

ORDINANCE # 01.2021

AN ORDINANCE REVISING ORDINANCE NO. 169 ESTABLISHING SOLID WASTE DISPOSAL FEES

WHEREAS, the Town of Buffalo acknowledges that from time to time landfill costs may fluctuate according to associated costs, limited landfill space, changes in regulation, market availability, and the like, and

WHEREAS, the Town of Buffalo is desirous of being able to more adeptly respond to these changes in cost,

NOW THEREFORE, BE IT ORDAINED BY THE TOWN OF BUFFALO, SOUTH DAKOTA:

1. Solid Waste Disposal Fees:

A. Standard Rate. For each month of access to solid waste disposal facilities provided by the Town of Buffalo, the rate shall be established by resolution of the Town Board, chargeable each month to each single family unit located upon the premises.

B. Qualifying Senior Citizens. Notwithstanding the provisions of the subsection above establishing the standard rate for solid waste disposal, the rate each month for access to solid waste disposal facilities provided by the Town of Buffalo to a single family unit shall not fluctuate when the party liable for payment of the service is sixty-five (65) years of age or older and furnishes proof of such age to the Town of Buffalo. The rate for such person will be determined by the standard rate for access to solid waste disposal facilities on such a date that the person has both attained the age of sixty-five years and becomes liable for payment of the service.

C. Commercial Rate. Notwithstanding the provision of the subsection above establishing the standard rate and senior citizen rate for access to the solid waste disposal facilities, the rate for each month of access to solid waste disposal facilities provided to a commercial business shall be established by resolution of the Town Board, chargeable each month to each unit of business located upon the premises.

2. Inadequately Secured or Uncovered Loads. The charges set for inadequately secured or uncovered loads as determined by municipal employees entrusted to operate said facility and received by the solid waste disposal facility shall be twice the normal charge for the same type of load.

3. Joint Billing. The cost of access to solid waste disposal facilities provided by the Town of Buffalo shall become a charge jointly against the occupant and owner of each dwelling and shall be payable monthly together with other public service charges provided by the Town of Buffalo.

4. Solid Waste Removal Restricted. It shall be unlawful for any person to remove or cause to be removed from the solid waste disposal facility any solid waste. Material that can be recycled or reused consistent with town and county ordinances and state or federal laws, regulations, or policies may be removed with approval of the city supervisor.

5. Control of Ingress and Egress. Municipal employees entrusted to operate the solid waste disposal facility shall be responsible for the control of ingress and egress to the solid waste disposal facility and shall have authority to inspect all vehicles entering or exiting the facility.

Dated this 12 day of April, 2021.

APPROVED: _____
President, Board of Trustees

ATTEST:

Wes Johnson
Finance Officer

(S E A L)

Placed upon its 1st reading: 3-9-2021

Placed upon its 2nd reading: 4-12-2021

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