

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20764

A RESOLUTION SPECIFYING THE ASSESSMENT OPTION FOR THE COLLECTION AND DISPOSAL OF RESIDENTIAL GARBAGE AND REFUSE FOR FISCAL YEAR 2023 AND LEVYING AN ASSESSMENT ON ALL PROPERTIES RECEIVING RESIDENTIAL SOLID WASTE COLLECTION

WHEREAS, pursuant to Section 6-1-10 of the Helena City Code, the City Commission must set rates for collection and disposal of residential garbage and refuse, hereinafter "solid waste," in the City of Helena on an annual basis;

WHEREAS, assessments are necessary for the purpose of on-going operation, maintenance, and capital purchases of equipment;

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that the assessments for collection and disposal of residential solid waste for fiscal year 2023 include additional assessments when a residential customer who is assessed the yearly residential rate exceeds the bulk solid waste allowance for the residence, or dumps any solid waste not originating from the residential property; and

WHEREAS, a list of all lots or parcels of land assessed, with the name of the owner thereof, if known, description of the lots or parcels of land and the amount levied thereon set opposite, is maintained by the Finance Department for the City

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of Helena; and

WHEREAS, a public hearing on this resolution on August 22, 2022, in the Commission Chambers at 316 North Park Avenue in Helena, Montana, at 6:00 P.M. and via Zoom Meeting at webinar ID: <https://zoom.us/j/92797897907>.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA:

Section 1. Each Class category has the definition as specified in Title 6 Chapter 1 of the Helena City Code.

Section 2. To defray the cost of collection and disposal of residential solid waste in the City of Helena for fiscal year 2023 the City Commission hereby levies an assessment against all properties according to the following:

	FY2022	FY2023
Class I	\$176.10 annually	\$176.10 annually
Class II	Applicable commercial rate paid monthly	Applicable commercial rate paid monthly
Class III	Applicable commercial rate paid monthly	Applicable commercial rate paid monthly
Class IV	\$88.05 annually	\$88.05 annually

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Section 3. The lots or parcels of land proposed to be assessed a Class I or Class IV assessment are shown on the list maintained by the Finance Department for the City of Helena. The lots or parcels of land to be assessed are represented by the property tax identification number (ID) assigned by the State of Montana, Department of Revenue. One property ID may contain multiple lots or parcels. The list includes the description of the lots or parcels of land, the name of the owner, if known, and the amount levied thereon.

Section 4. To defray the cost of bulk and oversized solid waste collection by the bulk waste pick-up service upon request, the City Commission proposes to charge the following fees:

	FY2022	FY2023
Bulk Waste Pick-Up Service	\$10/call out	\$10/call out

Section 5.

A. The City Commission hereby establishes an annual bulk solid waste allowance ("annual allowance"), for Class I and Class IV properties, by multiplying 1.5 tons by the current transfer station tipping fee charges established by the City Commission.

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B. Class I and Class IV properties may credit against the annual allowance the weight of self-hauled solid waste at the Transfer Station and bulk waste pick-up service fee. If the annual allowance is exceeded, the person responsible for causing the allowance to be exceeded is liable for the Transfer Station and bulk waste pick-up service fees in excess of the annual allowance.

C. Solid waste loads brought to the Transfer Station containing only acceptable recyclable material are not credited against the annual allowance.

Section 6. An owner or occupant of each residential unit that is located on the property subject to the assessments established herein may receive a permit authorizing that person to credit against the annual allowance for that residential unit the amount of solid waste, generated or originating from the residential unit located on the levied property and to deposit acceptable recyclable materials at the Transfer Station and other city-approved sites.

Section 7. Solid waste in excess of the annual allowance or that was not generated at or originating from the assessed property, is subject to Transfer Station tipping fee

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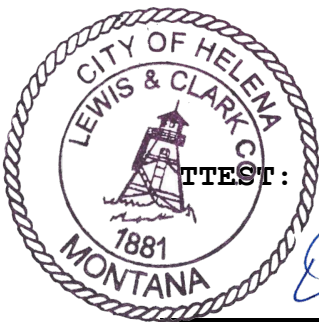
charges established by the City Commission.

Section 8. Replacements of residential permits are five dollars (\$5.00).

Section 9. The residential solid waste charges for Class I and Class IV properties are payable in two (2) installments and are delinquent as stated on the property tax bills. The monies collected for said residential service charges will be paid into the City of Helena Residential Solid Waste Fund.

Section 10. If a property is not chargeable for the assessment described above by reason of state or federal law, said property shall be exempt from the assessment.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 22nd DAY OF AUGUST, 2022.



CLERK OF THE COMMISSION


MAYOR