



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.1.

8/25/2020

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:

Fiscal Impact: (As of August 4, 2020)

1. Solid Waste Disposal Assessments	\$24,449,908
2. Solid Waste Collection & Recycling Assessments	\$14,018,710
3. Special Rates and Charges	\$ 3,077,500

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 (no rate change); 2) the Solid Waste Impact Fee Rate Resolution (no rate change); 3) the Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution (rate change of 39% based on new contract); 4) Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector; 5) the Schedule of Special Rates and Gate Charges (no rate changes); 6) Other Resolutions Ratifying, Confirming and Certifying the Annual Disposal, Collection and Recycling Special Assessment Rolls.

Summary Explanation and Background:

The Solid Waste Disposal Special Assessment and the Solid Waste Impact Fee Resolution is requested to remain the same with no rate increases.

The Solid Waste Collection and Recycling Special Assessment is requested be increased to \$194.28. The increase is based on the current contractor (Waste Management) not desiring to exercise the extension to the existing contract. The Board directed Staff to pursue a Request for Proposal. As a result of this process, Waste Management was the lowest proposer and after negotiations awarded the contract necessitating the rate increase.

Chapter 94, Brevard County Code provides that on or before the fifteenth day of September of each year the

Board shall hold a public hearing and adopt the rate resolutions listed above. Public hearings are only required for the Disposal, Collection and Recycling; and the Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector.

The rates are projected to provide for \$1.4M hurricane reserve. The residential base rate of \$194.28 is for FY 2021 for the Solid Waste Collection and Recycling Special Assessment Rate. This rate reflects a 39% increase over the previous rate of \$139.70. The hauler's contract does provide for a 39% increase for FY 2021, increasing the rate paid to the contractor to \$185.64. The resolution includes the potential to adjust the collection rates by up to the Consumer Price Index (Garbage & Trash) or 3% per year in accordance with the allowable increases the hauler (vendor) can realize under their contract which ends FY 2027.

The proposed residential base rate for the Annual Solid Waste Disposal Special Assessment Rate is \$57.00 and \$164.51 base rate for commercial improved properties for FY 2021. There is no proposed increase over the current rate. Also, all other rates and fees remain unchanged.

In, summary, it is requested the Board of County Commissioners adopt the following as per discussion above and attached hereto:

1. Annual Solid Waste Disposal Special Assessment Rate Resolution (no rate change)
2. Solid Waste Impact Fee Rate Resolution (no rate change)
3. Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution (rate change of 39% based on new contract)
4. Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector
5. Schedule of Special Rates and Gate Charges (no rate changes)
6. Resolution Ratifying, Confirming and Certifying the Annual Disposal
7. Resolution Ratifying, Confirming and Certifying the Collection and Recycling Special Assessment Rolls

Clerk to the Board Instructions:

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



RECEIVED

SEP 03 2020

*Solid Waste Management
Department*

August 26, 2020

MEMORANDUM

TO: Euripides Rodriguez, Solid Waste Management Director

RE: Item H.1. Resolutions for Adoption of Solid Waste Special Assessments, Fees and Charges and Ratification, Confirmation and Certification of the Solid Waste Special Assessment Rolls

The Board of County Commissioners, in regular session on August 25, 2020, adopted:

- Resolution No. 20-090, Schedule of Annual Rates, Assessments, Service Fees, and Charges, to Construct, Operate and Maintain a Solid Waste Disposal System, Against All Improved Real Property Within Both the Incorporated and Unincorporated Areas of Brevard County; and Providing For Interest Against Delinquent Assessments on Improved Commercial Properties for the County Fiscal Year Beginning October 1, 2020
- Resolution No. 20-091, Imposition of a Solid Waste Impact Fee On All Newly Improved Real Property Within Both the Incorporated and Unincorporated Areas of Brevard County, To Help Finance Facilities Required As a Result of New Development and New Users, and Providing For Interest Against Delinquent Impact Fees On Improved Commercial Properties For the County Fiscal Year Beginning October 1, 2020
- Resolution No. 20-092, Imposition of an Annual Solid Waste Collection and Recycling Program Special Assessment, Service Fees, and Charges For All Improved Residential Real Property Upon Owners Within The Brevard County Solid Waste Collection and Recycling Program Municipal Service Benefit Unit for County Fiscal Year 2021 Beginning October 1, 2020
- Resolution No. 20-093, Schedule of Special Rates and Charges For Non-Residential Improved Real Property Within the Unincorporated Area, and Improved Real Property Not Within the Benefit Unit, and the Schedule of Compensation Rates to be Paid Collectors for Curbside Collection Provided to All Improved Residential Real Property Within Solid Waste Collection and Recycling Benefit Unit for County Fiscal Year Beginning October 1, 2020
- Resolution No. 20-094, Schedule of Special Rates and Gate Charges Charged Users of the County's Landfills, To Assist in Defraying the Cost to Construct, Operate and Maintain a Solid Waste Disposal System, for the County Fiscal Year Beginning October 1, 2020

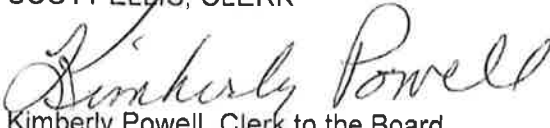
- Resolution No. 20-095, Ratifying, Confirming and Certifying the Annual Disposal Special Assessment Roll for the County Fiscal Year Beginning October 1, 2020 and Forwarding the Same to the Tax Collector's Office for Collection in the Same Manner as Ad Valorem Taxes are Collected
- Resolution No. 20-096, Ratifying, Confirming and Certifying the Annual Collection and Recycling Program Special Assessment Roll for the County Fiscal Year Beginning October 1, 2020 and Forwarding the Same to the Tax Collector's Office for Collection in the Same Manner as Ad Valorem Taxes are Collected

Enclosed are the 14 fully-executed Resolutions.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK


Kimberly Powell, Clerk to the Board

/cld

Encl. (14)

cc: Tax Collector
Budget
Finance

RESOLUTION NO. 20- 090

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS ADOPTING A SCHEDULE OF ANNUAL RATES, ASSESSMENTS, SERVICE FEES, AND CHARGES, TO CONSTRUCT, OPERATE AND MAINTAIN A SOLID WASTE DISPOSAL SYSTEM, AGAINST ALL IMPROVED REAL PROPERTY WITHIN BOTH THE INCORPORATED AND UNINCORPORATED AREAS OF BREVARD COUNTY; AND PROVIDING FOR INTEREST AGAINST DELINQUENT ASSESSMENTS ON IMPROVED COMMERCIAL PROPERTIES FOR THE COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2020

WHEREAS, under the authority of Chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida, to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Florida Statutes, Section 125.01(1)(k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal; and

WHEREAS, the Board of County Commissioners of Brevard County, Florida, has enacted Chapter 94, Article III., Division 2., and Article IV., Division 2., Code of Ordinances of Brevard County, Florida, relating to the disposal of solid waste within Brevard County and to the mandatory imposition of an annual disposal special assessment, or service fee, against all improved real property within both the incorporated and unincorporated areas (benefit unit) of Brevard County to pay for the cost of providing a solid waste disposal system; and

WHEREAS, all improved real property within the incorporated and unincorporated areas of Brevard County receive a direct and special benefit from the services provided through the solid waste disposal system; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall hold a public

hearing for the purpose of adopting a schedule of annual rates, assessments, service fees, and charges to be imposed for the ensuing County fiscal year upon the owners of all residential and commercial improved property in both the unincorporated and incorporated areas of Brevard County; and

WHEREAS, said public hearing was set for August 25, 2020 at 9:00 a.m., in the Brevard County Government Center, Commission Board Room, Building C, First Floor, 2725 Judge Fran Jamieson Way, Viera, Florida; and

WHEREAS, notice of said public hearing was published in the August 5, 2020 and August 18, 2020 issues of the FLORIDA TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SCHEDULE ADOPTED. The Board of County Commissioners does hereby adopt the schedule of Annual Disposal Special Assessments and service fees, effective October 1, 2020, through September 30, 2021, pursuant to the provisions of Chapter 94, Article IV., Division 2. Code of Ordinances of Brevard County, Florida, that is attached hereto as Schedule "A". ("Code" used hereafter shall mean "Brevard County Code of Ordinances").

Section 2. FINDINGS. It is hereby ascertained, determined and declared that:

- (a) Certain types of solid waste, because of the nature, cannot be disposed of at the solid waste disposal facilities maintained by the County according to normal operating procedures of the facilities and must be specially handled according to other approval criteria.
- (b) The operation and maintenance of a separately owned and maintained landfill for the disposal of such solid waste described in Section 2(a) above increases the county's capital and operations costs for the solid waste disposal program.
- (c) The annual disposal special assessment and service fees imposed against improved real property within Brevard County includes solid waste generated from improved real property.
- (d) The cost of the disposal of solid waste generated in construction, renovation or demolition projects, or new improvements on real property is not assessed when brought in by commercial or governmental entities.
- (e) The cost of disposal of debris and waste accumulated from land clearing and excavating from totally or partially unimproved real property is not assessed against such real property.
- (f) The cost of disposal of special solid wastes generated from improved real property within Brevard County is not assessed against such real property.
- (g) Since all improved real property within Brevard County is assessed or charged for the operation and maintenance of the disposal system in the County it would

be unfair to assess such property for disposal from illegal dumping on any real property located within Brevard County.

- (h) Since all residential improved real property within Brevard County is assessed for the operation of the Household Hazardous Waste Program it would be unfair to assess such residences any additional charges for recycled paint.
- (i) Solid waste generated outside of the boundaries of Brevard County will not be permitted to be disposed of at the Brevard County solid waste disposal facilities since the cost of the operation and maintenance of such facilities is assessed or charged against all improved real property within Brevard County only and not against properties outside Brevard County.

Section 3. RATE RESOLUTION DECLARED. This Resolution constitutes the Rate Resolution specified in Chapter 94, Article IV., Division 2. of the Code.

Section 4. DEFINITIONS. For the purpose of this schedule of Solid Waste Disposal Special Assessments the following definitions shall apply:

- (a) Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1., of the Code.
- (b) Square Feet: refers to the size of the buildings, structures, or other improvements located on improved real property.
- (c) Governmental Agencies: means all state, federal or local agencies or units of government located within the county, including, but not limited to, the school board of the county, housing authorities, all municipalities within the county, all special districts and municipal service taxing units with all or part of their boundaries within the county and any municipality or special district or other unit of government whose boundaries are not within the county but which is owner of improved real property within the county.
- (d) Billing Units: the number of units established per parcel of improved real property which, when multiplied by the applicable base, produces the solid waste disposal special assessment or service fee.
- (e) Solid Waste: that definition provided in Chapter 94, Article I., Section 94-1., of the Code.
- (f) Benefit Unit: All improved properties within the unincorporated and incorporated areas of Brevard County.

Section 5. CALCULATION OF DISPOSAL ASSESSMENT AND SERVICE FEES.

- (a) The property's classification shall be determined by the "Use Code" established by the Brevard County Property Appraiser in maintaining and classifying real property on the Brevard County real property assessment roll.
- (b) To determine the Solid Waste Disposal Special Assessment or Service Fee for all improved real property, the number of billing units for the property's

corresponding classification set forth in Section 1 and Section 2 of this resolution, Schedule "A" shall be multiplied by the applicable base billing unit set forth in Section 3 of this resolution, Schedule "A".

- (c) The method described in Section 4 of this resolution, Schedule "A", shall be used to determine the Solid Waste Disposal Special Assessment or Service Fee for (1) any commercial improved real property which commences to use the County's Solid Waste Management Facilities for the first time after October 1, 1998; or if, (2) there is not a commercial classification within Section 2 of this resolution, Schedule "A" that corresponds to the property's use and building size; or (3) the property has mixed commercial uses; or (4) the County determines that the commercial property has a different use than that shown in the Brevard County Property Appraiser's records; or (5) the owner of the commercial property can show that the commercial use classification which applies to the property is inequitable. Once the individual calculation of solid waste disposal special assessment or service fee method has been used, that calculation shall control, regardless of the applicable classification which may apply under Section 2 of this resolution, Schedule "A", if any. Any parcels billed according to the individual calculation method shall be charged for all debris brought in, whether on their assessment, service fee, through landfill charges, or as a combination of, as the billing method is based on actual weight or volume.

Section 6. INTEREST ON DELINQUENT COMMERCIAL ASSESSMENTS.

- (a) Effective October 1, 1999, for any lien recorded for assessments or service fees imposed upon/against improved commercial real property pursuant to this resolution, there shall accrue a simple interest rate of eighteen percent (18%) annually beginning on the date of the lien or past due date on a government agency service fee account. No release of lien shall be issued until full payment is made to the County for the original assessment or service fee, of the lien, the accumulated interest, and the associated costs of recording the lien and the release of lien, attorney fees, and other administrative costs.
- (b) Collection of assessments, service fees, associated interest, and costs (as provided for in subsection (a) above) shall be in accordance with Chapter 94, Article IV., Division 2., Section 94-236., of the Code.
- (c) Interest shall continue to accrue on the full amount of the assessment or service fee until the entire amount of the assessment or service fee, accumulated interest, and costs and fees as referred to in subsection (a) above are paid.
- (d) Until fully paid and discharged, or waived by law, such lien shall remain a lien equal in rank and dignity with the lien of county ad valorem taxes and superior in rank and dignity to all other liens, encumbrances, titles, and claims in, to, or against the real property involved.

Section 7. CALCULATION OF SERVICE FEES FOR TAX EXEMPT ENTITIES.

For properties owned by government agencies which are not included on the ad valorem property tax roll, but receive disposal services through curbside collection or container service, each unit will be billed for service fees annually pursuant to Section 94-232(c), Code of Ordinances of Brevard County, Florida or by general law. Service fees are to be calculated in the same manner and at the same base billing unit amount as the adopted special assessment rates in Schedule "A."

Section 8. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 9. EFFECTIVE DATE. This Resolution shall take effect October 1, 2020.

RESOLVED this 25th day of August 2020.


ATTEST:

BY:


Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

BY:


Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

SCHEDULE "A"

ANNUAL SOLID WASTE DISPOSAL PROGRAM SPECIAL ASSESSMENTS OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Single Family Residence: Any building or structure designed or constructed for and capable of use as a residence for one family regardless of the type of structure. Such term includes a mobile home or a condominium parcel used for a mobile home or trailer or mobile home cooperative or a condominium park home that is erected on a separate parcel of property and not included within the definition of a trailer park.
- (b) Residential Condominium Unit/Cooperative Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the condominium or cooperative concept of ownership.
- (c) Residential Townhouse Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the townhouse concept of ownership.
- (d) Multiple Family Residence/Courts: Any building or structure or portion of any building or structure designed or constructed for and capable of use for one or more permanent residence(s) in which each unit is not individually owned.
- (e) Trailer Park: Any improved real property divided into spaces for the erection and maintenance of trailers and mobile homes.
- (f) Condominium Recreational Vehicle: Any improved real property divided into spaces in which all the spaces are intended for use as, or are offered to the public for use as, spaces for transient or temporary use by recreational vehicles.
- (g) RESIDENTIAL IMPROVED PROPERTY BILLING UNITS:

- i. *Billing Units of 0.39 Per Unit:*

Square Footage: Not Applicable

Condominium unit with Utilities, Condominium – Improved with no
Manufactured Home, Condominium Unit with site improvements.

- ii. *Billing Units of 0.75 Per Unit:*

Square Footage: Not Applicable

Cooperative Unit, Condominium Unit Multiple Family, Garden Apartments – 1
Story – 10 To 49 Units, Garden Apartments – 1 Story – 50 Units & Up, High
Rise Apartments – 4 Stories & Up, Low Rise Apartments 10 – 49 units 2/3
Stories, Low Rise Apartments 50 Units & Up 2/3 Stories. Condominium Unit
– Time Share Condo, Condominium Unit-Vacant Land or Building not
Complete, Quadruplex (each unit), Sixplex (each unit, and each additional

unit), Multiple Living Units (5 to 9 units), Multiple Living Units (5-9 units, not attached), Manufactured Housing – Park Rentals (4 to 9 units), Manufactured Housing – Park Rentals (10 to 25 units), Manufactured Housing – Park Rentals (26 to 50 units), Manufactured Housing – Park Rentals (51 to 100 units), Manufactured Housing – Park Rentals (101 to 150 units), Manufactured Housing – Park Rentals (151 to 200 units), Manufactured Housing – Park Rentals (200 or more units), Vacant Residential Land-Multi-Family Platted, Vacant Residential Land-Multi Family Unplatted-Less than 5 Acres, Multiple Living Units – Converted (2 to 9 Units).

iii. *Billing Units of 1.00 Per Unit:*

Square Footage: Not Applicable

Single Family Residence, Manufactured Housing (single, double, or triple Wide), Condominium Manufactured Home Park, Cooperative, Townhouse, Manufactured Housing Rental Lot Improvements (with manufactured home), Residential Related Amenity on Manufactured Home Site, Manufactured Housing Rental Lot with improvements (no manufactured home), Manufactured Housing Rental Lot Without Improvements (with manufactured home), Condominium Unit – Single Family Residence and RV Cabin Homes, Condominium – Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Manufactured Home – Improved, Residential Related Amenities, Cooperative Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Improved (without manufactured home), Single Family - Modular, Cooperative With Site Improvements, Duplex (each unit), Half Duplex Used as Single Family Residence, Triplex (each Unit), House and Improvement Not Suitable for Occupancy, Crop Land – Soil Class I With Residence, Soil Class II With Residence, Soil Class III With Residence, Grazing Land – Soil Class I With Residence, Grazing Land – Soil Class II With Residence, Grazing Land – Soil Class III With Residence, Grazing Land – Soil Class IV With Residence, Grazing Land – Soil Class V With Residence, Grazing Land – Soil Class VI With Residence, Orchard Grove – All Grove With Residence, Orchard Grove – Part Grove & Part not Planted With Residence, Combination – Part Orchard Grove & Part Pasture Land With Residence, Mixed Tropical Fruits With Residence, Townhouse Apartments, Townhouse – Two or More Units, Two Residential Units-Not Attached), Two or More Manufactured Housing Rental Lots (with manufactured home(s)), Two or More Manufactured Housing Rental Lots (without manufactured home(s)), Three or Four Living Units – Not Attached, House and Mobile Home, Two or Three Mobile Homes-Not A Park, Vacant – Less than 5 Acres – Not Covered by Another Code – not Government Owned, Vacant Residential Land – Multi-Family Platted, Vacant Residential Land – Multi-Family Unplatted – Less than 5 Acres, Vacant Residential Land-Single Family Unplatted-Less than 5 Acres, Vacant

Residential Land-Single Family Unplatted - Greater than 5 Acres Vacant
Residential Land-Single Family Platted, Vacant Mobile Home Site Platted,
Vacant Mobile Home Site, Unplatted, Vacant Co-op Land, Vacant Co-op with
Utilities.

Section 2. COMMERCIAL IMPROVED REAL PROPERTY

(a) COMMERCIAL IMPROVED PROPERTY BILLING UNITS:

- i. *Billing Units of 0.14 Per Unit:*
Square Footage: Not Applicable
Camp – Other than for Mobile Homes, Campground – Trailers, Campers,
Tents
- ii. *Billing Units of 0.18 Per Unit:*
Square Footage: Not Applicable
Full Service Hotel, Extended Stay or Suite Hotel, Limited Service Hotel,
Luxury Hotel/Resort, Motor Inn, Convention Hotel/Resort.
- iii. *Billing Units of 0.27 Per Unit:*
Square Footage: Not Applicable
Labor Camps, Migrant Camps and Boarding Homes.
- iv. *Billing Units of 0.35:*
Square Footage: Up to 500 Square Feet
Condominium Office Units.
- v. *Billing Units of 0.75:*
Square Footage: From 501 to 1,000 Square Feet
Condominium Office Units.
- vi. *Billing Units of 1.00:*
Square Footage: Not Applicable
Car Wash, Children's Home, Clubs, Lodges, Union Halls, Fraternity or
Sorority Home, Utility Gas Companies - Improved, Leased County/City
Property-Vacant (That does not Qualify in Another Code), Nursery (Non-
Agricultural), Nursery with Residence, Nursery with Building Other Than
Residence, Nurseries-Vacant, Service Stations, Water & Sewer Service,
Condominium Unit-Vacant Land or Building not Complete, Vacant
Commercial Common Area, Vacant Commercial Land, Vacant Land –
Institutional, Commercial Shell Building (Condo) Not Totally Complete-
Vacant, Commercial Shell Building (Other) Not Totally Complete-Vacant,
Vacant Industrial Land, Utility Gas Companies-Vacant.

Square Footage: Up to 1,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurant, Restaurant – Condominium.

Square Footage: Up to 2,000 Square Feet

Bars, Cocktail Lounges, Night Clubs, Financial Institution, Financial Institution - Branch Facilities.

Square Footage: Up to 3,000 Square Feet

Utility – Electric Companies - Improved, Utility - Telephone and Telegraph – Improved.

Square Footage: Up to 5,000 Square Feet

Church, Church-Owned Private Schools, Warehousing, Distribution and Trucking Terminal, Van & Storage Warehousing, Mini Warehousing, Office Building – Single Tenant – 1 Story, Office Building – Multi Tenant - 1 Story, Office Building – Multi Story – Single Tenant, School Privately Owned, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Tenant – 1 Story, Professional Building – Single Tenant - 2 or More Stories, Professional Building – Multi Tenant – 2 or More Stories, Professional/Office Complex.

Square Footage: Up to 6,000 Square Feet

Mortuaries.

Square Footage: Up to 8,000 Square Feet

Open Storage – Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Buildings Supplies.

Square Footage: Up to 10,000 Square Feet

Day Care Center, Electrical Repair Shops, Laundries Excluding Automotive, Radio and TV Repair Shops, Refrigeration Service Shops, Service Shops, Paint Shops, Packing Plant – Fruit and Vegetable, Meat Packing Plant.

Square Footage: Up to 15,000 Square Feet

Church Owned Educational Building.

Square Footage: In Excess of 1,000 Square Feet

Condominium Office Units.

vii. *Billing Units of 2.49:*

Square Footage: Not Applicable

Florists.

viii. *Square Footage: Up to 4,000 Square Feet*

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Church, Church-Owned Private Schools, Private Schools.

Square Footage: From 6,001 to 10,000 Square Feet

Mortuaries.

ix. *Billing Units of 3.98:*

Square Footage: From 1,001 to 3,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurants – Condominium.

Square Footage: From 8,000 to 12,000 Square Feet

Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Building Supplies, Open Storage.

x. *Billing Units of 5.32:*

Square Footage: From 2,001 to 15,000 Square Feet

Financial Institutions, Financial Institutions - Branch Facility.

Square Footage: From 4,001 to 8,000 Square Feet

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant, Professional Building – Multi Story – Single Tenant, Professional Building – Multi Story – Multi Tenant, Professional/Office Complex.

xi. *Billing Units of 6.64:*

Square Footage: From 2,001 to 5,000 Square Feet

Bars, Cocktail Lounges, Nightclubs.

Square Footage: From 3,001 to 6,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurant – Condominium.

Square Footage: From 5,001 to 15,000 Square Feet

Warehousing, Distribution Terminals, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing.

xii. *Billing Units of 7.98:*

Square Footage: From 6,001 to 9,000 Square Feet

Cafeterias/Restaurants, Fast Food Restaurants, Condominium Restaurants.

Square Footage: From 8,001 to 15,000 Square Feet

Wholesale Outlets.

Square Footage: From 10,001 to 20,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building –

1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant,
Professional Building – Multi Story – Single Tenant, Professional Building –
Multi Story – Multi Tenant, Professional/Office Complex.

xiii. *Billing Units of 13.30:*

Square Footage: From 10,001 to 40,000 Square Feet
Church-Owned Private Schools, Private Schools.

xiv. *Billing Units of 15.96:*

Square Footage: In Excess of 3,000 Square Feet
Improved Electrical Utility Companies, Improved Telephone and Telegraph
Utility Companies.

(b) IMPROVED REAL PROPERTY SUBJECT TO AN INDIVIDUAL CALCULATION OF SOLID WASTE SPECIAL ASSESSMENT OR SERVICE FEE: The following improved real property shall pay a Solid Waste Disposal Program Special Assessment or service fee equivalent to the appropriate category of commercial improved real property based upon an individual determination of the annual volume of solid waste generated by the particular parcel of improved real property. The individual determination of annual volume of solid waste generated by the particular parcel of improved real property shall be calculated based upon the size and type of the container used, or recommended for use, by the particular parcel of improved real property, and any landfill charges that may apply to that particular parcel of improved real property.

i. *Square Footage: Not Applicable*

Air Port Authorities, Airports – Commercial, Airports - Private, Arenas (Enclosed), Arenas (Open Air) with Supporting Facilities, Assisted Care Living Facilities, Auditoriums (enclosed), Stadium – Not Enclosed, Bed & Breakfast, Bee Farms (Honey), Bottlers and Brewers Distilleries, Wineries, Canneries (Fruits and Vegetables), Clay Plant, Clinics, Commercial Related Amenities – May Have Building(s), Concrete/Asphalt Plant, Convenience Store, Convenience Store with Gas Pumps, Country Club with Support Facilities, Colleges, Libraries, Condominium-Store, Condominium-Warehousing, Condominium – Miscellaneous – Not Covered by other Codes, May Have Building, Convalescent Home (Nursing Home), Correctional Facility, County Agency Other Than Board of County Commissioners, County Owned Land Improved, Crematoriums, Canaveral Port Authority – Improved, Melbourne Airport Authority – Improved, Dairies with buildings other than residence, Dairies with residence, Dealership Sales/Service Center, Department Store, Dog Kennel, Theater, - Drive In, Driving Ranges, Federal Owned Land-Improved, Feed Lots - Vacant, Fire Station-Non Governmental, Fitness Center, Flea Markets, Garage/Auto Body/Auto Paint Shop, Mini-Lube Service

Specialist, Golf Courses, Green Houses, Gymnasium, Home for the Aged, Horse Stable, Improvement-Not Suitable for Any Other Code may have Buildings, Improved Commercial Common Area, Insurance Company Office, Heavy Equipment Manufacturing, Heavy Industrial, Auto and Aircraft Plants, Foundries, Steel Fabricating Plants, Hospitals, Housing Authority Improved, Large Machine Shops, Leased County/City Property Improved, Light Manufacturing (Instrument Manufacturing, Light Manufacturing, Printing Plants, Small Equipment Manufacturing Plants, Small Machine Shops, Locally Assessed Railroad Property, Marinas, Mineral Processing, Mixed Use – Commercial Property, Commercial Shell Building (Condo), Municipal Owned Land Improved, Shopping Centers - Neighborhood, Office Building – Multi Story – Multi Tenant, Office – Shell Building, Other Food Processing Plants, Candy and Potato Chip Factories, Bakeries, Permanent Exhibit, Phosphate Processing Refinery, Pool Halls, Skating Rinks, Bowling Alleys, Postal Facility, Poultry Farms, College – Private, Hospital – General – Privately Owned, Produce House, School – Public – Improved Parcels, Rabbit Farms, Race Tracks/Wagering Attractions, Radio or TV Stations, Recreation Hall, Recreational Area-Governmental-Vacant, Retail Drug Stores-Not Attached, Retail – Shell Building, Retail Stores – 1 Unit, Retail Store-Multiple Units, Retail Tire Store, Retirement Home, Rock and Gravel Plants, Sawmills, Lumber Yards, Planning Mills, Regional Shopping Mall, Shopping Complex-Community/Neighborhood, Shopping Center-Neighborhood, State Owned Land Improved, Supermarket, Theater-Enclosed, Tourist Attractions, Tropical Fish Farms, Used Automobile Sales, Recreational Vehicle or Mobile Home Sales New/Used, Utility Division Properties, Cold Storage and Warehouse Distribution Center.

- ii. *Square Footage: In Excess of 5,000 Square Feet*
Night Clubs, Cocktail Lounges, Bars.
- iii. *Square Footage: In Excess of 9,000 Square Feet*
Restaurant/Cafeteria, Fast Food Restaurants, Restaurant – Condominium.
- iv. *Square Footage: In Excess of 10,000 Square Feet*
Churches, Day Care Center, Meat Packing Plant, Mortuary, Service Shop, Radio & T.V. Repair, Refrigeration Service, Paint Shop, Electric, Repair, Laundries Excluding Automotive, Packing Plant-Fruit and Vegetable.
- v. *Square Footage: In Excess of 12,000 Square Feet*
Open Storage - New/Used Building Supplies, Junk/Auto Wrecking Yards, Fuel Storage, Equipment and Material Storage.

- vi. *Square Footage: In Excess of 15,000 Square Feet*
Church Owned Education Building, Warehousing, Distribution Terminals, Financial Institution, Financial Institution – Branch Facility, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing, Wholesale Outlet.
- vii. *Square Footage: In Excess of 20,000 Square Feet*
Office Building - 1 Story - Single Tenant, Office Building - Multi Tenant - 1 Story, Office Building - Multi Story - Single Tenant, Professional Building - 1 Story – 1 Tenant, Professional Building - Multi Story - Multi Tenant, Professional Building - Single Tenant - (2 or More Stories), Professional Building - Multi Tenant - (2 or More Stories), Professional/Office Complex.
- viii. *Square Footage: In Excess of 409,000 Square Feet*
School-Private, School-Private Church Owned.

Section 3. APPLICABLE BASE RATE. Pursuant to the provisions of Chapter 94, Article IV., Division 2. of the Code, as amended, the following schedule of Solid Waste Disposal Special Assessments and Service Fees is hereby adopted.

- (a) The base for residential improved real property is equivalent to \$57.00 per billing unit per year.
- (b) The base for commercial improved real property is equivalent to \$164.51 per billing unit per year.

Section 4. INDIVIDUAL VOLUME CATEGORY. Pursuant to the provisions of Chapter 94, Article IV., Division 2. of the Code, as amended, the following commercial individual volume category schedule of Solid Waste Disposal Special Assessments or Service Fees is hereby adopted.

- (a) An Annual Solid Waste Disposal Special Assessment or Service Fee equivalent to the appropriate category of commercial improved real property based on an individual determination of the estimated annual volume of all solid waste generated by the particular parcel of improved real property. The number of billing units for each parcel of improved real property is multiplied by the commercial base rate set forth in Section 3 of this resolution in order to determine the Solid Waste Disposal Special Assessment or Service Fee. The number of billing units is calculated as follows:
 - i. Regular Dumpsters, Open Top Roll-offs, and Gallon Cans - Billing Units are calculated by multiplying the total cubic yards by \$2.21 and dividing by the applicable base rate. For example, a 2CY dumpster being picked up twice a week is equivalent to 208 cubic yards per year. $208 * \$2.21 =$

$\$459.68/\$164.51 = 2.79$ Billing Units. The amount of the assessment or service fee would be \$459.68.

- ii. Compactors - Billing Units are calculated by multiplying the total cubic yards by \$8.94 and dividing by the applicable base rate. For example, a 2CY compactor being picked up twice a week is equivalent to 208 cubic yards per year. $208 * \$8.94 = \$1,863.68/\$164.51 = 11.33$ Billing Units. The amount of the assessment or service fee would be \$1,863.90 (rounding).
 - iii. Gate Accounts and Compactors on Call - Tonnage is added to individual volume category parcels by multiplying the tonnage by \$29.50 and dividing by \$164.51 to get the Billing Units. For example, $7.8 \text{ tons} * \$29.50 = \$230.10/164.51 = 1.40$ Billing Units.
- (b) The minimum Annual Solid Waste Disposal Special Assessment or Service Fee for commercial improved real property in this category shall be one (1) billing unit multiplied times the commercial base rate set forth in Section 3 of this resolution, Schedule "A".
- (c) When a new land use classification code is established by the Property Appraiser, the Solid Waste Director will assign a category which best describes the expected solid waste generation.
- (d) When there is a group of commercial condominium improvements, and the owners of record have requested the service charges be shared, the assessment or service fee will be prorated in accordance with the square footage of each unit within the complex based on the individual volume category.

RESOLUTION NO. 20- 091

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS APPROVING THE IMPOSITION OF A SOLID WASTE IMPACT FEE ON ALL NEWLY IMPROVED REAL PROPERTY WITHIN BOTH THE INCORPORATED AND UNINCORPORATED AREAS OF BREVARD COUNTY, TO HELP FINANCE FACILITIES REQUIRED AS A RESULT OF NEW DEVELOPMENT AND NEW USERS, AND PROVIDING FOR INTEREST AGAINST DELINQUENT IMPACT FEES ON IMPROVED COMMERCIAL PROPERTIES FOR THE COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2020

WHEREAS, under the authority of chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida, to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, the Brevard County Comprehensive Plan states that the imposition of impact fees is one of the land use control devices that assures that new development would help finance additional facilities required as a result of the new development so as to provide a minimum level of capital facilities; and

WHEREAS, the Board of County Commissioners of Brevard County, Florida, has determined that Brevard County must expand its solid waste disposal system in order to maintain current solid waste disposal standards if new development and new users are to be accommodated without decreasing current standards, and in order to promote and protect the public health, safety and welfare; and

WHEREAS, the Florida Legislature through enactment of, Section 163.3202(3), Florida Statutes, has sought to encourage local governments to enact impact fees as land development regulations; and

WHEREAS, Section 125.01(1)(k), Florida Statutes, grants the Board of County Commissioners the power to provide and regulate solid waste collection and disposal; and

WHEREAS, the Board of County Commissioners of Brevard County, Florida, enacted Chapter 94, Article IV., Division 3, Code of Ordinances of Brevard County, Florida, relating to the imposition of an impact fee on all newly improved property within both the incorporated and unincorporated areas of Brevard County; and

WHEREAS, Chapter 94, Article IV., Division 3, Code of Ordinances of Brevard County, Florida, provides that the Board of County Commissioners of Brevard County, Florida, shall hold a public hearing and adopt a rate resolution establishing a schedule of impact fees to be imposed pursuant to this division; and

WHEREAS, said public hearing was set for August 25, 2020, at 9:00 a.m. in the Brevard County Government Center, Commission Board Room, Building C, First Floor, 2725 Judge Fran Jamieson Way, Viera, Florida; and

WHEREAS, notice of said public hearing was published in the August 5, 2020 and August 18, 2020 issues of the FLORIDA TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SCHEDULE ADOPTED. The Board of County Commissioners does hereby adopt the schedule of Solid Waste Impact Fees for October 1, 2020, through September 30, 2021, pursuant to the provisions of Chapter 94, Article IV., Division 3., Code of Ordinances of Brevard County, Florida, that is attached hereto as Schedule "A". ("Code" used hereafter shall mean "Brevard County Code of Ordinances").

Section 2. DEFINITIONS. For the purpose of this schedule of Solid Waste Impact Fees the following definitions shall apply:

- (a) Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1., of the Code.
- (b) Square Feet: refers to the size of the buildings, structures, or other improvements located on improved property.
- (c) Governmental Agencies: that definition provided in Chapter 94, Article I., Section 94-1., of the Code.
- (d) Billing Units: the number of units established per parcel of improved real property which, when multiplied by the applicable base, produces the solid waste impact fee.

Section 3. CALCULATION OF IMPACT FEES.

- (a) The property's classification shall be determined by the "use code" established by the Brevard County Property Appraiser in maintaining and classifying real property on the Brevard County real property assessment roll.
- (b) To determine the Solid Waste Impact Fees for all improved real property, the number of billing units for the property's corresponding classification set forth in Section 1 and Section 2 of this resolution, Schedule "A", shall be multiplied by the applicable base billing unit set forth in Section 3 of this resolution, Schedule "A".
- (c) The method described in Section 4 of this resolution, Schedule "A", shall be used to determine the Solid Waste Impact Fees for (1) any commercial improved real property which commences to use the County's Solid Waste Facilities for the first time after October 1, 1998; or if, (2) there is not a commercial classification within Section 2 of this resolution, Schedule "A", that corresponds to the property's use and building size; or (3) the property has mixed commercial uses; or (4) the County determines that the commercial property has a different use than that shown in the Brevard County Property Appraiser's records; or (5) the owner of the commercial property can show that the commercial use classification which applies to the property is inequitable. Once the individual calculation of solid waste impact fees method has been used, that calculation shall control, regardless of the applicable classification which may apply under Section 2, of this resolution, Schedule "A", if any. Any parcel billed according to the individual calculation method shall be charged for all debris brought in, whether on their assessment, through landfill charges, or as a combination of, as the billing method is based on actual weight or volume.

Section 4. INTEREST ON DELINQUENT COMMERCIAL IMPACT FEES.

- (a) Effective October 1, 1999, for any lien recorded for impact fees imposed upon/against improved commercial real property pursuant to this resolution, there shall accrue a simple interest rate of eighteen percent (18%) annually beginning on the date of the lien. No release of lien shall be issued until full payment is made to the County for the original impact fee amount of the lien, the accumulated interest, and the associated costs of recording the lien and the release of lien, attorney fees, and other administrative costs.
- (b) Collection of impact fees, associated interest and costs (as provided for in subsection (a) above) shall be in accordance with Chapter 94, Article IV., Division 3, Section 94-260., of the Code.

(c) Interest shall continue to accrue on the full amount of the impact fee until the entire amount of the impact fee, accumulated interest, and costs and fees as referred to in subsection (a) above are paid.

(d) Until fully paid and discharged, or waived by law, such lien shall remain a lien equal in rank and dignity with the lien of county Ad Valorem taxes and superior in rank and dignity to all other liens, encumbrances, titles, and claims in, to, or against the real property involved.

Section 5. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 6. EFFECTIVE DATE. This Resolution shall take effect October 1, 2020.

RESOLVED this 25th day of August 2020.


ATTEST:

BY:


Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONER OF
BREVARD COUNTY, FLORIDA

BY:


Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

SCHEDULE "A"

SOLID WASTE IMPACT FEES OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Single Family Residence: Any building or structure designed or constructed for and capable of use as a residence for one family regardless of the type of structure. Such term includes a mobile home or a condominium parcel used for a mobile home or trailer or mobile home cooperative or a condominium park home that is erected on a separate parcel of property and not included within the definition of a trailer park.
- (b) Residential Condominium Unit/Cooperative Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the condominium or cooperative concept of ownership.
- (c) Residential Townhouse Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the townhouse concept of ownership.
- (d) Multiple Family Residence/Courts: Any building or structure or portion of any building or structure designed or constructed for and capable of use for one or more permanent residence(s) in which each unit is not individually owned.
- (e) Trailer Park: Any improved real property divided into spaces for the erection and maintenance of trailers and mobile homes.
- (f) Condominium Recreational Vehicle: Any improved real property divided into spaces in which all the spaces are intended for use as, or are offered to the public for use as, spaces for transient or temporary use by recreational vehicles.
- (g) RESIDENTIAL IMPROVED PROPERTY BILLING UNITS:
 - i. *Billing Units of 0.39 Per Unit:*
Square Footage: Not Applicable
Condominium Recreational Vehicle, Condominium – Improved RV lot – No RV, Condominium Unit with site improvement.
 - ii. *Billing Units of 0.75 Per Unit:*
Square Footage: Not Applicable
Cooperative Unit, Condominium Unit Multiple Family, Garden Apartments – 1 Story – 10 To 49 Units, Garden Apartments – 1 Story – 50 Units & Up, High Rise Apartments – 4 Stories & Up, Low Rise Apartments 10 – 49 units 2/3 Stories, Low Rise Apartments 50 Units & Up 2/3 Stories. Condominium Unit – Time Share Condo, Condominium Unit-Vacant Land or Building not Complete, Quadruplex, Sixplex (each unit, and each additional unit), Multiple

Living Units (5 to 9 units), Multiple Living Units (5-9 units, not attached), Manufactured Housing – Park Rentals (4 to 9 units), Manufactured Housing – Park Rentals (10 to 25 units), Manufactured Housing – Park Rentals (26 to 50 units), Manufactured Housing – Park Rentals (51 to 100 units), Manufactured Housing – Park Rentals (101 to 150 units), Manufactured Housing – Park Rentals (151 to 200 units), Manufactured Housing – Park Rentals (200 or more units), Vacant Residential Land-Multi-Family Platted, Vacant Residential Land-Multi Family Unplatted-Less than 5 Acres.

iii. *Billing Units of 1.00 Per Unit:*

Square Footage: Not Applicable

Single Family Residence, Manufactured Housing (single, double, or triple Wide), Condominium Manufactured Home Park, Cooperative, Townhouse, Manufactured Housing Rental Lot Improvements (with manufactured home), Residential Related Amenity on Manufactured Home Site, Manufactured Housing Rental Lot with improvements (no manufactured home), Manufactured Housing Rental Lot Without Improvements (with manufactured home), Condominium Unit – Single Family Residence and RV Cabin Homes, Condominium – Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Manufactured Home – Improved, Residential Related Amenities, Cooperative Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Improved (without manufactured home), Single Family - Modular, Cooperative With Site Improvements, Duplex (each unit), Half Duplex Used as Single Family Residence, Triplex (each Unit), House and Improvement Not Suitable for Occupancy, Crop Land – Soil Class I With Residence, Soil Class II With Residence, Soil Class III With Residence, Grazing Land – Soil Class I With Residence, Grazing Land – Soil Class II With Residence, Grazing Land – Soil Class III With Residence, Grazing Land – Soil Class IV With Residence, Grazing Land – Soil Class V With Residence, Grazing Land – Soil Class VI With Residence, Orchard Grove – All Grove With Residence, Orchard Grove – Part Grove & Part not Planted With Residence, Combination – Part Orchard Grove & Part Pasture Land With Residence, Mixed Tropical Fruits With Residence, Townhouse Apartments, Townhouse – Two or More Units, Two Residential Units-Not Attached), Two or More Manufactured Housing Rental Lots (with manufactured home(s)), Two or More Manufactured Housing Rental Lots (without manufactured home(s)), Three or Four Living Units – Not Attached, House and Mobile Home, Two or Three Mobile Homes-Not A Park, Vacant – Less than 5 Acres – Not Covered by Another Code – not Government Owned, Vacant Residential Land – Multi-Family Platted, Vacant Residential Land – Multi-Family Unplatted – Less than 5 Acres, Vacant Residential Land-Single Family Unplatted-Less than 5 Acres, Vacant Residential Land-Single Family Unplatted - Greater than 5 Acres Vacant

Residential Land-Single Family Platted, Vacant Mobile Home Site Platted, Vacant Mobile Home Site, Unplatted, Vacant Co-op Land, Vacant Co-op with Utilities.

Section 2. COMMERCIAL IMPROVED REAL PROPERTY

(a) COMMERCIAL IMPROVED PROPERTY BILLING UNITS:

- i. *Billing Units of 0.14 Per Unit:*
Square Footage: Not Applicable
Camp – Other than for Mobile Homes, Campground – Trailers, Campers, Tents.
- ii. *Billing Units of 0.18 Per Unit:*
Square Footage: Not Applicable
Full Service Hotel, Extended Stay or Suite Hotel, Limited Service Hotel, Luxury Hotel/Resort, Motor Inn, Convention Hotel/Resort.
- iii. *Billing Units of 0.27 Per Unit:*
Square Footage: Not Applicable
Labor Camps, Migrant Camps and Boarding Homes.
- iv. *Billing Units of 0.35:*
Square Footage: Up to 500 Square Feet
Condominium Office Units.
- v. *Billing Units of 0.75:*
Square Footage: From 501 to 1,000 Square Feet
Condominium Office Units.
- vi. *Billing Units of 1.00:*
Square Footage: Not Applicable
Car Wash, Children's Home, Clubs, Lodges, Union Halls, Fraternity or Sorority Home, Utility Gas Companies - Improved, Leased County/City Property-Vacant (That does not Qualify in Another Code), Nursery (Non-Agricultural), Nursery with Residence, Nursery with Building Other Than Residence, Nurseries-Vacant, Service Stations, Water & Sewer Service, Condominium Unit-Vacant Land or Building not Complete, Vacant Commercial Common Area, Vacant Commercial Land, Vacant Land – Institutional, Commercial Shell Building (Condo) Not Totally Complete-Vacant, Commercial Shell Building (Other) Not Totally Complete-Vacant, Vacant Industrial Land, Utility Gas Companies-Vacant.
Square Footage: Up to 1,000 Square Feet
Restaurants/Cafeterias, Fast Food Restaurant, Restaurant – Condominium.

Square Footage: Up to 2,000 Square Feet

Bars, Cocktail Lounges, Night Clubs, Financial Institution, Financial Institution - Branch Facilities.

Square Footage: Up to 3,000 Square Feet

Utility – Electric Companies - Improved, Utility - Telephone and Telegraph – Improved.

Square Footage: Up to 5,000 Square Feet

Church, Church-Owned Private Schools, Warehousing, Distribution and Trucking Terminal, Van & Storage Warehousing, Mini Warehousing, Office Building – Single Tenant – 1 Story, Office Building – Multi Tenant - 1 Story, Office Building – Multi Story – Single Tenant, School Privately Owned, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Tenant – 1 Story, Professional Building – Single Tenant - 2 or More Stories, Professional Building – Multi Tenant – 2 or More Stories, Professional/Office Complex.

Square Footage: Up to 6,000 Square Feet

Mortuaries.

Square Footage: Up to 8,000 Square Feet

Open Storage – Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Buildings Supplies.

Square Footage: Up to 10,000 Square Feet

Day Care Center, Electrical Repair Shops, Laundries Excluding Automotive, Radio and TV Repair Shops, Refrigeration Service Shops, Service Shops, Paint Shops, Packing Plant – Fruit and Vegetable, Meat Packing Plant.

Square Footage: Up to 15,000 Square Feet

Church Owned Educational Building.

Square Footage: In Excess of 1,000 Square Feet

Condominium Office Units.

vii. *Billing Units of 2.49:*

Square Footage: Not Applicable

Florists.

Square Footage: Up to 4,000 Square Feet

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Church, Church-Owned Private Schools, Private Schools.

Square Footage: From 6,001 to 10,000 Square Feet

Mortuaries.

viii. *Billing Units of 3.98:*

Square Footage: From 1,001 to 3,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurants – Condominium.

Square Footage: From 8,000 to 12,000 Square Feet

Auto Wrecking Yards, Equipment and Material Storage, Fuel Storage, Junk Yards, New and Used Building Supplies, Open Storage.

ix. *Billing Units of 5.32:*

Square Footage: From 2,001 to 15,000 Square Feet

Financial Institutions, Financial Institutions - Branch Facility.

Square Footage: From 4,001 to 8,000 Square Feet

Wholesale Outlets.

Square Footage: From 5,001 to 10,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant, Professional Building – Multi Story – Single Tenant, Professional Building – Multi Story – Multi Tenant, Professional/Office Complex.

x. *Billing Units of 6.64:*

Square Footage: From 2,001 to 5,000 Square Feet

Bars, Cocktail Lounges, Nightclubs.

Square Footage: From 3,001 to 6,000 Square Feet

Restaurants/Cafeterias, Fast Food Restaurants, Restaurant – Condominium.

Square Footage: From 5,001 to 15,000 Square Feet

Warehousing, Distribution Terminals, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing.

xi. *Billing Units of 7.98:*

Square Footage: From 6,001 to 9,000 Square Feet

Cafeterias/Restaurants, Fast Food Restaurants, Condominium Restaurants.

Square Footage: From 8,001 to 15,000 Square Feet

Wholesale Outlets.

Square Footage: From 10,001 to 20,000 Square Feet

Office Building – 1 Story – Single Tenant, Office Building – 1 Story – Multi Tenant, Office Building – Multi Story – Single Tenant, Professional Building – 1 Story – 1 Tenant, Professional Building – Multi Story – Multi Tenant, Professional Building – Multi Story – Single Tenant, Professional Building – Multi Story – Multi Tenant, Professional/Office Complex.

xii. *Billing Units of 13.30:*

Square Footage: From 10,001 to 40,000 Square Feet

Church-Owned Private Schools, Private Schools.

xiii. *Billing Units of 15.96:*

Square Footage: In Excess of 3,000 Square Feet

Improved Electrical Utility Companies, Improved Telephone and Telegraph Utility Companies.

- (b) IMPROVED REAL PROPERTY SUBJECT TO AN INDIVIDUAL CALCULATION OF SOLID WASTE IMPACT FEE: The following improved real property shall pay a Solid Waste Impact Fee equivalent to the appropriate category of commercial improved real property based upon an individual determination of the annual volume of solid waste generated by the particular parcel of improved real property. The individual determination of annual volume of solid waste generated by the particular parcel of improved real property shall be calculated based upon the size and type of the container used, or recommended for use, by the particular parcel of improved real property.

i. *Square Footage: Not Applicable*

Air Port Authorities, Airports – Commercial, Airports - Private, Arenas (Enclosed), Arenas (Open Air) with Supporting Facilities, Assisted Care Living Facilities, Auditoriums (enclosed), Stadium – Not Enclosed, Bed & Breakfast, Bee Farms (Honey), Bottlers and Brewers Distilleries, Wineries, Canneries (Fruits and Vegetables), Clay Plant, Clinics, Commercial Related Amenities – May Have Building(s), Concrete/Asphalt Plant, Convenience Store, Convenience Store with Gas Pumps, Country Club with Support Facilities, Colleges, Libraries, Condominium-Store, Condominium-Warehousing, Condominium – Miscellaneous – Not Covered by other Codes, May Have Building, Convalescent Home (Nursing Home), Correctional Facility, County Agency Other Than Board of County Commissioners, County Owned Land Improved, Crematoriums, Canaveral Port Authority – Improved, Melbourne Airport Authority – Improved, Dairies with buildings other than residence, Dairies with residence, Dealership Sales/Service Center, Department Store, Dog Kennel, Theater, - Drive In, Driving Ranges, Federal Owned Land-Improved, Feed Lots - Vacant, Fire Station-Non Governmental, Fitness Center, Flea Markets, Garage/Auto Body/Auto Paint Shop, Mini-Lube Service Specialist, Golf Courses, Green Houses, Gymnasium, Home for the Aged, Horse Stable, Improvement-Not Suitable for Any Other Code may have Buildings, Improved Commercial Common Area, Insurance Company Office, Heavy Equipment Manufacturing, Heavy Industrial, Auto and Aircraft Plants, Foundries, Steel Fabricating Plants, Hospitals, Housing Authority Improved, Large Machine Shops, Leased County/City Property Improved, Light Manufacturing (Instrument Manufacturing, Light Manufacturing, Printing Plants, Small Equipment Manufacturing Plants, Small Machine Shops, Locally Assessed Railroad Property, Marinas, Mineral Processing, Mixed Use – Commercial Property, Commercial Shell Building (Condo), Municipal Owned Land Improved, Shopping Centers - Neighborhood, Office Building – Multi Story – Multi Tenant, Office – shell Building, Other Food Processing Plants,

Candy and Potato Chip Factories, Bakeries, Permanent Exhibit, Phosphate Processing Refinery, Pool Halls, Skating Rinks, Bowling Alleys, Postal Facility, Poultry Farms, College – Private, Hospital – General – Privately Owned, Produce House, School – Public – Improved Parcels, Rabbit Farms, Race Tracks/Wagering Attractions, Radio or TV Stations, Recreation Hall, Recreational Area-Governmental-Vacant, Retail Drug Stores-Not Attached, Retail – Shell Building, Retail Stores – 1 Unit, Retail Store-Multiple Units, Retail Tire Store, Retirement Home, Rock and Gravel Plants, Sawmills, Lumber Yards, Planing Mills, Regional Shopping Mall, Shopping Complex-Community/Neighborhood, Shopping Center-Neighborhood, State Owned Land Improved, Supermarket, Theater-Enclosed, Tourist Attractions, Tropical Fish Farms, Used Automobile Sales, Recreational Vehicle or Mobile Home Sales New/Used, Utility Division Properties.

- ii. *Square Footage: In Excess of 5,000 Square Feet*
Night Clubs, Cocktail Lounges, Bars.
- iii. *Square Footage: In Excess of 9,000 Square Feet*
Restaurant/Cafeteria, Fast Food Restaurants, Restaurant – Condominium.
- iv. *Square Footage: In Excess of 10,000 Square Feet*
Churches, Day Care Center, Meat Packing Plant, Mortuary, Service Shop, Radio & T.V. Repair, Refrigeration Service, Paint Shop, Electric, Repair, Laundries Excluding Automotive, Packing Plant-Fruit and Vegetable.
- v. *Square Footage: In Excess of 12,000 Square Feet*
Open Storage - New/Used Building Supplies, Junk/Auto Wrecking Yards, Fuel Storage, Equipment and Material Storage.
- vi. *Square Footage: In Excess of 15,000 Square Feet*
Church Owned Education Building, Warehousing, Distribution Terminals, Financial Institution, Financial Institution – Branch Facility, Mini Warehousing, Trucking Terminals, Van and Storage Warehousing, Wholesale Outlet.
- vii. *Square Footage: In Excess of 20,000 Square Feet*
Office Building - 1 Story - Single Tenant, Office Building - Multi Tenant - 1 Story, Office Building - Multi Story - Single Tenant, Professional Building - 1 Story – 1 Tenant, Professional Building - Multi Story - Multi Tenant, Professional Building - Single Tenant - (2 or More Stories), Professional Building - Multi Tenant - (2 or More Stories), Professional/Office Complex.

viii. *Square Footage: In Excess of 40,000 Square Feet*
School-Private, School-Private Church Owned.

Section 3. APPLICABLE BASE RATE. Pursuant to the provisions of Chapter 94, Article IV., Division 3., of the Code, as amended, the following Schedule of Solid Waste Impact Fees is hereby adopted.

- (a) The base for residential improved real property is equivalent to \$160.00 per billing unit.
- (b) The base for commercial improved real property is equivalent to \$467.20 per billing unit.

Section 4. INDIVIDUAL VOLUME CATEGORY. Pursuant to the provisions of Chapter 94, Article IV. Division 3. of the Code, as amended, the following commercial individual volume category schedule of solid waste impact fees is hereby adopted.

- (a) A Solid Waste Impact Fee equivalent to the appropriate category of commercial improved real property based on an individual determination of the estimated annual volume of solid waste generated by the particular parcel of improved real property. The number of billing units for each parcel of improved real property in this category shall be calculated by multiplying the individual determination of the estimated annual volume generated based upon \$4.06 per cubic yard for non-compacted containers, \$15.30 per cubic yard for compacted containers.
- (b) The minimum Solid Waste Impact Fee for commercial improved real property in this category shall be one (1) billing unit multiplied by the commercial base rate set forth in Section 3 of this resolution, Schedule "A".
- (c) When a new land use classification code is established by the Property Appraiser, the Solid Waste Director will assign a category which best describes the expected solid waste generation.
- (d) When there is a group of commercial condominium improvements, and the owners of record have requested the service charges be shared, the assessment will be prorated in accordance with the square footage of each unit within the complex based on the individual volume category.

RESOLUTION NO. 20-092

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS APPROVING THE
IMPOSITION OF AN ANNUAL SOLID WASTE COLLECTION AND RECYCLING
PROGRAM SPECIAL ASSESSMENT, SERVICE FEES, AND CHARGES FOR ALL
IMPROVED RESIDENTIAL REAL PROPERTY UPON OWNERS WITHIN THE
BREVARD COUNTY SOLID WASTE COLLECTION AND RECYCLING PROGRAM
MUNICIPAL SERVICE BENEFIT UNIT FOR COUNTY FISCAL YEAR 2021
BEGINNING OCTOBER 1, 2020

WHEREAS, Florida Statutes, Section 125.01(1)(k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal; and

WHEREAS, pursuant to Section 403.706, Florida Statutes, Brevard County has the authority and responsibility to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, 1970, authorizes the Board of County Commissioners of Brevard County, Florida to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority grants the Board of County Commissioners the authority to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Section 94-46(a), Code of Ordinances of Brevard County, Florida, authorizes the Board of County Commissioners to impose an annual collection and recycling special assessment, service fee, or charge, against all improved residential real property within the Brevard County Solid Waste Collection and Recycling Program Municipal Service Benefit Unit, "Benefit Unit"; and

WHEREAS, the developed residential properties within the Benefit Unit derive a special benefit above and beyond the general benefit received by all property or the public as a result of the services provided through the Brevard County Solid Waste Collection and Recycling Program; and

WHEREAS, the Board of County Commissioners finds that the collection and disposal of solid waste constitutes a benefit to all developed residential property within the Benefit Unit that is equal to, or in excess of, the cost of providing the services; and

WHEREAS, Section 94-233, Code of Ordinances of Brevard County, Florida, provides that on or before the fifteenth day of September of each year the Board of

County Commissioners of Brevard County, Florida, shall hold a public hearing for the purpose of adopting a schedule of annual assessments, fees, rates and charges to be imposed upon the owners of all residential improved real property within the unincorporated areas of Brevard County for solid waste collection and recycling; and

WHEREAS, on January 31, 2008, the Board of County Commissioners approved a resolution authorizing the uniform method of collection of these non-ad valorem assessments by the Brevard County Tax Collector via the Tax Roll for each year this Rate Resolution is in effect; and

WHEREAS, the Board of County Commissioners entered into a new collection services contract, effective on October 1, 2020 and running through September 30, 2027, with an optional three-year extension. The base rate for the collection and recycling non-ad valorem assessments and service fees is shown in Section 3 of Schedule "A"; and

WHEREAS, this Resolution authorizes a stepped rate increase for special assessments and service fees, to be implemented over seven years, beginning in FY 2021. The annual billing unit rate for FY 2021 is \$194.28. Billing unit rate increases for FY 2022 through FY 2024, if such increase is approved by the Board, will not exceed 3% of the previous year and will be adopted annually through a subsequent public hearing process and resolution.

WHEREAS, notice of the August 25, 2020 public hearing to adopt this resolution was published in the August 5, 2020 and the August 18, 2020 issues of the Florida Today, a newspaper of general circulation in Brevard. Pursuant to Section 197.3432(3), Florida Statutes, separate notice of the rate increase was mailed, at least 20 days prior to the public hearing, to each person or entity owning property subject to the special assessment.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SCHEDULE ADOPTED. The Board of County Commissioners does hereby adopt a schedule of Annual Solid Waste Collection and Recycling Program Special Assessments and service fees for County Fiscal Year 2021, October 1, 2020 through September 30, 2021, pursuant to the provisions of Chapter 94, Article IV, Division 2, Code of Ordinances of Brevard County, Florida for all improved real property within the "Benefit Unit", that is attached hereto as Schedule "A". ("Code" used hereafter shall mean "Code of Ordinances of Brevard County, Florida").

Section 2. RATE RESOLUTION DECLARED. This Resolution constitutes the Rate Resolution specified in Chapter 94, Article IV, Division 2 of the Code, as amended.

Section 3. DEFINITIONS. For the purpose of this schedule of Annual Solid Waste Collection and Recycling Program Special Assessments, Service Fees, and charges, the following definitions shall apply:

- (a) Improved Real Property: means any real property located in the unincorporated areas of the county that generates, or is capable of generating, solid waste and that contains a building, structure or other improvements designed or constructed, or capable of use for, or is being used for human habitation, human activity or commercial enterprise. Real property becomes improved real property following construction completion and the initial issuance of a certificate of occupancy.
- (b) Residential Improved Real Property: means all improved real property used for either a multifamily residence, or a single-family residence, including trailer parks.
- (c) Square Feet: refers to the size of the buildings, structures, or other improvements located on such property.
- (d) Governmental Agencies: means all state, federal or local agencies or units of government located within the county, including, but not limited to, the school board of the county, housing authorities, all municipalities within the county, all special districts and municipal service taxing units with all or part of their boundaries within the county and any municipality or special district or other unit of government whose boundaries are not within the county but which is the owner of improved real property within the county.
- (e) Benefit Unit: means the unincorporated areas of Brevard County.
- (f) Billing Units: the number of units established per parcel of improved residential property which, when multiplied by the applicable base, produces the solid waste collection and recycling program special assessment or service fee.

Section 4. CALCULATION OF COLLECTION AND RECYCLING ASSESSMENTS.

- (a) The property's classification shall be determined by the "use code" established by the Brevard County Property Appraiser in maintaining and classifying real property on the Brevard County real property assessment roll.
- (b) To determine the Solid Waste Collection and Recycling Program Special Assessment for all improved real property within the "Benefit Unit", the number of billing units for the property's corresponding classification set forth in Section 1 and Section 2 of this resolution, Schedule "A" shall be multiplied by the applicable base billing unit set forth in section 3 of this resolution, Schedule "A".

Section 5. CALCULATION OF SERVICE FEES FOR TAX EXEMPTS ENTITIES.

For properties owned by government agencies which are not included on the ad valorem property tax roll, but receive collection or recycling services, each unit will be billed annually pursuant to Section 94-232(c), Code of Ordinances of Brevard County, Florida or general law. Services fees are to be calculated in the same manner and at the same base billing unit amount as the adopted special

assessment rates in Schedule "A."

Section 6. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 7. EFFECTIVE DATE. This Resolution shall be effective from October 1, 2020 through September 30, 2027.

RESOLVED this 25th day of August 2020.


ATTEST:

BY:


Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

BY:


Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

SCHEDULE "A"

ANNUAL SOLID WASTE COLLECTION AND RECYCLING PROGRAM SPECIAL ASSESSMENTS

OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Single Family Residence: Any building or structure designed or constructed for and capable of use as a residence for one family regardless of the type of structure. Such term includes a mobile home or a condominium parcel used for a mobile home or trailer or mobile home cooperative or a condominium park home that is erected on a separate parcel of property and not included within the definition of a trailer park.
- (b) Residential Condominium Unit/Cooperative Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the condominium or cooperative concept of ownership.
- (c) Residential Townhouse Unit: Any portion of a building or structure designed or constructed for and capable of use as a residence for one family and such unit being owned or offered for sale under the townhouse concept of ownership.
- (d) Multiple Family Residence/Courts: Any building or structure or portion of any building or structure designed or constructed for and capable of use for one or more permanent residence(s) in which each unit is not individually owned.
- (e) Trailer Park: Any improved real property divided into spaces for the erection and maintenance of trailers and mobile homes.
- (f) Condominium Recreational Vehicle: Any improved real property divided into spaces in which all the spaces are intended for use as, or are offered to the public for use as, spaces for transient or temporary use by recreational vehicles.

Section 2. RESIDENTIAL IMPROVED PROPERTY BILLING UNITS:

- (a) Billing Units of 0.39 Per Unit:
Square Footage: Not Applicable
Condominium unit with Utilities, Condominium – Improved with no Manufactured Home, Condominium Unit with site improvements.
- (b) Billing Units of 0.75 Per Unit:
Square Footage: Not Applicable
Cooperative Unit, Condominium Unit Multiple Family, Garden Apartments – 1 Story – 10 To 49 Units, Garden Apartments – 1 Story – 50 Units & Up, High Rise Apartments – 4 Stories & Up, Low Rise Apartments 10 – 49 units 2/3 Stories, Low Rise Apartments 50 Units & Up 2/3 Stories. Condominium Unit – Time Share Condo, Condominium Unit-Vacant Land or Building not Complete, Quadruplex (each unit), Sixplex (each unit, and each additional unit), Multiple Living Units (5 to 9 units), Multiple Living Units (5-9 units, not attached),

Manufactured Housing – Park Rentals (4 to 9 units), Manufactured Housing – Park Rentals (10 to 25 units), Manufactured Housing – Park Rentals (26 to 50 units), Manufactured Housing – Park Rentals (51 to 100 units), Manufactured Housing – Park Rentals (101 to 150 units), Manufactured Housing – Park Rentals (151 to 200 units), Manufactured Housing – Park Rentals (200 or more units), Vacant Residential Land-Multi-Family Platted, Vacant Residential Land-Multi Family Unplatted-Less than 5 Acres.

(c) Billing Units of 1.00 Per Unit:

Square Footage: Not Applicable

Single Family Residence, Manufactured Housing (single, double, or triple Wide), Condominium Manufactured Home Park, Cooperative, Townhouse, Manufactured Housing Rental Lot Improvements (with manufactured home), Residential Related Amenity on Manufactured Home Site, Manufactured Housing Rental Lot with improvements (no manufactured home), Manufactured Housing Rental Lot Without Improvements (with manufactured home), Condominium Unit – Single Family Residence and RV Cabin Homes, Condominium – Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Manufactured Home – Improved, Residential Related Amenities, Cooperative Manufactured Housing Rental Lot With Improvements (with manufactured home), Cooperative – Improved (without manufactured home), Single Family - Modular, Cooperative With Site Improvements, Duplex (each unit), Half Duplex Used as Single Family Residence, Triplex (each Unit), House and Improvement Not Suitable for Occupancy, Crop Land – Soil Class I With Residence, Soil Class II With Residence, Soil Class III With Residence, Grazing Land – Soil Class I With Residence, Grazing Land – Soil Class II With Residence, Grazing Land – Soil Class III With Residence, Grazing Land – Soil Class IV With Residence, Grazing Land – Soil Class V With Residence, Grazing Land – Soil Class VI With Residence, Orchard Grove – All Grove With Residence, Orchard Grove – Part Grove & Part not Planted With Residence, Combination – Part Orchard Grove & Part Pasture Land With Residence, Mixed Tropical Fruits With Residence, Townhouse Apartments, Townhouse – Two or More Units, Two Residential Units-Not Attached), Two or More Manufactured Housing Rental Lots (with manufactured home(s)), Two or More Manufactured Housing Rental Lots (without manufactured home(s)), Three or Four Living Units – Not Attached, House and Mobile Home, Two or Three Mobile Homes-Not A Park, Vacant – Less than 5 Acres – Not Covered by Another Code – not Government Owned, Vacant Residential Land – Multi-Family Platted, Vacant Residential Land – Multi-Family Unplatted – Less than 5 Acres, Vacant Residential Land-Single Family Unplatted-Less than 5 Acres, Vacant Residential Land-Single Family Unplatted - Greater than 5 Acres Vacant Residential Land-Single Family Platted, Vacant Mobile Home Site Platted, Vacant Mobile Home Site, Unplatted, Vacant Co-op Land, Vacant Co-op with Utilities.

Section 3. **APPLICABLE BASE RATE.** Pursuant to the provisions of Chapter 94, Article IV, Division 2 of the Code, as amended, and the annual rate increases previously authorized in Resolution 17-151, the base rate for residential improved real property for is \$194.28 per billing unit or a 39.0% increase over the previous year.

Table 1

Fiscal Year	Assessment Rate per Billing Unit	% Increase
2021	\$194.28	39.0%
2022	\$200.11	3.0%
2023	\$206.11	3.0%
2024	\$212.30	3.0%
2025	\$218.66	3.0%
2026	\$225.22	3.0%
2027	\$231.98	3.0%

Board of County Commissioner's Resolution 17-151 authorized a stepped rate increase for special assessments and service fees over seven years, beginning in Fiscal Year (FY) 2021. The annual rate increase for FY 2021 through FY 2027 is equal to the annual rate increase paid to the collector, if such increase is approved by the Board, not to exceed 3% per year. The numbers above are based on the assumption the maximum 3% rate increase is approved in each fiscal year FY 2022 through FY 2027. The Board will adopt an annual rate resolution to verify the percentage rate increase pursuant to Section 94-233, Code of Ordinances of Brevard County, Florida.

RESOLUTION NO. 20- 093

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS APPROVING THE SCHEDULE OF SPECIAL RATES AND CHARGES FOR NON-RESIDENTIAL IMPROVED REAL PROPERTY WITHIN THE UNINCORPORATED AREA, AND IMPROVED REAL PROPERTY NOT WITHIN THE BENEFIT UNIT, AND THE SCHEDULE OF COMPENSATION RATES TO BE PAID COLLECTORS FOR CURBSIDE COLLECTION PROVIDED TO ALL IMPROVED RESIDENTIAL REAL PROPERTY WITHIN THE SOLID WASTE COLLECTION AND RECYCLING BENEFIT UNIT FOR COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2020

WHEREAS, under the authority of Chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Florida Statutes, Section 125.01(1) (k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal; and

WHEREAS, Chapter 403.706, Florida Statutes, requires that Brevard County plan and implement an efficient and environmentally acceptable solid waste management program to handle solid waste generated within the County and to provide for reduction in the amount of said solid waste disposed of at the County's solid waste management facilities through the implementation of a recycling program; and

WHEREAS, Florida Statutes Section 403.7032, establishes a new statewide recycling goal of 75% to be achieved by the year 2020; and

WHEREAS, the act requires counties to develop and implement recycling programs within their jurisdictions to return valuable materials to productive use, to conserve energy and natural resources, and to protect capacity at solid waste management facilities; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, authorizes the Board of County Commissioners to impose an annual

Collection and Recycling special assessment or service fee against all improved residential real property the Brevard County Solid Waste Collection and Recycling Program Municipal Service Benefit Unit, "Benefit Unit"; and

WHEREAS, Chapter 94, Article IV., Division 2., Brevard County Code of Ordinances, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall hold a public hearing for the purpose of adopting a schedule of annual assessments, service fees, rates and charges to be imposed upon the owners of all residential and commercial improved real property within the unincorporated areas of Brevard County for the ensuing County fiscal year, and to establish the rates, assessments, service fees, and charges that shall apply to commercial improved real property within the unincorporated area of the County, and to residential improved real property not within the "Benefit Unit"; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances Brevard County, Florida provides each year the Board of County Commissioners of Brevard County, Florida, shall approve the amount and method of payment to the collector for his performance under the collection agreement within the "Benefit Unit"; and

WHEREAS, said public hearing was set for August 25, 2020 at 9:00 a.m., in the Brevard County Government Center, Commission Board Room, Building C, First Floor, 2725 Judge Fran Jamieson Way, Viera, Florida; and

WHEREAS, notice of said public hearing was published in the August 5, 2020 and August 18, 2020 issues of the FLORIDA TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SPECIAL RATES AND CHARGES. The Board of County Commissioners does hereby adopt a Schedule of Rates for containers for all non-residential improved real property within the unincorporated area of Brevard County and rates for all residential improved real property within said unincorporated areas, but not within the "Benefit Unit," which Schedule of Special Rates and Charges is attached hereto as Schedule "A".

Section 2. COMPENSATION RATES. The Board of County Commissioners does hereby adopt compensation rates to be paid to the collector for curbside solid waste and recycling collection services provided to all residential improved real property within the "Benefit Unit" which Schedule of Compensation Rates is attached hereto as Schedule "B".

Section 3. RATE RESOLUTION DECLARED. This Resolution constitutes the Rate Resolution specified in Chapter 94, Article IV., Division 2. of the Code.

Section 4. DEFINITIONS. For the purpose of this schedule of Annual Solid Waste Collection and Recycling Program Special Assessments and service fees, the following definitions shall apply:

- (a) Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.
- (b) Residential Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.
- (c) Benefit Unit: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.

Section 5. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 6. EFFECTIVE DATE. This Resolution shall take effect October 1, 2020.


RESOLVED this 25th day of August 2020.

ATTEST:



Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA



Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

SCHEDULE "A"

SCHEDULE OF SPECIAL RATES AND CHARGES OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. NON-RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Collection Fee Per Cubic Yard (Non-Compacted): \$4.06 per cubic yard
- (b) Collection Fee Per Cubic Yard (Compacted): \$15.30 per cubic yard
- (c) Collection Fee for Individual Containers:
 - i. One 96 Gallon Cart \$ 33.68
 - ii. Each Additional 96 Gallon Cart \$ 33.68
 - iii. One 64 Gallon Cart \$ 25.52
 - iv. Each Additional 64 Gallon Cart \$ 25.52
 - v. One 35 Gallon Cart \$ 11.94
 - vi. Each Additional 35 Gallon Cart \$ 11.94

Section 2. CONTAINER RENTAL/LEASE:

- (a) Dumpster Rental/Lease Fees (Non-Compacted):
 - i. 2 cubic yard \$22.98 per month
 - ii. 3 cubic yard \$26.0898 per month
 - iii. 4 cubic yard \$29.0598 per month
 - iv. 6 cubic yard \$35.2698 per month
 - v. 8 cubic yard \$41.3198 per month
- (b) Dumpster Rental/Lease Fees (Compacted): 2 through 8 cubic yard \$107.00 per month
- (c) Compactor Container Rental/Lease Fees: 10 through 40 cubic yard \$107.00 per month

Section 3. PULL CHARGES:

- (a) Compactor Charge Per Pull:
 - i. 15 cubic yard \$190.64 per pull
 - ii. 20 cubic yard \$217.25 per pull
 - iii. 30 cubic yard \$242.52 per pull
 - iv. 40 cubic yard \$269.11 per pull

Section 4. LIMITATIONS:

- (a) Rental/lease rates for containers may be negotiated between the customer and the collector, but will not exceed the rates established herein.
- (b) Rental/lease rates for containers includes: Monthly rental/lease fee, and any and all other fees, e.g., drop-off, maintenance, roll-out, casters, etcetera. Only those fees as set forth herein are allowed to be charged.

SCHEDULE "B"

SCHEDULE OF COMPENSATION RATES TO BE PAID TO COLLECTOR FOR RESIDENTIAL CURBSIDE COLLECTION SERVICES PROVIDED OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. COMPENSATION RATES:

- (a) Single Family Residence, Residential Mobile Home, Condominium Mobile Home, Condominium Park Home, Cooperative Mobile Home, and Residential Townhouse Unit: \$11.30 per month, per unit
- (b) Residential Condominium Unit, Cooperative Unit, Multiple Family Residence, Courts and Trailer Park: \$8.49 per month, per unit
- (c) Condominium Recreational Vehicle Unit: \$4.41 per month, per unit



Solid Waste Management Department

2725 Judge Fran Jamieson Way


Building A, Room 118

Viera, Florida 32940

BOARD OF COUNTY COMMISSIONERS

TO: Commissioner Bryan Andrew Lober, District 2

THROUGH: Euripides Rodriguez, Director

FROM: Walter Mack, Finance Officer 

SUBJECT: Scrivener's error correction to Resolution No. 20-093

DATE: September 30, 2020

The attached Resolution No. 20-093-A corrects a scrivener's error in the Schedule "B" attachment. This resolution establishes (1) the special rates and charges which Waste Management may charge directly to commercial customers and customers outside of the of benefit unit (Schedule "A"); and (2) the monthly rate the County pays to Waste Management for residential curb-side garbage and recycling collection (Schedule "B"). Schedule "B" needs to be updated to reflect the monthly computation of the compensation rate stated in the agenda report and approved by the Board on August 25, 2020. The agenda report is also attached.

RESOLUTION NO. 20-093-A*

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS APPROVING THE SCHEDULE OF SPECIAL RATES AND CHARGES FOR NON-RESIDENTIAL IMPROVED REAL PROPERTY WITHIN THE UNINCORPORATED AREA, AND IMPROVED REAL PROPERTY NOT WITHIN THE BENEFIT UNIT, AND THE SCHEDULE OF COMPENSATION RATES TO BE PAID COLLECTORS FOR CURBSIDE COLLECTION PROVIDED TO ALL IMPROVED RESIDENTIAL REAL PROPERTY WITHIN THE SOLID WASTE COLLECTION AND RECYCLING BENEFIT UNIT FOR COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2020

WHEREAS, under the authority of Chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Florida Statutes, Section 125.01(1) (k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal; and

WHEREAS, Chapter 403.706, Florida Statutes, requires that Brevard County plan and implement an efficient and environmentally acceptable solid waste management program to handle solid waste generated within the County and to provide for reduction in the amount of said solid waste disposed of at the County's solid waste management facilities through the implementation of a recycling program; and

WHEREAS, Florida Statutes Section 403.7032, establishes a new statewide recycling goal of 75% to be achieved by the year 2020; and

WHEREAS, the act requires counties to develop and implement recycling programs within their jurisdictions to return valuable materials to productive use, to conserve energy and natural resources, and to protect capacity at solid waste management facilities; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, authorizes the Board of County Commissioners to impose an annual

Collection and Recycling special assessment or service fee against all improved residential real property the Brevard County Solid Waste Collection and Recycling Program Municipal Service Benefit Unit, "Benefit Unit"; and

WHEREAS, Chapter 94, Article IV., Division 2., Brevard County Code of Ordinances, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall hold a public hearing for the purpose of adopting a schedule of annual assessments, service fees, rates and charges to be imposed upon the owners of all residential and commercial improved real property within the unincorporated areas of Brevard County for the ensuing County fiscal year, and to establish the rates, assessments, service fees, and charges that shall apply to commercial improved real property within the unincorporated area of the County, and to residential improved real property not within the "Benefit Unit"; and

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances Brevard County, Florida provides each year the Board of County Commissioners of Brevard County, Florida, shall approve the amount and method of payment to the collector for his performance under the collection agreement within the "Benefit Unit"; and

WHEREAS, said public hearing was set for August 25, 2020 at 9:00 a.m., in the Brevard County Government Center, Commission Board Room, Building C, First Floor, 2725 Judge Fran Jamieson Way, Viera, Florida; and

WHEREAS, notice of said public hearing was published in the August 5, 2020 and August 18, 2020 issues of the FLORIDA TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SPECIAL RATES AND CHARGES. The Board of County Commissioners does hereby adopt a Schedule of Rates for containers for all non-residential improved real property within the unincorporated area of Brevard County and rates for all residential improved real property within said unincorporated areas, but not within the "Benefit Unit," which Schedule of Special Rates and Charges is attached hereto as Schedule "A".

Section 2. COMPENSATION RATES. The Board of County Commissioners does hereby adopt compensation rates to be paid to the collector for curbside solid waste and recycling collection services provided to all residential improved real property within the "Benefit Unit" which Schedule of Compensation Rates is attached hereto as Schedule "B".

Section 3. RATE RESOLUTION DECLARED. This Resolution constitutes the Rate Resolution specified in Chapter 94, Article IV., Division 2. of the Code.

Section 4. DEFINITIONS. For the purpose of this schedule of Annual Solid Waste Collection and Recycling Program Special Assessments and service fees, the following definitions shall apply:


- (a) Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.
- (b) Residential Improved Real Property: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.
- (c) Benefit Unit: that definition provided in Chapter 94, Article I., Section 94-1 of the Code.

Section 5. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 6. EFFECTIVE DATE. This Resolution shall take effect October 1, 2020.

RESOLVED this 25th day of August 2020.

ATTEST:



Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA



Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

*Updated to correct scrivener's error in Schedule "B"

SCHEDULE "A"

SCHEDULE OF SPECIAL RATES AND CHARGES OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. NON-RESIDENTIAL IMPROVED REAL PROPERTY:

- (a) Collection Fee Per Cubic Yard (Non-Compacted): \$4.06 per cubic yard
- (b) Collection Fee Per Cubic Yard (Compacted): \$15.30 per cubic yard
- (c) Collection Fee for Individual Containers:
 - i. One 96 Gallon Cart \$ 33.68
 - ii. Each Additional 96 Gallon Cart \$ 33.68
 - iii. One 64 Gallon Cart \$ 25.52
 - iv. Each Additional 64 Gallon Cart \$ 25.52
 - v. One 35 Gallon Cart \$ 11.94
 - vi. Each Additional 35 Gallon Cart \$ 11.94

Section 2. CONTAINER RENTAL/LEASE:

- (a) Dumpster Rental/Lease Fees (Non-Compacted):
 - i. 2 cubic yard \$22.98 per month
 - ii. 3 cubic yard \$26.0898 per month
 - iii. 4 cubic yard \$29.0598 per month
 - iv. 6 cubic yard \$35.2698 per month
 - v. 8 cubic yard \$41.3198 per month
- (b) Dumpster Rental/Lease Fees (Compacted): 2 through 8 cubic yard \$107.00 per month
- (c) Compactor Container Rental/Lease Fees: 10 through 40 cubic yard \$107.00 per month

Section 3. PULL CHARGES:

- (a) Compactor Charge Per Pull:
 - i. 15 cubic yard \$190.64 per pull
 - ii. 20 cubic yard \$217.25 per pull
 - iii. 30 cubic yard \$242.52 per pull
 - iv. 40 cubic yard \$269.11 per pull

Section 4. LIMITATIONS:

- (a) Rental/lease rates for containers may be negotiated between the customer and the collector, but will not exceed the rates established herein.
- (b) Rental/lease rates for containers includes: Monthly rental/lease fee, and any and all other fees, e.g., drop-off, maintenance, roll-out, casters, etcetera. Only those fees as set forth herein are allowed to be charged.

SCHEDULE "B"

SCHEDULE OF COMPENSATION RATES TO BE PAID TO COLLECTOR FOR RESIDENTIAL CURBSIDE COLLECTION SERVICES PROVIDED OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. COMPENSATION RATES:

- (a) Single Family Residence, Residential Mobile Home, Condominium Mobile Home, Condominium Park Home, Cooperative Mobile Home, and Residential Townhouse Unit: \$15.47 per month, per unit
- (b) Residential Condominium Unit, Cooperative Unit, Multiple Family Residence, Courts and Trailer Park: \$11.60 per month, per unit
- (c) Condominium Recreational Vehicle Unit: \$6.03 per month, per unit



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File #: 1919

Type: Public Hearing Status: Agenda Ready

File created: 8/5/2020 In control: Solid Waste Management

On agenda: 8/25/2020 Final action:

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

Attachments: [1. Disposal Rate Resolution FY21.docx](#), [2. Impact Fee Rate Resolution FY21.docx](#), [3. Collection Rate Resolution FY21.docx](#), [4. Special Rates and Charges for Non-Residential Improved Property.docx](#), [5. Schedule of Special Rates and Gate Charges Rate Resolution FY21.docx](#), [6. Disposal Resolution Certifying Tax Roll- FY21.docx](#), [7. Collection Resolution Certifying Tax Roll - FY21.docx](#), [8. Letter Responses Received 8-5-20 thru 8-19-20.pdf](#), [9. Letter Response Received 8-21-20.pdf](#)

[History \(0\)](#)
[Text](#)

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:

Fiscal Impact: (As of August 4, 2020)

1.	Solid Waste Disposal Assessments	\$24,449,908
2.	Solid Waste Collection & Recycling Assessments	\$14,018,710
3.	Special Rates and Charges	\$ 3,077,500

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 (no rate change); 2) the Solid Waste Impact Fee Rate Resolution (no rate change); 3) the Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution (rate change of 39% based on new contract); 4) Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector; 5) the Schedule of Special Rates and Gate Charges (no rate changes); 6) Other Resolutions Ratifying, Confirming and Certifying the Annual Disposal, Collection and Recycling Special Assessment Rolls.

Summary Explanation and Background:

The Solid Waste Disposal Special Assessment and the Solid Waste Impact Fee Resolution is requested to remain the same with no rate increases.

The Solid Waste Collection and Recycling Special Assessment is requested be increased to \$194.28. The increase is based on the current contractor (Waste Management) not desiring to exercise the extension to the existing contract. The Board directed Staff to pursue a Request for Proposal. As a result of this process, Waste Management was the lowest proposer and after negotiations awarded the contract necessitating the rate increase.

Chapter 94, Brevard County Code provides that on or before the fifteenth day of September of each year the Board shall hold a public hearing and adopt the rate resolutions listed above. Public hearings are only required for the Disposal, Collection and Recycling; and the Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector.

The rates are projected to provide for \$1.4M hurricane reserve. The residential base rate of \$194.28 is for FY 2021 for the Solid Waste Collection and Recycling Special Assessment Rate. This rate reflects a 39% increase over the previous rate of \$139.70. The hauler's contract does provide for a 39% increase for FY 2021, increasing the rate paid to the contractor to \$185.64. The resolution includes the potential to adjust the collection rates by up to the Consumer Price Index (Garbage & Trash) or 3% per year in accordance with the allowable increases the hauler (vendor) can realize under their contract which ends FY 2027.

The proposed residential base rate for the Annual Solid Waste Disposal Special Assessment Rate is \$57.00 and \$164.51 base rate for commercial improved properties for FY 2021. There is no proposed increase over the current rate. Also, all other rates and fees remain unchanged.

In, summary, it is requested the Board of County Commissioners adopt the following as per discussion above and attached hereto:

1. Annual Solid Waste Disposal Special Assessment Rate Resolution (no rate change)
2. Solid Waste Impact Fee Rate Resolution (no rate change)
3. Annual Solid Waste Collection and Recycling Special Assessment Rate Resolution (rate change of 39% based on new contract)
4. Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector
5. Schedule of Special Rates and Gate Charges (no rate changes)
6. Resolution Ratifying, Confirming and Certifying the Annual Disposal
7. Resolution Ratifying, Confirming and Certifying the Collection and Recycling Special Assessment Rolls

Clerk to the Board Instructions:

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

RESOLUTION NO. 20- 094

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS ADOPTING A SCHEDULE OF SPECIAL RATES AND GATE CHARGES CHARGED USERS OF THE COUNTY'S LANDFILLS, TO ASSIST IN DEFRAYING THE COST TO CONSTRUCT, OPERATE AND MAINTAIN A SOLID WASTE DISPOSAL SYSTEM, FOR THE COUNTY FISCAL YEAR BEGINNING OCTOBER 1, 2020

WHEREAS, under the authority of Chapter 403.706, Florida Statutes, Brevard County has the responsibility and power to provide for the operation of solid waste management facilities to meet the needs of all areas of the county; and

WHEREAS, Chapter 67-1146, Laws of Florida, as amended by Chapter 70-594, Laws of Florida, authorized the Board of County Commissioners of Brevard County, Florida, to construct, operate and maintain a solid waste disposal system for the use and benefit of the inhabitants and municipalities of Brevard County; and

WHEREAS, said statutory authority granted the Board of County Commissioners the power to prescribe, fix, establish and collect fees, rentals or other charges for the use of said established solid waste disposal system and to pledge such revenues as security for the payment of bonds issued under said statutory authority for the construction of a solid waste disposal facility; and

WHEREAS, Florida Statutes, Section 125.01(1)(k) grants the Board of County Commissioners the power to provide and regulate waste collection and disposal.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. SCHEDULE ADOPTED. The Board of County Commissioners does hereby adopt the schedule of Special Rates, effective beginning October 1, 2020, that is attached hereto as Schedule "A".

Section 2. FINDINGS. It is hereby ascertained, determined and declared that:

- (a) Certain types of solid waste, because of the nature, cannot be disposed of at the solid waste disposal facilities maintained by the County according to normal operating procedures of the facilities and must be specially handled according to other approval criteria.
- (b) The operation and maintenance of a separately owned and maintained landfill for the disposal of such solid waste described in Section 2(a) above increases the county's capital and operations costs for the solid waste disposal program.

- (c) The cost of the disposal of solid waste generated in construction, renovation or demolition projects, or new improvements on real property is not assessed when brought in by commercial or governmental entities.
- (d) The cost of disposal of debris and waste accumulated from land clearing and excavating from totally or partially unimproved real property is not assessed against such real property.
- (e) The cost of disposal of special solid wastes generated from improved real property within Brevard County is not assessed against such real property.
- (f) Since all improved real property within Brevard County is assessed or charged for the operation and maintenance of the disposal system in the County it would be unfair to assess such property for disposal from illegal dumping on any real property located within Brevard County.
- (g) Since all residential improved real property within Brevard County is assessed for the operation of the Household Hazardous Waste Program it would be unfair to assess such residences any additional charges for recycled paint.
- (h) Solid waste generated outside of the boundaries of Brevard County will not be permitted to be disposed of at the Brevard County solid waste disposal facilities since the cost of the operation and maintenance of such facilities is assessed or charged against all improved real property within Brevard County only and not against properties outside Brevard County.
- (i) The federal government will be charged for the disposal of all solid waste at the Brevard County disposal facilities since it has not agreed to the imposition of an annual disposal special assessment against improved real property included within the jurisdiction of the federal installations. It is unfair to permit disposal of solid waste at the Brevard County facilities without charge.


Section 3. SPECIAL RATES. In recognition of the findings set forth in Section 2 of this Resolution, the schedule of rates, charges and fees set forth in Schedule "A", "Special Rates" (incorporated in this Resolution by reference) is hereby adopted. The appropriate rate(s) set forth in Schedule "A" for the types of solid waste defined therein shall be charged at the time of delivery of such solid waste and such charge shall be in addition to the appropriate assessment under the Annual Disposal Special Assessments set forth in Rate Resolution adopted on August 20, 2019.

Section 4. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and


independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 5. EFFECTIVE DATE. This Resolution shall take effect October 1, 2020.

RESOLVED this 25th day of August 2020.

ATTEST

BY: _____
Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA


BY: _____
Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

SCHEDULE "A"

SPECIAL RATES

OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

Section 1. DEFINITIONS. For the purpose of applying the rates set forth in this Special Rate Schedule, the following definitions shall control:

NOTE: Brevard County reserves the right to refuse acceptance of any waste.

- (a) Solid Waste: that definition provided in Chapter 94, Article I., Section 94-1., of the Code of Ordinances of Brevard County, Florida, hereinafter referred to as the "Code", as amended.
- (b) Land Clearing Debris: that definition provided in Chapter 94, Article I., Section 94-1., of the Code, as amended.
- (c) Construction Debris: Discarded materials generally considered not to be water soluble and which are non-hazardous in nature, including but not limited to, steel, concrete, glass, brick, asphalt material, pipe, gypsum wall board and lumber from construction, renovation or demolition projects or new improvements to a structure.
- (d) Account in Good Standing: Accounts that have been in existence for more than five (5) years, and have been in good standing (all payments made within 60 days), are eligible for a refund of the security deposit upon request. Any future delinquencies will require a new security deposit.
- (e) Yard Waste: Any vegetative matter generated from improved real property such as leaves, grass or shrubbery cuttings resulting from the care of lawns or landscape maintenance. Such term does not include large quantities of sod, dirt, land clearing debris, or other materials requiring special handling.
- (f) Gate Account: An account established by a person or entity for the use of the Solid Waste Management facilities operated by the Board, as required by Section 94-277, Code of Ordinances of Brevard County.

Section 2. DEPOSITS.

- (a) Users, excluding customers in good standing as defined above, and remaining in good standing, and governmental agencies or their Agents, disposing of solid waste not included in the annual disposal special assessment, such as, land clearing debris, construction debris, tires, yard waste, and Special Solid Waste at Brevard County's Solid Waste Disposal Facilities, shall provide the applicable

security deposit by depositing cash, a surety bond or a letter of credit to the Brevard County Finance Department, as required by Section 3(d) below, in an amount sufficient to pay estimated charges for a period of two (2) months or \$200, whichever is greater, as determined by the Solid Waste Director.

(b) Accounts in existence for more than five years, and that have been an account in good standing with Brevard County Solid Waste for the preceding five years, are eligible for reimbursement of the security deposit upon request.

(c) Any account that defaults on payment, or has been closed for any reason, shall be required to pay all outstanding balances in full and may be required to provide an additional security deposit in order to meet requirements in section (a) above.

Section 3. SPECIAL RATES. * The cubic yard (yd³) rate shall apply when the Solid Waste Management Department's weight scale(s) are inoperable, or vehicles do not fit on the scales.

(a) Solid Waste Generated by Governmental Agencies:

i. Solid waste generated on improved real property owned by governmental agencies that were assessed or not assessed a Solid Waste Impact Fee.

(1) Assessed. \$29.50/ton or \$8.94/yd³*

(2) Construction Debris not mixed with any other solid waste. \$23.66/ton or \$7.17/yd³*

(3) Not Assessed. \$34.98/ton or \$10.60/yd³*

(4) Construction Debris not mixed with any other solid waste. \$23.66/ton or \$7.17/yd³*

ii. Solid Waste above that is projected to be assessed under the Annual Disposal Special Assessment.

\$29.50/ton or \$8.94/yd³*

(b) Solid waste delivered to a solid waste disposal facility that is in addition to the amount projected in the Annual Disposal Special Assessment.

i. Municipal Sludge from municipal wastewater treatment plants.

\$25.00/ton or \$7.58/yd³*

ii. Land Clearing Debris not mixed with any other solid waste.

\$40.00/ton or \$12.12/yd³*

iii. Construction Debris not mixed with any other solid waste.

\$23.66/ton or \$7.17/yd³*

NOTE: Wood pallets, fencing and other lumber are considered and charged as Construction Debris.

- iv. Renovation/Demolition Debris brought in by commercial entities for any improved commercial or governmental real property.

\$23.66/ton or \$7.17/yd3*

- v. Discarded Recyclables.

\$20.00/ton

- vi. Clean Concrete not mixed with any other solid waste.

\$0.00/ton or \$0.00/yd3*

- vii. Cardboard Only Loads not mixed with other solid waste.

\$0.00/ton or \$0.00/yd3*

- (c) Special Solid Wastes: Includes those wastes which are not normally included under the definition of municipal solid waste, land clearing, or yard waste mixed with other Solid Waste. All require pre-disposal approval by the Solid Waste Director or designee except disposal of land clearing or yard waste mixed with other solid waste, with the exception of tires, which shall not be mixed.

- i. Aloe extracts; burn residue from solid rocket boosters; chemical containers which have been rendered legally empty; industrial sludge; dried paints and coatings; fly ash; ash from other incineration processes; land clearing; construction, renovation, or demolition debris; yard waste mixed with other solid waste; non-hazardous chemical compounds or other materials, which in the opinion of the Director require review and/or chemical analyses to determine acceptability. Any load that requires staff assistance to unload or separate.

\$41.00/ton or 12.42/yd3*

- ii. Asbestos.

\$100.00/ton or \$30.30/yd3*

- iii. Non-saturated, non-hazardous contaminated soils.

- (1) 0 to 25 tons per event.

\$41.00/ton or \$12.42/yd3*

- (2) 26th ton and greater per event.

\$82.00/ton or \$24.85/yd3*

- iv. Tires, whole or shredded.

\$154.50/ton or \$46.81/yd3*

NOTE: Cut or shredded tires must be in accordance with Florida Administrative Code (Waste Tire Rule)

- v. Perforated empty 55-gallon drums. \$1.00/drum

- vi. Cross Loading: use of the transfer station to trans load a material (generally recyclables) from one vehicle (generally smaller) to a larger vehicle (not in county ownership) and that is not delivered to a county facility.
\$6.15/ton
- (d) Solid Waste Operating Permits.
 - i. Roll-Off Container Service Operating Permits. \$600/5 years
- (e) Gate Account Security Deposits.
 - i. Landscape companies will pay a security deposit of \$100.
 - ii. All others will pay a security deposit equal to estimated charges for a period of two (2) months or \$200, whichever is greater, as determined by the Solid Waste Director or designee.

RESOLUTION NO. 20- 095

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS RATIFYING,
CONFIRMING AND CERTIFYING THE ANNUAL DISPOSAL SPECIAL
ASSESSMENT ROLL FOR THE COUNTY FISCAL YEAR BEGINNING
OCTOBER 1, 2020 AND FORWARDING THE SAME TO THE TAX
COLLECTOR'S OFFICE FOR COLLECTION IN THE SAME MANNER AS AD
VALOREM TAXES ARE COLLECTED

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall certify the Disposal Assessment Roll to the Brevard County Tax Collector; and

WHEREAS, an Annual Disposal Special Assessment Roll has been prepared, a summary of which is attached to and made a part of this Resolution by this reference, and labeled Exhibit "A"; and

WHEREAS, the Board has reviewed the Annual Disposal Special Assessment Roll to be sent to the Tax Collector; and

WHEREAS, the Board is satisfied that the Annual Disposal Special Assessment Roll has been prepared in conformity with the Schedule of Annual Disposal Special Assessments adopted by the Board on August 25, 2020; and

WHEREAS, a copy of such Annual Disposal Special Assessment Roll will be sent to the Brevard County Tax Collector for collection in the same manner as ad valorem taxes are collected.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

1. The Board of County Commissioners of Brevard County, Florida, hereby ratifies, confirms and certifies that the Annual Disposal Special Assessment roll for County fiscal year beginning October 1, 2020, is in conformity with the Schedule of Annual Disposal Special Assessments adopted by the Board on August 25, 2020.

2. The Board of County Commissioners of Brevard County, Florida, hereby certifies, ratifies and confirms such Annual Disposal Assessment Roll as sent to the Tax Collector. The Tax Collector shall collect such special assessments in the same manner as ad valorem taxes are collected.

3. A certified copy of this resolution shall be delivered to the Tax Collector of Brevard County, Florida.

4. This resolution shall take effect immediately upon adoption.

RESOLVED this 25th day of August 2020.

ATTEST

BY:

Scott Ellis, Clerk

2020)

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

BY:

Bryan Andrew Lober, Chair
Brevard County Commission

(Approved by the Board on August 25,

RESOLUTION NO. 20- 096

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS RATIFYING,
CONFIRMING AND CERTIFYING THE ANNUAL COLLECTION AND
RECYCLING PROGRAM SPECIAL ASSESSMENT ROLL FOR THE COUNTY
FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND FORWARDING THE
SAME TO THE TAX COLLECTOR'S OFFICE FOR COLLECTION IN THE SAME
MANNER AS AD VALOREM TAXES ARE COLLECTED

WHEREAS, Chapter 94, Article IV., Division 2., Code of Ordinances of Brevard County, Florida, provides that on or before the fifteenth day of September of each year the Board of County Commissioners of Brevard County, Florida, shall certify the Collection and Recycling Special Assessment Roll to the Brevard County Tax Collector; and

WHEREAS, an Annual Collection and Recycling Program Special Assessment Roll has been prepared, a summary of which is attached to and made a part of this Resolution by this reference, and labeled Exhibit "A"; and

WHEREAS, the Board has reviewed the Annual Collection and Recycling Program Special Assessment Roll to be sent to the Tax Collector; and

WHEREAS, the Board is satisfied that the Annual Collection and Recycling Program Special Assessment Roll has been prepared in conformity with the Schedule of Annual Collection and Recycling Program Special Assessments adopted by the Board on August 25, 2020; and

WHEREAS, a copy of such Annual Collection and Recycling Program Special Assessment Roll will be sent to the Brevard County Tax Collector for collection in the same manner as ad valorem taxes are collected.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

1. The Board of County Commissioners of Brevard County, Florida, hereby ratifies, confirms and certifies that the Annual Collection and Recycling Program Special Assessment Roll for County fiscal year beginning October 1, 2020, is in conformity with the Schedule of Annual Collection and Recycling Program Special Assessments adopted by the Board on August 25, 2020.


2. The Board of County Commissioners of Brevard County, Florida, hereby certifies, ratifies and confirms such Annual Collection and Recycling Program Assessment Roll as sent to the Tax Collector. The Tax Collector shall collect such special assessments in the same manner as ad valorem taxes are collected.

3. A certified copy of this resolution shall be delivered to the Tax Collector of Brevard County, Florida.

4. This resolution shall take effect immediately upon adoption.


DONE AND ADOPTED in Regular Session this 25th day August 2020.

ATTEST



Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Bryan Andrew Lober, Chair
Brevard County Commission
(As approved by the Board on August 25, 2020)

H.1

Redfern, Gia

From: Michael Gaffney <mgaffney1@cfl.rr.com>
Sent: Wednesday, August 19, 2020 10:39 PM
To: SWM_Webmis
Cc: Commissioner, D5
Subject: Hearing on Proposed Solid Waste Assessment Rate Increase

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Good evening,

This correspondence is submitted in order to acknowledge receipt of the notice from Brevard County Solid Waste dated 02-Aug-2020 that advises the solid waste assessment for our residence may be increasing. A Board of County Commissioner hearing is proposed for 25-Aug-2020 to consider the rate increase.

The notice advises that affected property owners may "...file written comments or objections with the Board of County Commissioners...within 20 days of receiving (the) notice...".

Please reply at your earliest opportunity that this email will serve the purpose of "written comments or objections". I do object to the rate increase proposed in this 02-Aug-2020 Notice.

My comments and objection to the proposed rate increases through 2027 are based on several factors:

1. The 2020 rate is \$139.70. The proposed rate for 2021 is \$194.28. That's a **39% increase**. Really? A 39% jump? In one year? A year that, for the most part, has seen fuel prices drop, and likely overhead costs decrease for any of the entities that were solicited for the waste services.
2. Brevard County residents, like many across the country, are enduring some tough times due to Covid-19. Adding this 39% burden isn't going to help.
3. The apparent successful bidder is Waste Management, the current vendor. The service performed by this vendor has not been admirable over the course of the last couple of years, at least not in our neighborhood. The service days are sometimes missed, and without any warning, the collection may (stress "may") occur the next day (not a service day), so better leave the can by the street...it may or may not get picked up.
4. Proposals were solicited, and Waste Mgt has been "awarded a new contract". Does that infer that the public hearing scheduled to vote on the new rates is really just a formality? If somehow the Board is swayed to vote against it, does that mean a new RFP has to be put out for bid?

Please review and reply.

I respectfully request a copy of the solicitation for the Solid Waste Services along with the cost and/or technical evaluation that decided the successful bidder was Waste Mgt.

Regards,

Mike Gaffney
1755 Williamsburg Way
Melbourne, FL 32934

321.259.3175

Redfern, Gia

From: linda <llmoore51@gmail.com>
Sent: Wednesday, August 19, 2020 10:01 AM
To: SWM_Webmis
Subject: Rate Increase

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

John Tobia

I live at Quail Run Retirement Community. Myself along with others are upset by this 66% increase you are asking for. First of all we do not need regular trash pick up but once a week not 2. Second of all we live on a fixed income and just can not afford this high of an increase. We understand the cost of things are going up (everything but our income). We need for you to rethink this high of an increase and think about the senior that this will hurt.

Thank you

Linda

Sent from Mail for Windows 10

RECEIVED

Eugene E Luthe
1667 Grand Isle Blvd
Melbourne, FL 3940

AUG 19 2020

*Solid Waste Management
Department*

Board of County Commissioners
Solid Waste Management Department
75 Judge Fran Jamieson Way
Building A Room 118
Viera, FL 3940

Re: Solid Waste Cost Increase

Gentlemen:

I find your letter introducing the new cost of the solid waste program to be somewhat dishonest and insulting. This of course calls into question whether or not any serious negotiations went on or what the rebidding process looked like.

You are quick to point out the 3% annual increase from 2021 to 2027, a reasonable request and agreement.

However you fail to recognize the 39% increase from 2020 to 2021. I would request that you share the bid documents to show the transparency of the process. This is an incredibly large increase to absorb under the current conditions.

I hope someone will address this at the meeting.

Very Truly Yours,

A handwritten signature in cursive script, appearing to read "Eugene E. Luthe".

Eugene E Luthe

CC: Florida Today

August 15, 2020
RECEIVED

To: Board of County Commissioners
Brevard County
Solid Waste Management Department
AUG 18 2020
Solid Waste Management
Department

From: Alison Johnson, Trustee
For Freddy Johnson who passed away
on Feb. 25, 2019

Parcel ID: 28-3820-00-37A, 8

Tax Account# 2849556

Site Address: 742 Carousel Ln
Melbourne Beach 32951

Your letter was sent to my deceased
husband: Johnson, Freddy Trustee
398 Island View Dr.
Traverse City, MI 49696-9414

our permanent address. I just received
your August 2 letter today, August 15.
I do think your rate increase of over
30% hike is too much. In future
please address all communication to me
at my 742 Carousel Ln address and I will
get it. Thank you, Alison Johnson,
Trustee of the Freddy Johnson Trust.



Solid Waste Management Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, Florida 32940

BOARD OF COUNTY COMMISSIONERS

August 2, 2020



13
3 - 3296

ROSSI, THOMAS L
ROSSI, MARY ANN
2024 PAYNE STEWART DR # 181
TITUSVILLE FL 32796-3953



11 DVE R^H
71 NW

RECEIVED

AUG 18 2020

Solid Waste Management
Brevard County

Dear Customer,

As a result of the expiration of the current garbage and recycling collection contract on September 30, 2020, the Board of County Commissioners has competitively sought a new contract. The result of this competitive process are the proposed fees which represent the lowest negotiated rates available. Based on the lowest negotiated rates, Waste Management of Florida was selected and awarded the new contract. The Board has proposed annual special assessment rates for the fiscal years (FY) of 2021 through 2027. The County's fiscal year begins on October 1st and ends the following September 30th.

Your property receives a special and direct benefit from the provision of residential solid waste collection and recycling services. The current billing unit for a single family residence for Fiscal Year 2020 is \$139.70. The purpose of this letter is to provide notice that the Board of County Commissioners (Board) will use the uniform method of assessing, billing and collecting solid waste special assessments.

The table below details base rates per billing unit for each year and shows the percentage increase over the previous year. NOTE: The rate increases for FY2022 through FY2027 will be based on the U.S. Bureau of Labor Statistics G&T CPI: Waste & Trash CPI, Not Seasonally Adjusted, All Areas, Series ID CUUR0000SEHG02 not to exceed 3% annually, based on the compensation rate increase or decrease provided for pursuant to the Waste Management Collection Agreement.

Fiscal Year	2021	2022	2023	2024	2025	2026	2027
Assessment Rate per Billing Unit	\$194.28	\$200.11	\$206.11	\$212.30	\$218.66	\$225.22	\$231.98
	Annual increases for each year will not exceed 3% of the prior year assessment.						

If approved by the Board these new annual rates will be reflected on your tax bill beginning in November 2020. The Board will adopt an annual rate resolution to verify the percentage increase prior to commencement of each fiscal year 2021 through FY2027 pursuant to Section 94-233, Code of Ordinances of Brevard County, Florida. The total revenue to be collected from the curbside collection assessment is estimated to be \$154,748,340.21 for the entire period.

NOTE: THIS IS NOT A BILL

The proposed special assessment calculated for the property referenced below is:

Parcel ID: 21 3520-28*-8

Tax Account Number: 2111816

Site Address: 2024 PAYNE STEWART DR TITUSVILLE 32796

Collection Billing Units: 0.39

Collection Billing Amount: \$ 75.77

Notice of Hearing on Proposed Solid Waste Assessment Rate Increase

The Board of County Commissioners will hold a public hearing at 9:00 a.m. on August 25, 2020 to consider a proposed Solid Waste collection assessment rate increase at the Commission Board Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida 32940. All affected property owners have the right to appear at the hearing or to file written comments or objections with the Board of County Commissioners at the above address within 20 days of receiving this notice. Failure to pay the assessment will cause a tax certificate to be issued against your property pursuant to Chapter 197, Florida Statutes, and may result in loss of title.

Contact Agency: Brevard County Solid Waste Department, Phone (321) 633-2042

Website: BrevardCounty.us/SolidWaste

NO =

I have voted For This nor will

I pay A Bill.

This. we pay a main tenance

Fee that this should be
included in.

Thomas J. Ross
Mason

PETER B. LESTER
4945 DATE PALM STREET
COCOA, FL. 32927
443.668.7778

August 7, 2020

RECEIVED

AUG 17 2020

Solid Waste Department
August 17, 2020

FROM: Peter & Karyl Lester
TO: Solid Waste Management Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, FL 32940

To Whom It May Concern:

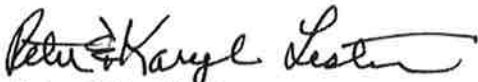
We are in receipt of your letter dated August 2, 2020 regarding current and proposed garbage and recycling rates. Mentioned in paragraph 3 is that rate increases will not exceed 3% annually.

However, the letter also states that our current collection rate is \$139.70, which will apparently be increased to \$194.28 as of the new contract, so stated for 2021. This is a horrendous increase of \$54.58, or over 35% !!

We oppose such an increase – stay with the year-to-year increase of 3%, or in our case, \$4.20 !!

We would like more information on this and how such a huge leap from 2020 to 2021 can be justified.

Thank you.


Peter & Karyl Lester

8-15-2020

To Board of County Commissioners:

RECEIVED

From Patterson, Gary D.
595 Venetian Way
Merritt Island FL 32953-4190

AUG 17 2020

Solid Waste Management
Department

As a resident of Brevard County for over 40 years plus residing at the above address for over 40 years, I will not be attending the public hearing because of age and health. I am sending my written comment and I am appalled at the Commission for allowing a 39% increase in rates. This increase was so large you could not even put it on the letter sent on 8-20-2020 as you did on the rate increase letter sent July 28-2017.

Again, I object to this increase of 39%.

Gary D. Patterson
595 Venetian Way
Merritt Island FL 32953

To Whom it may Concern.

Today 8/10/2020 I received your notice of rate increases for solid waste service thru 2027.

Now I do not have a problem with a 3% increase from 2022 thru 2027. This seems fair to me.

This amounts to roughly \$6.00 and change.

I do however have a problem with an increase of \$54.58 for the year 2021. This is over 25% increase from 2020. Since many people like myself do not live in these homes more than three to five months a year, you are charging for at lease 7 months that nothing is ever collected. This is not fair.

I propose a \$6.00 fee for 2021 also. This I believe would be fair for everyone.

Thank You

Claude L. Rottet
925 Tacaranda Drive
Barefoot Bay, Florida
32976

Home Mailing Address:
Claude L. Rottet
2590 Tunnel Mill Road
Charlestown, Indiana
47111

Parcel ID# 303810-JS-120-13
Tax Acc No. 3004101

RECEIVED

AUG 14 2020

Solid Waste Management
Department

William ODonnell
933 Cashew Circle
Barefoot Bay, FL 32976

Dear Sir,

I received the notice of possible increase in cost of waste management. You show figures of about an increase each year of no more than three percent starting in 2022. This I can figure out.

What I can't figure out is why you do not mention that the fee for the year 2021 from 2020 is not three percent but more like just under forty percent for an increase of \$54.58. (\$194.28 -\$139.70). Can't understand why you failed to mention this or that you simply thought people would not see this increase.

Hopefully you will read this at the hearing on August 25, 2020. Can't believe you did not mention this and only mentioned a three percent increase after 2021.

Sincerely,


William ODonnell

8/11/20

RECEIVED

AUG 14 2020

*Solid Waste Management
Department*

August 6, 2020

To: Board of County Commissioners, Brevard County
2725 Judge Fran Jamieson Way
Building A Room 118
Viera, Florida 32940

RECEIVED

AUG 14 2020

*Solid Waste Management
Department*

Reference: Your Letter of August 2, 2020 – Proposed Special Assessment

I am writing to object to the proposed special assessment as described in your letter of August 2, 2020. Based on the explanation in the letter, it would appear that the new assessment starting in 2021 is \$194.28 which would amount to an increase over the 2020 assessment of \$54.58 or 39%. I fail to see how any new service bid could justify this large of an increase.

Perhaps I misunderstand how things work, but our property is one of 50 units in a condominium association. We currently pay Waste Management to remove the trash for the Association. These new rates would mean the members/owners will pay \$9700 in addition to the pickup charges. It wouldn't be the first time I didn't understand how things work, but it just doesn't feel right.

I don't suppose anything will change as a result of my writing to object, but at least I can say to myself, I tried.

Neil Durkee
Donna Durkee
Parcel ID 27 3830-EW-A-6.50
Tax Account Number 2730760
Site Address: 995 N Highway A1A Indialantic 32903

Mailing Address: 597 Grooms Road
Clifton Park, NY 12065

Solid Waste Management Dept.
2726 Judge Fran Jamieson Way
Building A, Room 118
Viera, Fl. 32940

Harry T. Gautsch
6659, Bamboo Ave.
Cocoa, Fl. 32927-8906

Dear Waste Management

In re-guard to the new proposed rate increase, if it will improve service then this household agrees. 28 % seems like a pretty big increase. The 3 % a year takes it to very close to 61 % by 2027, a 61 % increase over 6 years is way out of bounds, what else goes up that much. Waste Management needs some serious competition, and at least three quotes should be reviewed before making a final decision and they should be shown-ed at the upcoming meeting on August 25, 2020.

Harry and Maxine Gautsch
Customers

RECEIVED

AUG 14 2020

*Solid Waste Management
Department*

August 6, 2020

Board of County Commissioners
Solid Waste Management Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, FL 32940

RECEIVED
AUG 12 2020
Solid Waste Management
Department

Dear Commissioners,

We recently received a letter, dated 8/2/20, about the proposed Waste Management rate schedule. This is our response per the instructions at the bottom of that letter that allows for a filing of written comments within twenty days.

We have lived at this address since June 2000 and been served by Waste Management for most, if not all, those years. We have experienced many service issues with waste removal on Feast Road. These issues include regular trash pickups but mostly pertain to yard waste removals and special pickups. We have spoken with various local and national Waste Management employees and found resolution to require repeated requests and to yield only temporary results.

During this same time, we have also been in contact with this district's former Commissioner, the Code Enforcement Department of both Brevard County and the City of West Melbourne as well as Brevard Road and Bridge Maintenance looking to solve various waste mishandling issues.

As an example, here is a link (copy enclosed) to a Google review about a yard waste issue from ten months ago - complete with photos. I did as the "Response from the owner" requested at the end of the review but was never contacted. The piles were eventually retrieved.

<https://www.google.com/maps/contrib/113954256623430326971/place/ChIJgYMZQ2AO3ogRQ8qKaRwwIbc/@28.3067272,-81.0500032,9z/data=!4m6!1m5!8m4!1e1!2s113954256623430326971!3m1!1e1?hl=en-US>

Even as recent as last month we were in touch with Andrea Young of the City of West Melbourne regarding an unsolved repetitious waste issue pertaining to a vacant lot on this street. In the past this problem has become a fire hazard and we contacted Brevard Fire and Rescue before it lit up the woods here . . . again.

We would like the services we pay for on a consistent basis. Also, we would like assistance in seeing any illegal waste dumping to stop. Given how many problems exist here, you should easily imagine the following two objections:

1. The rate increases are too high. Three percent times seven years equals a twenty one percent hike. Who, besides greedy elected folks, are getting that kind of raise? Are working folks' raises or COLA's going to keep up with that? Not likely. Keep it more in line with reality, please.
2. How does this go from \$139.70 this year to \$194.28 next year? That is a lot more than three percent. What part of the current economy calls for \$54.58 more or almost FORTY PERCENT increase!? This is unjustifiable.

Had we experienced waste removal service so effective that repeated calls, emails, post reviews and complaints were unnecessary, this letter would not have been written and we would gladly pay. That has not been the reality. Please consider these concerns as if they were your own. We have provided our email and cell numbers, should any questions arise.

Regards,



Michael and Susan Croft

2140 Feast Road

Melbourne FL 32904

heycroft@hotmail.com

321-427-3272 or 321-427-0171

10 months ago

I sent in a complain (see below) to Waste Management on 9/21/19 and got no response other than the three tires curbside are now gone. Two of these three piles were ignored for more than three weeks BEFORE DORIAN and we'd like to know why.

COMPLAINT: Why are there several large piles of yard waste from before hurricane Dorian still up and down this short street? Some curbside tires are also being ignored for several weeks now.

So I sent another email to Waste Management a week later as follows:

SECOND EMAIL: Help Waste Management folks,
A week ago I sent a complaint (see below). Nothing has been picked up (see photos enclosed) and no explanation was forthcoming. On Monday, we will forward this message to our District Commissioner to ask for their help but thought you'd appreciate a heads up.

Here is the 9/28 email we sent to the Commissioner when the second email to Waste Management went ignored.

Dear Commissioner,
There is a long-standing problem with consistent weekly waste removal on Feast Road. We address these issues as they crop up, and all gets back to normal ... for a while. But the problem returns, again and again. That gets old, as you can imagine. This time, there are yard waste piles that have been ignored since before Dorian. The complaint submitted over a week ago yielded no results and no explanation. Can you help with this? If not, who can help with this?

Today, Oct 2nd, I heard from Janette in the Commissioner's office. She forwarded the following email from Dina at Waste Management:

Good afternoon, Janette,
We will take care of this. We are not showing any clam service requests for this area, but we will enter tickets for the clam yard waste service and take care of it right away. Also, please be advised that it has come to our attention that many area residents assumed that a hurricane debris contractor would be servicing Brevard County. As a result, yard waste volumes and requests for service continue to skyrocket. Waste Management has brought in additional resources and manpower to service all areas as expeditiously as possible. Our Customer Experience Center will continue to advise residents of the delay, which is at approximately 5-10 days. We will take care of this and the surrounding area. Route Manager Tony Holloway is copied on this email and he will conduct a site visit and ensure all is addressed. Thank you!

And here is what Janette had to say to Dina, but gave no response directly to us:

Hi Dina,

Thank you for this information I could only imagine the amount of requests that are coming in. I will make sure to let the resident know.

Thank you !!!

So I called Dina as there are questions. So far, the piles in the photos are untouched going on EIGHT WEEKS NOW with no return calls or direct email responses from anyone. This is unquestionable professional failure at its finest. Have they all forgotten who pays their salaries? What does it take to receive legitimate contracted services -- Channel Nine Problem Solvers?

UPDATE: I emailed County Fire and Rescue with concerns about the fire hazard and they have responded. One can still see the blacked area on the street where one pile burned a while ago. Some vigilant neighbors were able to monitor it completely burning out without causing any actual property damage.

MORE UPDATE: Sarah from WM Corporate called. Piles were mostly removed within hours. Debris on two of the three were left (substantial branches and litter because the piles were so dried out). Tony from WM Local called, he'll do a site inspection soon. I reiterated that we (meaning several neighbors here) believe truck personnel figured out which houses don't complain so they can ignore yard waste piles over a period of weeks. Piles grow as people add to them. In essence, the weekly yard waste guys figured out an effective scam for pushing their work onto the clam truck crews. For the 8 weeks these piles were ignored, our yard waste was picked up every Friday. We are known as a house that complains.

From now on I'll contact WM Corporate and Brevard Fire/Rescue.



Share

Response from the owner 10 months ago

Hi! I certainly understand the frustration experienced by not having materials collected. It will be my pleasure to look further into this concern for you. Please email your address to wmcares@wm.com subject line GOOGLE REVIEWS along with a copy of your post, and we will contact you right away. Thank you ^o^j



Photo 1 of 3



Photo 2 of 3



Photo 3 of 3

Larry T. Sparrow
3825 Burkholm Road
Mims, FL 32754

Brevard County Board of Commissioners
Solid Waste Management Department
2725 Judge Fran Jamieson Way
Viera, FL 32940

August 6, 2020

RE: Proposed Solid Waste Collection Assessment Rate Increase

I am writing to request an exemption from the solid waste collection. This is based upon the fact that I have paid for a full year of collection in 1919-1920 and have not received the services paid for.

Whenever there is a holiday on our pickup day, we lose the service for that day. During the course of this summer, our recycling has consistently been 2-3 days late each week. And brush pickup has a delay of 1-2 months.

On what basis are we required to pay for a service that is either untimely or completely non-existent? And now, you're preparing to raise our rates every year for the next ten years.....and for the same type of service offered by the same company that has been negligent in the past.

Citizens should have the option of taking their garbage and recycling to the Titusville Collection Center on their own, rather than continuing to pay for bad or non-existent service. And don't tell me it's because of COVID. That seems to be the popular excuse for NOT doing a job. In this case, services have been paid for even though not always delivered.

I object to citizens being forced to pay, in ever-increasing amounts, for services that are substandard or non-existent.

Sincerely,



Larry T. Sparrow

RECEIVED

AUG 10 2020

*Solid Waste Management
Department*

Board of County Commissioners
Solid Waste Management Dept.
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, Florida 32940

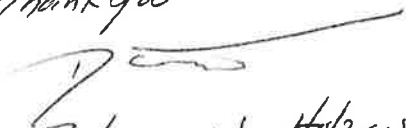
RE: Proposed Solid Waste Rate

Commissioners,

The present service of twice weekly pickup of garbage is excessive, the vast majority of single family homes only require once weekly pickup of garbage. The few homes that generate more than one barrel can be accommodated by a second container.

The savings would be immediate and huge. For once use your common sense to make a change that matters.

Thank you


Rodric W. Holzworth
Parcel 27 3613-29-X-2
Acct 2732157
1825 Hammock Estate Ln
Melbourne 32934

RECEIVED

AUG 10 2020

Solid Waste Management
Department

Mr. Richard Ebbensgard
7072 Holly Avenue
Port Saint John, FL 32927
August 6, 2020

BOARD OF COUNTY COMMISSIONERS
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, FL 32940

SUBJECT: OBJECTION to SOLID WASTE MANAGEMENT DEPARTMENT RATES

ATTN: Board of County Commissioners

After receiving my August 2, 2020 residential rate increase notification letter, **WE STRONGLY OBJECT** to the continued monopoly of this expensive company for the following reasons:

1. The 2021 rate of \$194.28 (From \$139.70) is an increase of \$54.58;
2. The reflected annual rate increases an additional \$6.00 through 2027.
3. For the past couple of years, the services for our address have become sporadic, often missing services on the scheduled days, resulting in several calls from myself and other residents in my block to ask for missed pickups. Other times, the service goes skipped until the next scheduled weekly pickup, therefore, the company is not providing the timely and expected quality services we have been paying for! (Note: We set our containers out the evening prior to the next day's scheduled pickup, so no excuses!)

A rebuttal by the Waste Management Department to this objection can no longer be supported by training issues, broken down trucks, personnel shortages, etc. We have all received these explanations for the past several years, with the latest being a shortage of personnel related to COVID-19. We are all experiencing missed yard waste, household garbage, and recycle pickups. Sometimes they come the next day, not at all, or only after we call to complain about missed pickups. If this contract is once again rewarded to the current monopolized company, **WE EXPECT** timely and on schedule pickups for **ALL** services, with the exception during weather disasters.

Respectfully,



Richard Ebbensgard

RECEIVED

AUG 10 2020

*Solid Waste Management
Department*

August 8, 2020

Reference: Letter from the Solid Waste Department on Proposed Solid Waste Assessment Rate Increase

To: Board of County Commissioners

From: Concerned Long Time County Resident

Parcel ID 25 3635-28-B-76

Tax Number: 2534357

Members of the Board,

I received your letter today explaining that you had done your due diligence on putting out to bid for residential solid waste and recycling service for 2021 and beyond.

As referenced in your letter a single residence family expense for **2020 is \$139.70** annually and as I read your proposal for **2021** it reflects a rate of **\$194.28 or an increase of 39%**.

My question why such a large increase and did do we have other options we should be exploring?

Certainly something other than what is in this letter must be explained to all country residents why such an increase in service. You reference a 3% maximum rate going forward but do not explain why we have a **39% rate increase this next year.**

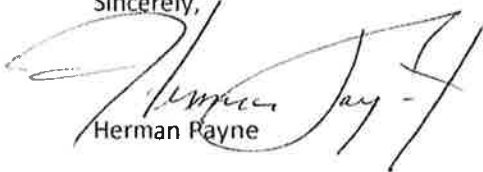
My concerns are if passed we set a precedent for other services for future charges?

My request is that we re-bid this service and look for alternatives and **NOT APPROVE** this huge increase at this time.

I look forward to your written reply to our concerns. As it appears today we can only communicate with the Board via WRITTEN comments sent by mail on this matter.

However, please feel free to send your comments to me via my e-mail listed below

Sincerely,



Herman Payne

969 Warbler Ct

Rockledge Fl. 32955

Rockledge1@cfl.rr.com

RECEIVED

AUG 10 2020

*Solid Waste Management
Department*

8-5-2020

Brevard County Waste Management.

Sirs- we @ 955 New Sound Harbor Dr Merritt Island.
Are very satisfied with our service and Price -
to Qualify our Summer Home in New York -
Waste removal. Rate is thirty Dollar per Month
Once a week Pick up - to Illustrate on feelings
33. Per year is an excellent Negotiation -
By your agency on tax Payers behalf -

Don Kruger

955 New Sound Harbor Dr
Merritt Island 32952

Summer address

305 FREY VIEW
Queensbury NY
12504

RECEIVED

AUG 10 2020

Solid Waste Management
Department

To; Solid Waist Management Dept.
2725 Judge Jamieson Way
Bldg.A Room 118
Viera, FL 32940

Wednesday, August 05, 2020

This is a letter in response from the described property in referencing the letter received on Wednesday August 5, 2020 about raising fees for your services. I understand that things go up. Your letter states about 3% increase per year. Then my question is why is the requested amount of increase higher than the stated 3%. In fact, the requested increase is \$54.58 which equates to a percent increase of 39%. I object to the massive amount of increase requested. You may consider this letter a NO vote FOR A "yaaa-naaa" vote. My residence as stated per this letter dated August 2, 2020 is

PARCEL ID: 21 3529-27-b-7

TAX CODE NUMBER: 2105813

Site address: 3015 avon ln Titusville 32796

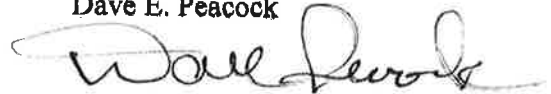
COLLECTION billing units: 1.00

collection billing amount \$194.28

I just noticed that a decision has already been made as to whether or not the subject is approved by a vote to be made. The stated price already dictates the to be amount.

Thank You for reading my thoughts on the matter in hand. Just one man to another.

Dave E. Peacock



RECEIVED

AUG 10 2020

*Solid Waste Management
Department*



BOARD OF COUNTY COMMISSIONERS

Solid Waste Management Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, Florida 32940

August 2, 2020



PEACOCK, DAVE E
PEACOCK, RAMONA
3015 AVON LN
TITUSVILLE FL 32796-1670



54.88
139.70 = 39%

Dear Customer

As a result of the expiration of the current garbage and recycling collection contract on September 30, 2020, the Board of County Commissioners has competitively sought a new contract. The result of this competitive process are the proposed fees which represent the lowest negotiated rates available. Based on the lowest negotiated rates, Waste Management of Florida was selected and awarded the new contract. The Board has proposed annual special assessment rates for the fiscal years (FY) of 2021 through 2027. The County's fiscal year begins on October 1st and ends the following September 30th.

Your property receives a special and direct benefit from the provision of residential solid waste collection and recycling services. The current billing unit for a single family residence for Fiscal Year 2020 is \$139.70. The purpose of this letter is to provide notice that the Board of County Commissioners (Board) will use the uniform method of assessing, billing and collecting solid waste special assessments.

The table below details base rates per billing unit for each year and shows the percentage increase over the previous year. NOTE: The rate increases for FY2022 through FY2027 will be based on the U.S. Bureau of Labor Statistics G&T CPI: Waste & Trash CPI, Not Seasonally Adjusted, All Areas, Series ID CUUR0000SEHG02 not to exceed 3% annually, based on the compensation rate increase or decrease provided for pursuant to the Waste Management Collection Agreement.

Fiscal Year	2021	2022	2023	2024	2025	2026	2027
Assessment Rate per Billing Unit	\$194.28	\$200.11	\$206.11	\$212.30	\$218.66	\$225.22	\$231.98
Annual increases for each year will not exceed 3% of the prior year assessment.							

If approved by the Board these new annual rates will be reflected on your tax bill beginning in November 2020. The Board will adopt an annual rate resolution to verify the percentage increase prior to commencement of each fiscal year 2021 through FY2027 pursuant to Section 94-233, Code of Ordinances of Brevard County, Florida. The total revenue to be collected from the curbside collection assessment is estimated to be \$154,748,340.21 for the entire period.

NOTE: THIS IS NOT A BILL

The proposed special assessment calculated for the property referenced below is:

Parcel ID: 21 3529-27-B-7

Tax Account Number: 2105813

Site Address: 3015 AVON LN TITUSVILLE 32796

Collection Billing Units: 1.00

Collection Billing Amount: \$ 194.28

Notice of Hearing on Proposed Solid Waste Assessment Rate Increase

The Board of County Commissioners will hold a public hearing at 9:00 a.m. on August 25, 2020 to consider a proposed Solid Waste collection assessment rate increase at the Commission Board Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida 32940. All affected property owners have the right to appear at the hearing or to file written comments or objections with the Board of County Commissioners at the above address within 20 days of receiving this notice. Failure to pay the assessment will cause a tax certificate to be issued against your property pursuant to Chapter 193, Florida Statutes, and may result in loss of title.

Contact Agency: Brevard County Solid Waste Department, Phone (321) 632-2042

Website: BrevardCounty.us/SolidWaste

RECEIVED

AUG 10 2020

Solid Waste Management
Department

8/6/20
Solid Waste Mgt Dept,
I normally do not write
a letter like this - but
I can't hold my opinion
of Western Waste anymore.
They do not deserve a
raise in their services.

A live on Coquina Dr on
Merritt St. at least 3
times a month - they do
not get our garbage
- recycle or yard waste.
This past Monday they
took all the yard waste
but mine - it may have
been Green 1 branch - they
left it.

Speaking of yard waste -
why do they not pick
up palm fronds if there are
more than 4. Why do we
have to wait more than
a month for palm fronds
to get picked up. Also if you
have more than 3 cars
full of yard waste - which

we have every few months
especially after a storm -
they will not pick
them up no matter
what we do.

I just leave it on the
street & let it rot.

I for one do not think
they deserve a raise.
I had heard last year it
was going to be 45% more.
why.

all we want is a
garbage Co. that will
pick up the garbage &
yard waste.

when I call the office it
is a pain to get ~~to~~ talk
to anyone & some times
they are rude.

There are enough people
around here that do
not want to DO their job.

Yours truly
Roslyn Stephens
Stephens family trust

August 2, 2020



3 - 41883

STEPHENS FAMILY TRUST
1660 COQUINA DR
MERRITT ISLAND FL 32952-5673



RECEIVED

AUG 10 2020

*Solid Waste Management
Department*

Dear Customer,

As a result of the expiration of the current garbage and recycling collection contract on September 30, 2020, the Board of County Commissioners has competitively sought a new contract. The result of this competitive process are the proposed fees which represent the lowest negotiated rates available. Based on the lowest negotiated rates, Waste Management of Florida was selected and awarded the new contract. The Board has proposed annual special assessment rates for the fiscal years (FY) of 2021 through 2027. The County's fiscal year begins on October 1st and ends the following September 30th.

Your property receives a special and direct benefit from the provision of residential solid waste collection and recycling services. The current billing unit for a single family residence for Fiscal Year 2020 is \$139.70. The purpose of this letter is to provide notice that the Board of County Commissioners (Board) will use the uniform method of assessing, billing and collecting solid waste special assessments.

~~This table shows the new rates per billing unit for each year and shows the percentage increase over the previous year.~~

NOTE: The rate increases for FY2022 through FY2027 will be based on the U.S. Bureau of Labor Statistics G&T CPI: Waste & Trash CPI, Not Seasonally Adjusted, All Areas, Series ID CUUR0000SEHG02 not to exceed 3% annually, based on the compensation rate increase or decrease provided for pursuant to the Waste Management Collection Agreement.

Fiscal Year	2021	2022	2023	2024	2025	2026	2027
Assessment Rate per Billing Unit	\$194.28	\$200.11	\$206.11	\$212.30	\$218.66	\$225.22	\$231.98
Annual increases for each year will not exceed 3% of the previous year's assessment.							

If approved by the Board these new annual rates will be reflected on your tax bill beginning in November 2020. The Board will adopt an annual rate resolution to verify the percentage increase prior to commencement of each fiscal year 2021 through FY2027 pursuant to Section 94-233, Code of Ordinances of Brevard County, Florida. The total revenue to be collected from the curbside collection agreement is estimated to be \$15,740,000 for the entire period.

NOTE: THIS IS NOT A BILL

The proposed special assessment calculated for the property referenced below is:

Parcel ID: 24 3719-80-*51

Tax Account Number: 2432751

Site Address: 1660 COQUINA DR MERRITT ISLAND 32952

Collection Billing Units: 1.00

Collection Billing Amount: \$ 194.28

Notice of Hearing on Proposed Solid Waste Assessment Rate Increase

The Board of County Commissioners will hold a public hearing at 9:00 a.m. on August 25, 2020 to consider a proposed Solid Waste collection assessment rate increase at the Commission Board Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida 32941. All affected property owners have the right to appear at the hearing or to file written comments or objections with the Board of County Commissioners at the above address within 20 days of receiving this notice. Failure to pay the assessment will cause a tax certificate to be issued against your property pursuant to Chapter 197, Florida Statutes, and may result in loss of title.

Contact Agency: Brevard County Solid Waste Department, Phone (321) 633-2042

Website: brevardcountysolidwaste.com

Board of County Commissioners
Solid Waste Managerial Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, Florida 32940

RECEIVED

AUG 10 2020

Solid Waste Management
Department

August 6, 2020

Subject: Waste Collection Assessment Proposal

To the Board:

While overall the collection process provide by Waste Management and the other involved companies in our area has been acceptable, it has not been consistent enough to justify a rate increase, be it one-time or annually, at this time.

- Yard Trash: Les then expected - A below average service rating. This includes, but not limited to, tree/brush trimming along the roadway and yard debris, as well as items in containers that have been set out for pickup. On several occasions, they were not collected for 1-2 weeks and in a few cases 3-4 weeks. Several times I emailed my District Commissioner's office to get it taken care of. Even now, as I write this opinion, some trash remains by the road for over 2 weeks.
- Household Waste: As expected – An average service rating. It is more of a case of the mechanical pickup system now being used and the driver's concern for public safety - Once the trash has been unloaded, the container on several occasions was improperly replaced and landed on its side very close to or even on the main road potentially affecting the right of way.
- Recyclables: As expected, thus average service rating
The crew that handles this does a consistent job of pickup

Thus, we are of the opinion that the proposed rate increase asked for be declined!

Regards,
William M and Emily L Bailey
4310 Citrus Blvd
Cocoa, Florida 32926-8310



Partial ID: 24 3503-25-11-2
Tax #: 2401366

Attachment: Letter relating to proposal



Solid Waste Management Department
2725 Judge Fran Jamieson Way
Building A, Room 118
Viera, Florida 32940

August 2, 2020



23
3 - 13704

BAILEY, WILLIAM M
BAILEY, EMILY L
4310 CITRUS BLVD
COCOA FL 32926-2822



**We are opposed to this
rate increase schedule at
this time! Letter of opinion
included.**

Dear Customer,

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NOTE: THIS IS NOT A BILL

The proposed special assessment calculated for the property referenced below is:

Parcel ID: 24 3503-25-11-2
Tax Account Number: 2401366
Site Address: 4310 CITRUS BLVD COCOA 32926

Collection Billing Units: 1.00
Collection Billing Amount: \$ 194.28

Notice of Hearing on Proposed Solid Waste Assessment Rate Increase

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Contact Agency: Brevard County Solid Waste Department, Phone (321) 633-2042
Website: BrevardCounty.us/SolidWaste

Guppenberger, Mandy

From: David Valdina <davidvaldina@me.com>
Sent: Saturday, August 8, 2020 9:48 AM
To: SWM_Webmis
Cc: David Valdina
Subject: Praise for Waste Management of Florida

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

I received a letter advising me of the new contract and expected compensation. I am very happy with Waste Management of Florida in every respect, job performance, cost and the little extras from their employees. Please pass on my compliments to them.

Sincerely,
/s/ David Valdina
1084 Parkway Lane
Barefoot Bay, FL 32976

Brevard County 8-5-2020

Regarding your 17% increase in 7 years trash tax you are trying to slide into action.

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And poof, you're GONE

CUT EXPENSES ! Stop burdening the voting public !

Name

Address

SATELLITE Bch

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Name TORTUOSE ISLAND
Address SATELLITE BEACH

RECEIVED

AUG 13 2020

*Solid Waste Management
Department*

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Name

Address BREVARD COUNTY
SATELLITE BEACH 32937

RECEIVED

AUG 17 2020

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Department

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Contact Agency: Brevard County Solid Waste Department Phone (321) 633-2047

Website: BrevardCounty.us/SolidWaste

Redfern, Gia

From: Glenn Johansen <R2D2Johan@outlook.com>
Sent: Friday, August 7, 2020 9:43 AM
To: SWM_Webmis
Subject: Increase for Solid Waste Assessment for FY2021

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Sent from Mail for Windows 10

Brevard County Solid Waste Management Dept.:

In the recent mailing the project increase in assessments for the next seven fiscal years, the rate table shows that the annual increase for each year after 2021 will not exceed 3% of the prior year assessment.

However, for anyone who will bother to do the math, the increase from FY2020 (\$139.70) to FY2021 (\$194.28) amounts to a 39% increase for the coming year. That is a really front-loaded increase for trash collection in the coming fiscal year.

The way in which the August 2, 2020 letter is written it cleverly hides this 39% increase by not showing it in the chart presented in that letter, although it is embedded in the text of the letter.

If the chart clearly showed that 39% increase from FY2020 to FY2021, you can bet that most people would balk at such a high rate increase and would raise the issue at the County Administration level.

Why not have spread out the 39% rate increase over the entire seven year period? If it were apportioned equally 39% plus 36% divided by seven years = $75\% / 7\text{yrs.} = 10.7\% / \text{year}$. The chart makes it look to the average resident like it is only a 3% average annual increase over the period covered.

An average increase for trash collection of 10.7% is way more than the rate of inflation. Can anyone imagine a ten percent increase in any other household expense over a ten year period? Perhaps in the annual cost of hurricane insurance...

The negotiators working with Waste Management, Inc. to work out this deal may be able to explain how the deal works for the residents of Brevard County. The cost of trash disposal must be where in the increase lies.

Just saying...

Glenn Johansen
Johansen Trust
Micco, FL

8/6/2020

Complaint ID: 25348 Complaint Issuer: James Osborne

Customer Phone: (321) 220-8636 Email Address: jameseosborne@yahoo.com

Complaint Type: Garbage Complaint Description: With the POOR service we have gotten over the last 6 months A 40% increase is crazy. Most people have realized once a week is sufficient and they might be able to keep up and HONOR the existing contract!

2945 NEWFOUND HARBOR DR

MERRITT ISLAND

8/5/2020

Complaint ID: 25328 Complaint Issuer: Corey Luering

Customer Phone: (630) 880-4936 Email Address: finsnum1@hotmail.com

Complaint Type: Garbage Complaint Description: I'm in receipt of the notification on the fees for 2021. A 39.06% increase is unacceptable, especially in today's times. I may not make the 8/25 hearing so I wanted to officially protest this proposed increase.

3262 Echo Ridge Pl

Cocoa