

RESOLUTION NO. 2003-05

A RESOLUTION TO ESTABLISH CHARGES TO BE ASSESSED PERSONS FOR THE DISPOSAL OF REFUSE AT THE SILVERTON TRANSFER STATION.

WHEREAS, the Town Board of Trustees of the Town of Silverton is responsible for the administration of the Refuse Fund which is jointly financed by the Town, County, and Town Utility Customers;

WHEREAS, the Town Board of Trustees is aware that certain Users of the refuse facility are not Town Utility Customers and, therefore, are not paying any disposal fees for the services provided;

WHEREAS, the Town Board of Trustees is aware that certain Users are depositing more Non-Compaction Waste to the transfer station facility than the system is designed to handle without additional expense;

WHEREAS, the Town Board of Trustees is aware that revenues paid to the Refuse Fund by the Town, County, and Town Utility Customers are adequate to cover the expenses necessary to transport and dispose of waste materials from Users who are Town Utility Customers who do not dispose of more waste than their EQR classification would allow;

WHEREAS, the Town Board of Trustees is aware that if more refuse is transported and disposed of than what the revenue stream is designed to finance, the Refuse Fund will not have adequate funds available to pay such excess expenses;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO that:

1. The Town Board defines the following terms to have specific meaning within the context of this Resolution:
 - a. Compaction Waste means any material which is brought to the Silverton Transfer Station which is composed of food waste, paper products, rubber, leather, textiles, wood products less than 1" diameter, plastics, glass, ceramics, grass clippings, metal cans, and any other waste materials which are similar in nature, easily compacted, and normally found in the waste stream generating from the average American household.
 - b. Non-Compaction Waste means any material which is brought to the Silverton Transfer Station which is composed of lumber, concrete, sheetrock, shingles, roofing materials, flooring materials, dirt, rock, tree limbs exceeding 1" diameter, pipe, steel, refrigerators, washers, dryers, appliances, machinery, and any other waste materials which are similar in nature and are not easily compacted.
2. Compaction Waste shall be deposited only to the Compactor and Compaction Containers, and Non-Compaction Waste shall be deposited only to the Open Containers unless the Attendant specifically instructs the User to deposit waste materials in a different location. Regardless of which container the waste is deposited to, the Attendant shall collect the appropriate fees based upon the type of waste deposited -- not which container the waste is deposited into.
3. Any individual, person, partnership, corporation, or other entity who is not listed as a Utility Customer on the Utility Billing Accounts of the Town of Silverton and who desires to utilize the services provided at the Silverton Transfer Station shall pay a disposal fee to the Attendant, prior to depositing any waste material at the facility, in accordance with the following schedule:

Compaction Waste	\$ 6.00 per cubic yard
Non-Compaction Waste	\$28.00 per cubic yard

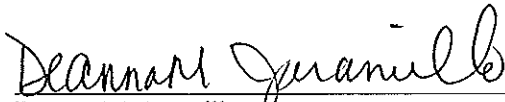
4. Any individual, person, partnership, corporation, or other entity who is listed as a Utility Customer on the Utility Billing Accounts of the Town of Silverton and who desires to deposit Non-Compaction Waste at the Silverton Transfer Station shall have the volume of waste estimated by the Attendant, prior to depositing any Non-Compaction Waste at the facility. The Town Clerk-Treasurer shall charge the Utility Customer in

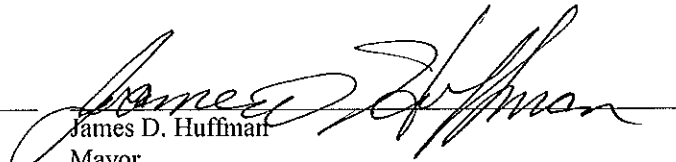
conjunction with the next quarterly billing for the disposal of all Non-Compaction Waste in excess of eight (8) cubic yards per calendar year at the rate of \$19.00 per cubic yard.

5. The Attendant at the Silverton Transfer Station is hereby required to estimate and record the volume of waste materials deposited by any User who is not a Town Utility Customer or who deposits Non-Compaction Waste at the Silverton Transfer Station.
 - a. If the User is not a Town Utility Customer, the Attendant is authorized to and shall collect the applicable fee based on the schedule contained in Paragraph 3, above. The Attendant shall record the name, mailing address, volume of wastes deposited, and the amount of fees collected.
 - b. If the User is a Town Utility Customer who deposits Non-Compaction Waste at the facility, the Attendant shall record the User's name, account number, and estimated volume of waste deposited, and the Attendant shall secure either the User's signature or, in its absence, the vehicle license number.
 - c. The Attendant shall submit the above described disposal records and any fees collected with the Town Clerk-Treasurer within one week of recording said information.
6. This Resolution shall be effective immediately upon adoption.

ADOPTED this 28th day of April, 2003.

ATTEST:


Deanna M. Jaramillo
Town Clerk-Treasurer


James D. Huffman
Mayor