

**AN ORDINANCE ESTABLISHING A SOLID WASTE DISPOSAL FUND FOR
SUMTER COUNTY, SOUTH CAROLINA**

WHEREAS, the expenses of recycling and solid waste disposal, including the operation of Convenience Centers located throughout Sumter County, monitoring of waste entering the C&D Landfill and the Transfer Station, the opening and closing of new cells in the C&D Landfill, the operation of the C&D Landfill, and the contract payments on the transportation of the waste from the Convenience Centers to the Transfer Station and from the Transfer Station to the contractor's landfill in Richland County are currently funded by ad valorem property taxes paid into the Sumter County operating budget and tipping fees paid by commercial users; and

WHEREAS, the costs for recycling and solid waste disposal anticipated for fiscal year 2009–2010 are Four Million, Two Hundred and One Thousand, Five Hundred and Sixty-Six (\$4,201,566.00) Dollars although tipping fees from commercial users are anticipated to be only One Million, Six Hundred and Seventy-Two Thousand and Five Hundred (\$1,672,500.00) Dollars for the same period, leaving Two Million, Five Hundred and Twenty-Nine Thousand and Sixty-Six (\$2,529,066.00) Dollars to be funded by ad valorem taxes for fiscal year 2009-2010, which difference represents approximately 10 mills for County operations; and

WHEREAS, Sumter County Council has determined that a Thirty-Four (\$34.00) Dollar annual fee charged to residential users will generate approximately One Million, Five Hundred and Fifty-Eight Thousand, Three Hundred and Eighty-Five (\$1,558,385) Dollars which is equivalent to approximately 6 mills of ad valorem taxes for County operations; and

WHEREAS, Sumter County Council finds it is more equitable to charge 4 mills of ad valorem taxes for County operations plus a fee to residential users who use these services instead of adding 10 mills of ad valorem taxes to the general operating budget;

WHEREAS, Sumter County Council finds that a separate fee to residential users to pay for recycling and solid waste disposal technology is a fair and reasonable alternative to using ad valorem taxation exclusively to make up the difference in the costs not paid by commercial users; and

WHEREAS, Sumter County Council desires to create a special fund to be used to pay for the costs of recycling and solid waste disposal.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF SUMTER COUNTY, SOUTH CAROLINA, AT ITS REGULAR MEETING DULY ASSEMBLED AND BY THE AUTHORITY THEREOF:

1. Sumter County hereby authorizes and directs the County Administrator to establish the Solid Waste Disposal Fund for Sumter County.

2. The Solid Waste Disposal Fund will be deposited with the Sumter County Consolidated Account but shall be administered and accounted for separately;

3. The proceeds of the Solid Waste Disposal Fee shall be directed into the Solid Waste Disposal Fund.

4. The Sumter County Council may augment the Solid Waste Disposal Fund by other means, including having a line item in the annual budget or by allocating some specific millage to the fund in the annual appropriations of ad valorem taxes and by directing tipping fees paid at the Sumter County Landfill into the Solid Waste Disposal Fund.

5. The Solid Waste Disposal Fund may be used only for solid waste disposal and recycling expenses, whether through the operations of the Sumter County Public Works personnel and equipment or through payments to contractors. The Sumter County Administrator may authorize expenditures of the Solid Waste Fund in accordance with Sumter County Council policies and ordinances.

THE COUNTY COUNCIL FOR SUMTER COUNTY, SOUTH CAROLINA

BY: _____
Vivian Fleming-McGhaney,
Chairman of County Council

ATTEST:

BY: _____
Mary W. Blanding
Clerk to Council

First Reading: June 23, 2009

Second Reading: June 24, 2009

Public Hearing: July 7, 2009

Third Reading: July 7, 2009