable

Florists.

viii. *Square Footage: Up to 4,000 Square Feet*

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Church, Church-Owned Private Schools, Private Schools.

Square Footage: From 6,001 to 10,000 Square Feet

Mortuaries.

ix. *Billing Units of 3.98:*

Square Footage: From 1,001 to 3,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurants – Condominium.

Square Footage: From 8,000 to 12,000 Square Feet

Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Building Supplies, Open Storage.

x. *Billing Units of 5.32:*

Square Footage: From 2,001 to 15,000 Square Feet

Financial Institutions, Financial Institutions - Branch Facility.

Square Footage: From 4,001 to 8,000 Square Feet

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant, Professional Building – Multi Story – Single Tenant, Professional Building – Multi Story – Multi Tenant, Professional/Office Complex.

xi. *Billing Units of 6.64:*

Square Footage: From 2,001 to 5,000 Square Feet

Bars, Cocktail Lounges, Nightclubs.

Square Footage: From 3,001 to 6,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurant – Condominium.

Square Footage: From 5,001 to 15,000 Square Feet

Warehousing, Distribution Terminals, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing.

xii. *Billing Units of 7.98:*

Square Footage: From 6,001 to 9,000 Square Feet

Cafeterias/Restaurants, Fast Food Restaurants, Condominium Restaurants.

Square Footage: From 8,001 to 15,000 Square Feet

Wholesale Outlets.

Square Footage: From 10,001 to 20,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building –

1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant,
Professional Building – Multi Story – Single Tenant, Professional Building –
Multi Story – Multi Tenant, Professional/Office Complex.

xiii. *Billing Units of 13.30:*

Square Footage: From 10,001 to 40,000 Square Feet
Church-Owned Private Schools, Private Schools.

xiv. *Billing Units of 15.96:*

Square Footage: In Excess of 3,000 Square Feet
Improved Electrical Utility Companies, Improved Telephone and Telegraph
Utility Companies.

- (b) IMPROVED REAL PROPERTY SUBJECT TO AN INDIVIDUAL CALCULATION OF SOLID WASTE SPECIAL ASSESSMENT OR SERVICE FEE: The following improved real property shall pay a Solid Waste Disposal Program Special Assessment or service fee equivalent to the appropriate category of commercial improved real property based upon an individual determination of the annual volume of solid waste generated by the particular parcel of improved real property. The individual determination of annual volume of solid waste generated by the particular parcel of improved real property shall be calculated based upon the size and type of the container used, or recommended for use, by the particular parcel of improved real property, and any landfill charges that may apply to that particular parcel of improved real property.

i. *Square Footage: Not Applicable*

Air Port Authorities, Airports – Commercial, Airports - Private, Arenas (Enclosed), Arenas (Open Air) with Supporting Facilities, Assisted Care Living Facilities, Auditoriums (enclosed), Stadium – Not Enclosed, Bed & Breakfast, Bee Farms (Honey), Bottlers and Brewers Distilleries, Wineries, Canneries (Fruits and Vegetables), Clay Plant, Clinics, Commercial Related Amenities – May Have Building(s), Concrete/Asphalt Plant, Convenience Store, Convenience Store with Gas Pumps, Country Club with Support Facilities, Colleges, Libraries, Condominium-Store, Condominium-Warehousing, Condominium – Miscellaneous – Not Covered by other Codes, May Have Building, Convalescent Home (Nursing Home), Correctional Facility, County Agency Other Than Board of County Commissioners, County Owned Land Improved, Crematoriums, Canaveral Port Authority – Improved, Melbourne Airport Authority – Improved, Dairies with buildings other than residence, Dairies with residence, Dealership Sales/Service Center, Department Store, Dog Kennel, Theater,- Drive In, Driving Ranges, Federal Owned Land-Improved, Feed Lots - Vacant, Fire Station-Non Governmental, Fitness Center, Flea Markets, Garage/Auto Body/Auto Paint Shop, Mini-Lube Service

Specialist, Golf Courses, Green Houses, Gymnasium, Home for the Aged, Horse Stable, Improvement-Not Suitable for Any Other Code may have Buildings, Improved Commercial Common Area, Insurance Company Office, Heavy Equipment Manufacturing, Heavy Industrial, Auto and Aircraft Plants, Foundries, Steel Fabricating Plants, Hospitals, Housing Authority Improved, Large Machine Shops, Leased County/City Property Improved, Light Manufacturing (Instrument Manufacturing, Light Manufacturing, Printing Plants, Small Equipment Manufacturing Plants, Small Machine Shops, Locally Assessed Railroad Property, Marinas, Mineral Processing, Mixed Use – Commercial Property, Commercial Shell Building (Condo), Municipal Owned Land Improved, Shopping Centers - Neighborhood, Office Building – Multi Story – Multi Tenant, Office – Shell Building, Other Food Processing Plants, Candy and Potato Chip Factories, Bakeries, Permanent Exhibit, Phosphate Processing Refinery, Pool Halls, Skating Rinks, Bowling Alleys, Postal Facility, Poultry Farms, College – Private, Hospital – General – Privately Owned, Produce House, School – Public – Improved Parcels, Rabbit Farms, Race Tracks/Wagering Attractions, Radio or TV Stations, Recreation Hall, Recreational Area-Governmental-Vacant, Retail Drug Stores-Not Attached, Retail – Shell Building, Retail Stores – 1 Unit, Retail Store-Multiple Units, Retail Tire Store, Retirement Home, Rock and Gravel Plants, Sawmills, Lumber Yards, Planning Mills, Regional Shopping Mall, Shopping Complex-Community/Neighborhood, Shopping Center-Neighborhood, State Owned Land Improved, Supermarket, Theater-Enclosed, Tourist Attractions, Tropical Fish Farms, Used Automobile Sales, Recreational Vehicle or Mobile Home Sales New/Used, Utility Division Properties, Cold Storage and Warehouse Distribution Center.

- ii. *Square Footage: In Excess of 5,000 Square Feet*
Night Clubs, Cocktail Lounges, Bars.
- iii. *Square Footage: In Excess of 9,000 Square Feet*
Restaurant/Cafeteria, Fast Food Restaurants, Restaurant – Condominium.
- iv. *Square Footage: In Excess of 10,000 Square Feet*
Churches, Day Care Center, Meat Packing Plant, Mortuary, Service Shop, Radio & T.V. Repair, Refrigeration Service, Paint Shop, Electric, Repair, Laundries Excluding Automotive, Packing Plant-Fruit and Vegetable.
- v. *Square Footage: In Excess of 12,000 Square Feet*
Open Storage - New/Used Building Supplies, Junk/Auto Wrecking Yards, Fuel Storage, Equipment and Material Storage.

- vi. *Square Footage: In Excess of 15,000 Square Feet*
Church Owned Education Building, Warehousing, Distribution Terminals, Financial Institution, Financial Institution – Branch Facility, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing, Wholesale Outlet.
- vii. *Square Footage: In Excess of 20,000 Square Feet*
Office Building - 1 Story - Single Tenant, Office Building - Multi Tenant - 1 Story, Office Building - Multi Story - Single Tenant, Professional Building - 1 Story – 1 Tenant, Professional Building - Multi Story - Multi Tenant, Professional Building - Single Tenant - (2 or More Stories), Professional Building - Multi Tenant - (2 or More Stories), Professional/Office Complex.
- viii. *Square Footage: In Excess of 409,000 Square Feet*
School-Private, School-Private Church Owned.

Section 3. APPLICABLE BASE RATE. Pursuant to the provisions of Chapter 94, Article IV., Division 2. of the Code, as amended, the following schedule of Solid Waste Disposal Special Assessments and Service Fees is hereby adopted.

- (a) The base for residential improved real property is equivalent to \$62.13 per billing unit per year.
- (b) The base for commercial improved real property is equivalent to \$179.32 per billing unit per year.

Section 4. INDIVIDUAL VOLUME CATEGORY. Pursuant to the provisions of Chapter 94, Article IV., Division 2. of the Code, as amended, the following commercial individual volume category schedule of Solid Waste Disposal Special Assessments or Service Fees is hereby adopted.

- (a) An Annual Solid Waste Disposal Special Assessment or Service Fee equivalent to the appropriate category of commercial improved real property based on an individual determination of the estimated annual volume of all solid waste generated by the particular parcel of improved real property. The number of billing units for each parcel of improved real property is multiplied by the commercial base rate set forth in Section 3 of this resolution in order to determine the Solid Waste Disposal Special Assessment or Service Fee. The number of billing units is calculated as follows:
 - i. Regular Dumpsters, Open Top Roll-offs, and Gallon Cans - Billing Units are calculated by multiplying the total cubic yards by \$2.41 and dividing by the applicable base rate. For example, a 2CY dumpster being picked up twice a week is equivalent to 208 cubic yards per year. $208 * \$2.41 =$

- $\$501.28/\$179.32 = 2.80$ Billing Units. The amount of the assessment or service fee would be \$501.28.
- ii. Compactors - Billing Units are calculated by multiplying the total cubic yards by \$9.75 and dividing by the applicable base rate. For example, a 2CY compactor being picked up twice a week is equivalent to 208 cubic yards per year. $208 * \$9.75 = \$2,028/\$179.32 = 11.31$ Billing Units. The amount of the assessment or service fee would be \$2,028 (rounding).
 - iii. Gate Accounts and Compactors on Call - Tonnage is added to individual volume category parcels by multiplying the tonnage by \$30.87 and dividing by \$179.32 to get the Billing Units. For example, $7.8 \text{ tons} * \$30.87 = \$240.79/179.32 = 1.35$ Billing Units.
- (b) The minimum Annual Solid Waste Disposal Special Assessment or Service Fee for commercial improved real property in this category shall be one (1) billing unit multiplied times the commercial base rate set forth in Section 3 of this resolution, Schedule "A".
- (c) When a new land use classification code is established by the Property Appraiser, the Solid Waste Director will assign a category which best describes the expected solid waste generation.
- (d) When there is a group of commercial condominium improvements, and the owners of record have requested the service charges be shared, the assessment or service fee will be prorated in accordance with the square footage of each unit within the complex based on the individual volume category.