

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Ordinance

At a regular meeting of the York County Board of Supervisors held in York Hall, Yorktown, Virginia, on the 20th day of November, 2012:

| <u>Present</u> | <u>Vote</u> |
|-----------------------------------|-------------|
| Thomas G. Shepperd, Jr., Chairman | Yea |
| Sheila S. Noll, Vice Chairman | Yea |
| Walter C. Zaremba | Yea |
| Donald E. Wiggins | Yea |

Absent

George S. Hrichak

On motion of Mrs. Noll, which carried 4:0, the following ordinance was adopted:

AN ORDINANCE TO AMEND CHAPTER 19 OF THE YORK COUNTY CODE, SOLID WASTE, GARBAGE, AND WEEDS TO INCORPORATE RECYCLING COLLECTION INTO THE CODE

BE IT ORDAINED by the York County Board of Supervisors this the 20th day of November, 2012, that Chapter 19 of the York County Code be, and it is hereby, amended to read as follows:

ARTICLE I. IN GENERAL

Sec. 19-1. Definitions.

For the purposes of this chapter, the following words and terms shall have the meanings ascribed to them by this section.

Citizen Drop-off. An area of disposal at the Waste Management complex where citizens can dispose of solid waste materials.

Collection. Removal of solid waste and/or recyclable materials from its place of origin or storage to a transportation vehicle.

Collection vehicle. Any vehicle used to collect or transport solid waste or recyclable materials.

Collector. Any person engaged in the business of the collection and transportation of solid waste or recyclable materials.

Commercial/business waste. Solid waste or recyclable materials emanating from establishments engaged in business. This category includes but is not limited to solid waste resulting from such establishments as stores, markets, office buildings, restaurants, shopping centers, theaters and waste from households that are not eligible for the county's residential waste collection service.

Compacted refuse. Refuse or waste which has been reduced in volume by mechanical or hydraulic means and remains in this state of reduced volume until deposited at a disposal facility.

Compost Facility. A VPPSA operated facility where yard debris is collected for a fee from participating communities such as York County and processed into saleable products such as mulch and compost.

Construction, clearing and/or demolition debris. The waste building material, packaging and rubble resulting from construction, land clearing, remodeling, repair and demolition operations on pavements, houses, vacant land, commercial buildings and other structures.

County administrator. The county administrator of York County, Virginia, or his authorized designee.

Disposal facility. Any site used for the disposal of solid waste or processing of recyclable materials including but not limited to transfer stations, material recovery facilities, recycling centers, sanitary landfills, drop-off convenience centers, and composting plants.

Foreign growth. Any plant or grouping or mass of plants, including grass and weeds, whether or not indigenous.

Garbage. Putrescible animal or vegetable waste resulting from the handling, preparation, cooking, serving or consumption of food.

Hazardous waste. Solid waste which because of its inherent nature and/or qualities requires special handling during disposal to avoid creating environmental damage or hazards to public health or safety or landfill operations. Hazardous waste includes but is not limited to such items as petroleum waste, paints, plastics, explosives, acids, caustics, chemicals, poisons, drugs, radioactive materials, asbestos fibers, imported wool fibers, pathogenic wastes from hospitals, sanitariums, nursing homes, clinics and veterinary hospitals, waste from slaughterhouses, poultry processing plants and the like. (Residential solid waste normally contains some hazardous materials but because such materials are usually present in very small quantities their safe disposal either in a sanitary landfill or incinerator presents no special problem. Therefore, residential waste is not considered to be hazardous within the meaning of hazardous waste as used in this chapter.)

Household waste. See "residential/household waste."

Household waste. See "residential/household waste."

Industrial waste. All solid waste resulting from manufacturing and industrial processes such as, but not limited to, those carried on in factories, processing plants and slaughterhouses.

Institutional/governmental waste. Solid waste resulting from operations or activities of the Commonwealth of Virginia, its political subdivisions or agencies of the United States government.

Mixed Paper. Paper accepted for recycling that includes but is not limited to bond paper, computer paper, magazines, catalogs, bulk mailings, telephone and other directories, single layer cardboard, box board, and similar kinds of material.

Occupant. The person who resides on premises as owner or tenant.

Open dump. An unregulated disposal site that is operated without the required compaction and cover.

Rubbish. Any materials unused and rejected as worthless or unwanted.

Recyclable Materials. Defined as raw or processed material that can be recovered from a waste stream for reuse.

Refuse. All solid waste of a community.

Residential/household waste. Solid waste resulting from single detached family homes or condominiums, apartments, townhouses, trailers or duplexes.

Sanitary landfill. A land site on which engineering principles are utilized to bury deposits of solid waste without creating nuisances or hazards to public health or safety.

Solid waste. As defined in 9 VAC 20-80-140 of the Solid Waste Management Regulations, Department of Environmental Quality, Commonwealth of Virginia.

Transfer Station. Any solid waste storage or collection facility at which solid waste is transferred from collection vehicles to haulage vehicles for transportation to a central solid waste management facility for disposal, incineration or resource recovery.

Transportation. The transporting of solid waste from the place of collection to a disposal facility.

Trash. Any rubbish that includes cans, bottles, containers, plastic, paper, cardboard or other discarded material of an inorganic nature.

VPPSA. Virginia Peninsulas Public Service Authority in which York County is a participating and paying member community for various services such as the Compost Facility and curbside recycling.

Unacceptable Waste: shall mean those types of Solid Waste prohibited by Chapter 19, York County Code, as in effect of the date of this Agreement, from being transferred at a county-operated Disposal Facility including, but not limited to waste, in any amount, which is defined, characterized or designated as hazardous by the United States Environmental Protection Agency or appropriate state agency by or pursuant to federal or state law; biomedical waste; or any other waste which by its nature, characteristic or quantity cannot lawfully be disposed at a permitted sanitary landfill without special handling. For the purpose of this Agreement, the term Unacceptable Waste shall also include

batteries, tires, gasoline, paint and paint cans (except empty paint cans). Unacceptable Waste shall also specifically include, but not be limited to special and restricted waste as follows:

- (a) Special Waste: to include any solid, liquid, semi-solid, gaseous material and associated containers generated as a direct or indirect result of a manufacturing process or from the removal of contaminant(s) from the air, water or land. Examples include, but are not limited to:
 - (1) Asbestos waste
 - (2) Compressed gas cylinders
 - (3) Contaminated food products and fabrics requiring supervised disposal
 - (4) Contaminated soils resulting from the removal of underground storage tanks (UST)
 - (5) Discarded chemicals and pesticides (not regulated as hazardous waste)
 - (6) Materials from a hazardous waste incident clean-up
 - (7) Hazardous wastes generated by small quantity generators
 - (8) Incinerator ash
 - (9) Industrial process waste
 - (10) Infectious waste
 - (11) Low specific activity radioactive wastes
 - (12) Oil spill clean-up
 - (13) Outdated products
 - (14) Pesticide containers
- (b) Restricted Waste including:
 - (1) Tree limbs, logs, stumps or wood products larger than 6" in diameter and 6' in length
 - (2) Heating boilers (cast iron or tube type) or iron rods and steel pipe over 6' long
 - (3) Automotive engine blocks
 - (4) Automobile or truck frames or trailers
 - (5) Large rolls or wire such as telephone, cable TV, electrical or guy wire

- (6) Building or land clearing debris from commercial enterprises, unless permitted by the County Code
- (7) Oil tanks
- (8) Drums that are not empty, properly cleaned and do not have at least one end removed
- (9) Bulk or flammable liquids
- (10) Any incinerated or burned debris

Uncompacted refuse. Refuse or waste which has not been reduced in volume by mechanical or hydraulic means or, if so, has not been maintained in this reduced volume state during transportation to the disposal facility.

Vacant property. A lot or parcel of real property either not improved by any structure or having a structure or structures neither occupied as a residence nor devoted to any other use normally involving the presence of employees or other persons on business days.

Waste. Useless, unwanted or discarded materials.

Waste generator. The person who actually produces the commercial, household, industrial or institutional/governmental solid waste.

Sec. 19-7. Ownership of solid waste and recyclable materials.

All solid waste and recyclable materials collected by York County, upon being inspected and removed by the county or its agents from the premises where produced or accumulated, shall become and be the property of the county. When solid wastes not collected by the county or its agents are deposited at the county disposal facility or recycling processing center, after inspection and acceptance, they shall forthwith become the property of the county.

Sec. 19-8. Storage of solid waste and recyclable materials.

- (a) The occupant of every dwelling unit and of every institutional, commercial, business, industrial, or other establishment within the county producing solid waste shall ensure that there are sufficient and adequate containers for the storage of all solid waste, except demolition and construction waste, to serve each such dwelling unit and/or establishment.
- (b) Solid waste containers shall be waterproof and leak proof, and shall be covered at all times, except when depositing waste therein or removing the contents there from.
- (c) The occupants of every dwelling unit and of every institutional, commercial, industrial, agricultural or business establishment shall place all solid waste and recyclable materials to be collected in the proper containers and shall maintain such

containers and the area surrounding them in a clean, neat, and sanitary condition at all times.

Sec. 19-9. Accumulation of solid waste.

No person owning, managing or occupying any property shall allow any accumulation of solid or hazardous waste to remain upon such property for a period of more than seven (7) days, if such accumulation tends to create a health or fire hazard or other nuisance. This prohibition shall extend to all property including vacant property within the county.

Sec. 19-10. Transport of solid waste; duty of transporter.

It shall be unlawful for any person transporting any waste or solid waste upon or over any public street or right-of-way within the county to fail to provide a suitable and secure cover therefore and to take such other precautions as may be necessary to prevent such waste or solid waste from spilling from the vehicle in which it is being transported.

Sec. 19-11. Removal of recyclable solid waste.

It shall be unlawful for any person, other than an authorized collector pursuant to section 19-40 of this chapter, to remove any recyclable solid waste placed by the occupant of a dwelling unit for disposal or collection unless permission has been obtained from the occupant of the dwelling unit for such removal. Nothing in this section shall be construed as prohibiting a person from selling, or otherwise disposing of his own recyclable solid waste.

Secs. 19-12—19-19. Reserved

ARTICLE II. DISPOSAL FACILITIES

Sec. 19-20. Disposal facilities.

The county may maintain and operate such disposal facilities or collection centers as it shall deem necessary in the public interest. Such disposal or collection centers shall be operated in accordance with regulations promulgated by the Virginia Department of Environmental Quality and in accordance with applicable provisions of the York County Code.

Sec. 19-24. Charges and permits for use of county disposal facilities.

- (a) Use of county-owned disposal facilities shall be subject to the following fees and charges:
 - (1) Subscriber households and qualified small businesses, as defined in section 19-62 and are current in payments for such services may personally dispose of their own solid waste, including incidental construction debris generated from their own premises, at a county disposal facility at no additional

charge. Contractors subscribed to the county's waste program shall have 4 visits to VPPSA's facility without charge. Visits using their equipment after 4 trips will be charged a fee of thirty-eight dollars (\$38.00) per ton.

- (2) Non-subscriber households and businesses, as defined in section 19-62 including contractors retained by households or by small businesses subscribed to the county's solid waste and recycling collection services who dispose of yard debris waste at VPPSA's Compost Facility shall pay a fee of thirty-eight dollars (\$38.00) per ton. This fee shall be prorated for amounts of waste that do not constitute an even ton; provided, however, that a minimum fee of 5 dollars (\$5.00) per vehicle shall be charged. All fees required to be collected at the time of disposal shall be rounded to the nearest whole dollar. Fees that are collected on a monthly basis pursuant to the provisions of subsection (6) of this section shall be for the exact amount of the fee incurred.
 - (3) Non-subscriber households and businesses, as defined in section 19-62 who dispose of solid waste at the county's Drop-off or Transfer Facility shall pay a fee of fifty two dollars (\$52.00) per ton. This fee shall be prorated for amounts of waste that do not constitute an even ton; provided, however, that a minimum fee of seven dollars (\$7.00) per vehicle shall be charged. All fees required to be collected at the time of disposal shall be rounded to the nearest whole dollar. Fees that are collected on a monthly basis pursuant to the provisions of subsection (6) of this section shall be for the exact amount of the fee incurred.
 - (4) There shall be no charge for the disposal of recyclable items, as listed in section 19-70(a), at designated county disposal facilities.
- (b) Persons disposing of waste requiring special handling (including food processing wastes), shall at a minimum pay the applicable tipping fees plus the following amounts:
- (1) \$72.00 - 0 to 3,999 pounds
 - (2) \$82.00 - 4,000 to 6,000 pounds
 - (3) \$100.00 - Over 6,000 pounds
 - (4) Additional fees may be required by the county administrator as set forth in paragraph (d) of this section. Animal carcasses will not be accepted at the county's transfer station.
- (c) Prior to the acceptance of industrial or food-processing waste, or any other solid waste requiring special handling, the person desiring to dispose of the same shall secure a permit from the county administrator. Prior to the issuance of such permit, the county administrator shall determine the compatibility of the specific refuse with the method of disposal utilized. In determining such compatibility, the county administrator shall consider disposal volume, difficulty of handling, employee safety, likelihood of equipment damage, and any unusual health and envi-

ronmental problems and current state and federal regulations. The disposal charge for any such material shall be as a minimum the amount set out in paragraph (b) above, but shall be higher as necessary to cover all cost associated with the special handling requirements, the potential damage to landfill equipment, environmental effects, state and federal rules and regulations regarding the waste and other factors as may be appropriate for such waste. Based on these considerations, the county administrator may require additional special handling charges as necessary from time to time for use at county disposal facilities.

- (d) In the event the disposal facility's scale is inoperative, charges for disposal shall be based upon weight data previously generated for the vehicle hauling such waste and the nature of the waste. The weight data shall consist of not fewer than fifteen (15) previous weighings by the vehicle carrying such waste and shall be modified by a visual inspection of the vehicle if such is feasible. For vehicles for which no history of previous weight data exists or for which insufficient data exists, the following rates shall apply:
- (1) *Uncompacted refuse*: The charge shall be thirty-five dollars (\$35.00) per cubic yard of truck capacity.
 - (2) *Compacted refuse*: The charge shall be forty-five dollars (\$45.00) per cubic yard of truck capacity.
- (e) Charges imposed under the provisions of this chapter shall be due and may be paid upon entering the disposal facility. At the discretion of the county administrator, bills may be rendered not less than monthly. All bills rendered after the date of adoption of this chapter shall be due and payable upon presentation and at the place designated by the county. If not paid within thirty (30) days, the bill will be considered delinquent and a penalty of ten (10) percent or twenty-five dollars (\$25.00), whichever is greater, will be added to the original amount due. Interest at the rate of ten (10) percent per annum shall be charged on the aggregate of the payment and the penalty due beginning with the date the penalty is applied. If any bill shall not be paid within forty-five (45) days of the billing date, then disposal privileges shall be terminated

Sec. 19-24.1. Composting facility.

All yard waste, as defined in section 19-62, that is generated in the county and is not collected by the county's solid waste collection service, may be delivered without payment of a fee by subscribed county residents to the composting facility operated at the county's waste management center by VPPSA. All other persons, including Non-subscribed households or county businesses, delivering yard waste to the composting facility shall pay the tipping fees established by the Virginia Peninsulas Public Service Authority or minimum fees established by section 9-24 (a) (2) therefor.

ARTICLE V. SOLID WASTE AND RECYCLABLE MATERIALS COLLECTION PROCESS

Sec. 19-60. Purpose and intent of article.

The service of collecting, disposing of solid waste and collecting and processing of recyclable materials is intended as an integral part of the county's protection of its residents' health and welfare and to divert as much solid waste from landfill disposal into marketable materials to maintain a low cost solid waste service. The purpose of this article is to protect life, property, and the general environment by establishing standards and procedures for the administration and enforcement of such standards as they relate to the control, collection, transportation and disposal of solid waste and the processing of recyclable materials. It is also intended to promote recycling in order to comply with state-mandated goals and to divert as much solid waste to market oriented recyclables in order to offset disposal costs and lower recycling collection costs. The fees established by this article are intended to be reasonable and equitable fees to cover the county's cost of providing a comprehensive system for collecting, transporting, processing, disposing of, and recycling solid waste, as well as establishing, operating, maintaining, contracting for the provision of, monitoring, and closing facilities for these services. Where the context so indicates, the provisions of this article shall apply to the owners and occupants of all property in the county, and to all who provide waste collection services.

Sec. 19-62. Definitions.

For the purposes of this article, the following words shall have the meaning indicated below:

Bags. Disposable, plastic garbage bags that can be sealed, and which when filled do not exceed forty (40) pounds in weight.

Basic Service: one provided container for garbage to be collected every week (EW) and one provided container for recyclable materials to be collected every other week (EOW).

Bulky items. Normal household items too large to be placed in the county furnished container, but which the Contractor shall collect as set out herein, including such items as stoves, refrigerators, hot water tanks, washers, dryers, up to 6 rolls of carpet, a set of box springs and mattresses, regular size doors, lawn mowers, grills, or other normal household/business furniture. The term "Bulky Items" does not include dead animals, manure or other waste materials resulting from the operation of a horse or other animal stable, hazardous waste (including, for example, batteries), tires, construction or renovation debris or other items too heavy or too bulky to be handled by a two-man crew.

Container. County furnished wheeled waste containers for each designated household or qualified small business, as needed.

Exempted occupants. Persons who apply to the county administrator for a handicap or elderly consideration or pay a fee for long driveway, private lane, or backyard service shall be considered exempted from normal public roadside service.

Extra Charges. Section 19.73 defines extra additional services and fees that a subscriber may wish to add to his basic service or solid waste service fees.

Household. A single detached family home, trailers, duplex, or other residential units that can be serviced by a container.

Long driveway. A private driveway that is greater than one hundred fifty feet (150') in length, measured from the edge of the nearest public right-of-way to the front of a household served by the driveway, and which the county has determined to be eligible for collection service.

Non-subscriber. Those persons or businesses who are not citizens of York County and those York County individual households or businesses who have not agreed or signed up to the county basic solid waste and recycling collection services shall pay service fees for the use of the citizen drop off center or VPPSA Compost Facility as described in Sections 19-24, 19-24.1, and 19-73(d)

Private lane. A right-of-way listed in the current York County street index as a private lane, the name of which typically is displayed on street signs having a white background with green lettering or black lettering on a yellow background.

Qualified small business. A licensed small business, civic or charitable organization, community or neighborhood association, religious institution, or similar entity capable of being served by one (1) or more ninety-five (95) gallon containers, which entity requests and is approved for service by the county administrator.

Roadside. That portion of the right-of-way adjacent to a paved or traveled public roadway, or adjacent to a private lane or long driveway.

Solid waste. Waste as defined in 9 VAC 20-80-140 of the Solid Waste Management Regulations, Department of Environmental Quality, Commonwealth of Virginia.

Solid waste materials. Solid waste and bulky items.

Subscriber. Those York County individual households or qualified businesses that have agreed and signed up to the county basic solid and recycling services at the fees described in Section 19-73(a), (b), or (c).

Yard waste. Grass clippings, leaves, branch, plant materials, roots, branches, and similar biodegradable materials.

Sec. 19-63. Collection services—Generally.

- (a) The county will furnish solid waste and recycling collection services for all single-family detached residences in the county, the owners or occupants of which agree to receive such services, excluding those on federal property. The county may, at its option, furnish solid waste and recycling collection services to households other than single-family detached residences, qualified small businesses, and households on federal property.
- (b) The county administrator is authorized to promulgate reasonable rules and regulations not in conflict with the provisions of this chapter for the operation and management of the county's collection system.

Sec. 19-64. Containers.

- (a) Each household and qualified small business that is to receive solid waste and recycling collection services from the county or county agent shall be provided one container for solid waste and one container for recycling as described in section 19-73. Additional containers and services are available for solid waste also as described in section 19-73.
- (b) It shall be the responsibility of the owner or occupant of the premises supplied with container(s) to maintain it in a clean and sanitary condition, and in accordance with any maintenance instructions provided with it. Material including yard waste shall be placed inside bags whenever possible and the bags placed in the containers. When loose material becomes lodged inside of containers, it shall be the responsibility of the customer to dislodge the materials for the purpose of collection.
- (c) Garbage and recycling containers shall not be filled to overflowing, and when filled shall not exceed Two hundred forty (240) pounds in weight. No additional bags, bundles of garbage, yard waste or other solid waste materials may be placed outside of the container for collection.
- (d) Containers shall be placed near edge of pavement or edge of road to enable the automatic arm of the collection vehicle to pick up the container.

Sec. 19-65. Storage of solid waste and recyclable materials

The responsibility for storage of solid waste and recyclable materials prior to collection shall be with the occupant of each premises from which it is to be collected. The occupant shall maintain waste storage areas, containers, and the areas surrounding them in a clean, neat and sanitary condition at all times. It shall be the occupant's responsibility to remove any material outside of containers.

Sec. 19-66. Placement of solid waste and recyclable materials for collection by county or agents of the county.

- (a) *Period permitted for placement; placement within enclosures.* On the day scheduled for collection, containers shall be placed at the roadside ready for collection prior to 7 a.m. the day of collection, unless the occupants of the premises have been exempted from this requirement under the provisions of subsections (d) or (e) of this section. Containers shall not be placed at the roadside for collection more than twelve (12) hours before the regularly-scheduled collection time, and shall be removed from the roadside no later than midnight of the day of collection. Households or qualified small businesses with driveways in excess of three hundred feet (300') in length may leave their containers within enclosures near the roadway, if such enclosures comply with all county ordinances and are approved by the county administrator; provided that such containers must be placed at roadside in accordance with the provisions of this section for collection.

- (b) *Dates and time of collection.* The regularly-scheduled collection times shall be once per week for solid waste and every other week for recycling containers, except in the case of inclement weather or other emergencies, on such dates and times as shall be established and announced by the county administrator. Most solid waste collection times shall coincide as closely as possible with the county's schedule for the collection of recyclable materials. Collection schedules may be adjusted for holidays.
- (c) *Bags and Bundles of Solid Waste or recyclable materials.* No bags, bundles of solid waste, recyclable materials or yard waste may be placed outside of a container for collection, nor may any private containers be set out for collection by the county's contractor.
- (d) *Exemption for medical reasons or age.* The county administrator may exempt the occupants of any premises from the roadside collection requirements of subsection (a) of this section and provide for an alternate pick up location, upon the filing by such occupants of an appropriate affidavit, with such documentation as may be required by the county administrator, stating that due to medical reasons or advanced age, none of the occupants are able to place such containers at the roadside for collection.
- (e) *Other types of services.* The county administrator may provide the following services, to the extent determined feasible by the county administrator, and if their driveways are of sufficient design to accommodate collection vehicles and upon application therefore and upon payment of the additional fees set out in section 19-73:
 - (1) Backyard Service: Occupants of premises with driveways no longer than one hundred and fifty feet (150') who desire to have the county transport the refuse to the roadside for collection;
 - (2) Long Driveway/Private Lane Service: Occupants of premises with long driveways (greater than one hundred and fifty feet (150') in length) or private lanes, who place the container adjacent to such long driveway or private lane;
 - (3) Long Driveway/Private Lane and backyard Service: Occupants of premises with long driveways (greater than one hundred and fifty feet (150') in length) or private lanes who desire to have the county transport the refuse to a point adjacent to such long driveway.
- (f) Placement of containers for exempted occupants. In the event that the occupants of any premises are exempted from the roadside collection requirements of this section, they shall place their containers for collection at such location as may be agreed upon by the county and the occupants. Occupants who are exempted from the roadside collection requirements of this section shall ensure that on their regularly-scheduled collection day, access to containers shall be kept clear, and that dogs are secured so as not to impede collection.
- (g) County not responsible for maintenance of driveways or lanes. Neither the county

nor its agents shall be responsible for maintenance or normal wear and tear on private driveways or private lanes that are used for service pursuant to the provisions of subsection (e) above, and this shall expressly be made a condition of receiving such service.

Sec. 19-67. Bulky item and special yard waste collection.

(a) Bulky Item Collection:

- (1) Occupants who receive basic county collection service and who desire to have bulky items collected must call the county in advance in accordance with a collection schedule to be published by the county administrator. Each household and qualified small business which has elected to receive collection services from the county is entitled to have three (3) bulky items collected per collection, four (4) times each calendar year. Single family detached and duplex residences which have elected not to receive county service may call the county in advance to receive bulky items collected, for such fee as is established by the board.
- (2) New occupants of a household who elect to receive county collection services are permitted a one (1) time special bulky item collection of up to thirty (30) boxes.
- (3) Individual households and qualified small businesses, which have elected not to receive county service, may call the county to arrange for special bulky item collections for a fee of thirty dollars (\$30.00) per pick up. The county reserves the right to limit the amount of bulky items collected per pick up.

(b) Special Yard Waste Collection

- (1) Yard Waste that is collected by the county through special collection shall be as defined in section 19.62. In addition, limbs or tree trunks shall not exceed 8" (inches) in diameter nor be longer than 10' (feet) in length. York County residents and qualified small businesses who have subscribed to basic collection service shall pay a fee of \$25.00 per collection. Citizens or qualified small business that are not subscribed to the county basic collection service shall pay a fee of \$75.00 per collection. Both subscribers and non subscribers shall be limited to two collections every thirty days per household or qualified business at this rate. Each applicant requesting additional pickups within the thirty-day period of the initial pickup shall pay a fee of \$100 for each additional pickup.
- (2) York County households or qualified small businesses subscribed to the county basic collection service may transport their own yard waste and tree trunks or limbs up to 24" in diameter and up to 10' long to the VPPSA facility at no fee. Citizens not subscribed and tree service or other commercial contractors transporting such wastes will be charged the VPPSA tipping fee or minimum fee per Section 19-24.1.

Sec. 19-70. Recycling.

- (a) All households and qualified small businesses are encouraged to recycle. For the county’s subscribers, items that are acceptable for collection are listed by the county or VPPSA and can be determined by contacting the Waste Management Division. These items are variable and are affected by the market for recyclable materials.
- (b) For the county’s subscribers, acceptable recyclable materials placed in the county or agent of the county furnished container are not required to be separated for collection.
- (c) Yard waste shall not be collected for disposal in county disposal facilities, unless it is placed in a county or agent of the county furnished solid waste container.
- (d) Yard waste as defined in section 19-62 that is too large to be placed in containers, such as tree limbs, may be collected from any premises in the county by a special collection, which occupants may arrange by calling the county in advance. The cost for each such collection shall be as specified in section 19-67(b)(1).

Sec. 19-73. Fees and charges.

- (a) Households and qualified small businesses who have elected to receive Solid Waste and Recycling Collection Services from the county shall pay in arrears to the county bi-monthly fees and charges for such services in the following amounts:

| Solid Waste and Recycling | Standard Fee | Reduced fee for those who qualify under section 19-78 |
|---|--------------|---|
| Basic Service | \$37.00 | \$30.00 |
| Extra charge for those who elect service pursuant to subsection 19-66(e)(1) <u>Backyard service</u> | \$24.50 | \$24.50 |
| Extra charge for those who elect service pursuant to subsection 19-66(e)(2) <u>Long/Private Drive-way</u> | \$32.00 | \$32.00 |
| Extra charge for those who elect service pursuant to subsection 19-66(e)(3) <u>Long/Private Drive-way and backyard Service:</u> | \$54.00 | \$54.00 |
| Extra charge per container: | \$16.00 | \$16.00 |

- (b) Services for non-subscribers shown above will be available for the following fees:

| Non-subscriber Services | Standard Fee | Reduced fee for those who qualify under section 19-78 |
|---------------------------|--------------|---|
| Solid Waste Drop-off | \$52 per ton | Not Applicable |
| Compost Facility Drop-off | \$38 per ton | Not Applicable |

- (e) The above rates shall be effective May 1, 2013.
- (f) All fees and charges for collection service shall be the responsibility of the owner of the premises served. If someone other than the owner occupies the premises, and such person is a recipient of the service and is responsible for the payment of such charges through agreement with the owner and the county, the county will bill such person with the consent and at the written direction of the owner. However, the owner of the premises served shall be responsible for billings of services even if the owner is not the recipient of the service.

A Copy Teste:

Mary E. Simmons
Deputy Clerk