

**The Polk County Board of Commissioners, pursuant to
North Carolina General Statutes 153A-292 and 293,
do hereby adopt the following
REVISED Solid Waste Availability Fee:**

Purpose: The purpose of the Solid Waste Availability fee is to provide for the availability of a Transfer Station for the disposal of solid waste within Polk County and other costs incidental to the County's handling and disposal of solid waste.

I. The assessment and collection of the annual solid waste availability fee in Polk County shall be as follows:

1. There is hereby imposed a Solid Waste Availability Fee on each residential dwelling unit or commercial building unit in Polk County benefitting from the availability of solid waste disposal facilities in the County. For purposes of this Ordinance, "commercial building" shall include any building used for business or charitable enterprise. "Commercial building" shall include churches, and buildings owned by organizations exempt from ad valorem taxes. Each separate space within a commercial building shall be a separate unit. A structure may contain both residential dwelling and commercial building units. Owners of residential dwelling units who meet the criteria set out in N.C. General Statute 105-277.1 shall not be required to pay the availability fee.
2. The Solid Waste Availability Fee will be in the amount of \$35 per year and will be charged as follows. Each non-exempt residential dwelling unit will be charged \$35. For example, the owner of a house and trailer on the same property will be charged \$35 for each residential unit. The owner of an apartment building will be charged \$35 for each apartment. The owner of a commercial building will be charged \$35 for each commercial building unit on the property. Mobile home park owners will be charged \$35 for each occupied mobile home space. Property owners are required to notify the County tax office when additional structures, residential dwelling units, or commercial building units are located on the property.
3. The Solid Waste Availability Fee will be billed with ad valorem taxes and in the case of non payment, may be collected in any manner by which delinquent taxes may be collected.
4. In return for payment of the Solid Waste Availability Fee, households and other entities will be allowed to dispose of tires, appliances, metals, cement block, brick, concrete, asphalt, oil, household quantities of furniture and paint, antifreeze, approved recyclables, uncontaminated dirt, and yard waste. Solid waste and other forms of construction and demolition waste are not included in this list, and will be charged the current tipping fee.

II. All ordinances in conflict with this ordinance are hereby repealed; including specifically the Solid Waste Availability Fee ordinance adopted March 22, 2004.

This ordinance shall be effective, July 1, 2004.

Adopted the 28th day of June, 2004

Mr. Daryl K. Talbot, Chairman, Board of Commissioners

Attest:

Ms. Anne Britton, Clerk to the Board