



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 4867, **Version:** 1

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### **Subject:**

Resolutions RE: Adoption of Solid Waste Special Assessments, Fees and Charges and Ratification, Confirmation and Certification of the Solid Waste Special Assessment Rolls.

### **Fiscal Impact:**

The Fiscal Impact of the Resolutions attached are as follows:

Solid Waste Disposal Assessment: \$ 26,211,585.86

Solid Waste Collection Assessment: \$ 21,204,205.20

### **Dept/Office:**

Solid Waste Management Department

### **Requested Action:**

It is requested that the Board of County Commissioners adopt:

- (1) the Annual Solid Waste Disposal Special Assessment Rate Resolution (increase of \$5.13 per residential billing unit, \$14.81 per commercial billing unit);
- (2) the Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution and Special Rates and Charges for Improved Non-Residential Property and Compensation Rates that may be charged by the Collector (increase of 3%); and
- (3) Ratify, Confirm and Certify the Annual Disposal, Collection and Recycling Special Assessment Rolls to the Brevard County Tax Collector.

### **Summary Explanation and Background:**

Chapter 94, Brevard County Code of Ordinances (Chapter 94) requires on or before the fifteenth day of September of each year the Board shall hold a public hearing and adopt the special assessment rate resolutions for Solid Waste Disposal, and Collection and Recycling and ratify and confirm such rolls to the Brevard County Tax Collector. A Public hearing is also required for Service Fees and Impact Fees. In addition, Chapter 94 requires that a notice of the Public Hearing be published in a newspaper at least twice, with the first publication being at least 20 days prior to the public hearing. Notification was published on July 13 and July 24, 2022. The following summarizes and explains each requested action:

#### **(1) Annual Solid Waste Disposal Special Assessment Rate Resolution**

In the Department's proposed FY 22/23 Budget, the Solid Waste Disposal Special Assessment (Disposal Assessments) reflects a \$5.13 residential billing unit increase and \$14.81 commercial billing unit increase to Assessment rates. The FY 22/23 Disposal Special Assessment rate for residential customers is \$62.13

per billing unit and \$179.32 per billing unit for commercial customers. The Disposal Assessments are assessed against all improved properties within the County and are used to fund the operation and capital requirements of Brevard County's Solid Waste Disposal System.

**(2) Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution and Special Rates and Charges for Improved Non-Residential Property**

The Solid Waste Collection and Recycling Special Assessment (Collection Assessment) for FY 2022/23 reflects an increase of 3%. This will increase a residential billing unit to \$206.11 from the current year's assessment of \$200.11. The increase is based on the County's Collector contract that requires collection rates to be adjusted annually to reflect the changes in the Consumer Price Index-Garbage & Trash (CPI-G&T) or an annual increase no greater than 3%, whichever is lower. The CPI-G&T for the term reflects an increase of 4.28%. The increase in rate will be paid to the Contractor for the services provided to residential improved properties within the unincorporated areas of the County.

The Department FY 2022/23 Budget also reflects an increase in the Special Rates and Charges for Improved Non-Residential Property by 3%. The increase is based on the County's Collector contract that requires the rates charged to non-residential properties in the unincorporated areas of the County to increase annually by CPI-G&T or no greater than 3%, whichever is lower. The CPI-G&T for the term increased by 4.28%. The 3% increase will be charged to non-residential properties by the Collector.

**(3) Ratify, Confirm and Certify the Annual Disposal, Collection and Recycling Special Assessment Rolls to the Brevard County Tax Collector**

Chapter 94, Brevard County Code of Ordinances and Section 197.3632, Florida Statutes provides that on or before the 15<sup>th</sup> day of September of each year the Board of County Commissioners, shall certify the Disposal Assessment Roll, and the Collection and Recycling Assessment Roll to the Brevard County Tax Collector. Assessments collected pursuant to Section 197.3632, Florida Statutes shall be included in the combined notice for ad valorem taxes and shall be subject to all collection provisions of ad valorem taxes.

**Attachments:**

- Collection Rate Resolution FY2023
- Disposal Rate Resolution FY2023
- Disposal and Collection Tax Roll Certification FY2023

**Clerk to the Board Instructions:**

Please sign and attest three (3) copies of each resolution and return two (2) originals of each to the Solid Waste Management Department.