



# Alachua County Public Works Department

Wm. David Cerlanek, P. E., Director  
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May 20, 2015

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Manager  
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Assistant Public Works Director  
Waste Management  
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Mr. Russ Blackburn  
City Manager  
PO Box 490, Station 6  
Gainesville, FL 32602

Dear Mr. Blackburn:

I am writing to request a meeting to discuss renewal of the City of Gainesville's authorization allowing the Alachua County solid waste management assessment within your city. Please contact me at (352) 338-3233 or [mwt@alachuacounty.us](mailto:mwt@alachuacounty.us).

Beginning in 1997 the City of Gainesville has partnered with Alachua County and the other municipalities to provide certain solid waste services to all residents through a non-ad valorem assessment. Gainesville's Ordinance No. 120041 allowing this assessment will expire September 30, 2015.

The Board of County Commissioners is requesting that the City of Gainesville adopt an ordinance allowing the assessment to continue inside your municipal limits effective October 1, 2015.

To assist in the continuation of our long-term partnership, it is preferable for a first reading for approval of an ordinance occur before August 15, 2015. The County is required to certify the non-ad valorem assessment roll by September 15<sup>th</sup> and the County asks that your resolution be finalized prior to this date. County staff is able to assist the presentation at your council meetings. Related materials are enclosed for your reference.

Respectfully,

Milton Towns, CPM  
Waste Collection Manager

Enclosures:

City of Gainesville Ordinance 120041  
Alachua County Resolution 14-126  
Proposed assessment rates for Fiscal Year 2015-2016  
Comparison of Rates  
Solid Waste Program descriptions

MT/

RECEIVED  
JUN - 3 2015  
CITY MANAGER'S OFFICE

ORDINANCE NO. 120041

1  
2  
3  
4 **An ordinance of the City of Gainesville, Florida,**  
5 **providing consent for the entire corporate limits of the**  
6 **City of Gainesville, Florida to be included in the non ad-**  
7 **valorem assessment for the municipal service benefit**  
8 **unit created by Alachua County for certain solid waste**  
9 **management services for the three fiscal years**  
10 **commencing with fiscal year 2012-2013 and extending**  
11 **through fiscal year 2014-2015; providing conditions for**  
12 **the consent; providing that the consent is for the three-**  
13 **year period; providing a severability clause; providing a**  
14 **repealing clause; and providing an immediate effective**  
15 **date.**

16  
17 **WHEREAS,** pursuant to §125.01(1)(q), Florida Statutes, the County is authorized to  
18 establish a municipal service benefit unit for any part or all of the unincorporated area of the  
19 county for the purpose of providing for solid waste services; and

20 **WHEREAS,** pursuant to §125.01(1)(q)), Florida Statutes, a municipal service benefit can  
21 be extended to include a municipality with the consent of the governing body of the  
22 municipality; and

23 **WHEREAS,** pursuant to §197.3632(3)(a), Florida Statutes, Alachua County advertised a  
24 notice of intent to use the uniform method of collecting non-ad valorem assessments throughout  
25 the County to fund a portion of the cost of solid waste management in both the incorporated and  
26 unincorporated areas of the County and has adopted a resolution stating its intent as set forth in  
27 the advertisement; and

28 **WHEREAS,** the City of Gainesville desires to provide consent for the entire corporate  
29 limits of the City to be included in the non-ad valorem assessment for the provision of certain  
30 solid waste management services that benefit the residents of the City.

31           **WHEREAS**, at least 10 days' notice prior to adoption has been given once by  
32 publication in a newspaper of general circulation notifying the public of this proposed ordinance  
33 and of a Public Hearing in the City Commission Auditorium in City Hall, City of Gainesville;  
34 and

35           **WHEREAS**, a Public Hearing was held pursuant to the published notice described at  
36 which hearing the parties in interest and all others had an opportunity to be and were, in fact,  
37 heard.

38           **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**  
39 **CITY OF GAINESVILLE, FLORIDA:**

40           **Section 1.** Subject to the conditions provided in this ordinance, the City Commission of  
41 the City of Gainesville, as the City's governing body, consents to the inclusion of the City in a  
42 non-ad valorem special assessment for the municipal service benefit unit as stated in Alachua  
43 County Resolution No. 11-141, adopted on December 13, 2011, a copy of which is attached as  
44 Exhibit "A." This consent is given only as to an assessment to fund the Waste Alternatives  
45 Program, the Environmental Protection program, an approximate, not to exceed, amount of 36%  
46 of the Rural Collection Centers Program and Solid Waste Facilities Cost as defined in Alachua  
47 County Resolution No. 11-141, and does not apply to assessments to fund the collection,  
48 disposal or recycling costs other than specifically provided herein.

49           **Section 2.** This consent is granted subject to the following conditions: 1) the total  
50 assessment in both the incorporated and unincorporated areas of the county does not exceed the  
51 maximum amount to be collected from the assessment which is printed on the first class notice  
52 distributed by Alachua County; 2) all residences in the mandatory collection area of the  
53 unincorporated area and incorporated areas of the county are assessed equally; 3) all non-

54 residential property in the unincorporated area and incorporated areas of the county are assessed  
55 an amount based on factors other than their location in an incorporated or unincorporated area;  
56 and 4) that the benefit of the programs provided for by this assessment equals or exceeds the  
57 amount assessed.

58 **Section 3.** This consent is granted only for the assessments: (1) billed in November  
59 2012, for services rendered from October 1, 2012 to September 30, 2013; (2) billed in November  
60 2013, for services rendered from October 1, 2013 to September 30, 2014; (3) billed in November  
61 2014, for services rendered from October 1, 2014 to September 30, 2015; and, further provided  
62 the County first adopts a Resolution, when appropriate, authorizing the collection of non-ad  
63 valorem assessments for solid waste services for Fiscal Years 2012-2013; 2013-2014 and 2014-  
64 2015.

65 **Section 4.** If any section, sentence, clause or phrase of this ordinance is held to be  
66 invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no  
67 way affect the validity of the remaining portions of this ordinance.

68

69 **Section 5.** All ordinances or parts of ordinances, in conflict herewith are to the extent of  
70 such conflict hereby repealed.

71

72 **Section 6.** This ordinance shall take effect immediately upon adoption.

73

74 PASSED AND ADOPTED this 2nd day of August, 2012.

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*Craig Lowe*  
CRAIG LOWE  
MAYOR

ATTEST:

Approved as to form and legality

82 *Sharon J. Williams*  
83  
84 KURT M. LANNON  
85 CLERK OF THE COMMISSION

*Nicelle M. Malley acting in  
absence of  
Marion Radson*  
MARION J. RADSON  
CITY ATTORNEY

86  
87

88 This Ordinance passed on first reading this 19<sup>th</sup> day of July, 2012.

89 This Ordinance passed on second reading this 2<sup>nd</sup> day of August, 2012.

WHEREAS, pursuant to Section 197.3632(3)(a), *Florida Statutes*, Alachua County intends to impose non-ad valorem assessments against improved properties within the boundaries of Alachua County for collection, disposal, recycling and management of solid waste and for community maintenance in the Sugarfoot Oaks/Cedar Ridge Preservation and Enhancement District; and,

WHEREAS, Alachua County intends to use the uniform method of collecting such assessments; and,

WHEREAS, Alachua County has, pursuant to Section 197.3632(3)(a), *Florida Statutes*, published notice of its intent to utilize the uniform method of collecting non-ad valorem assessments for the 2015-16 fiscal year; has attached the proof of publication as Exhibit "A"; and has held a duly advertised public hearing prior to the adoption of this resolution,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA:**

1. That, for the 2015-16 fiscal year and on the tax statement mailed out during such fiscal year, the County intends to use the uniform method of collecting non-ad valorem assessments authorized by Section 197.3632, *Florida Statutes*, for the provision of collection, disposal, recycling and management of solid waste and for community maintenance in the Sugarfoot Oaks/Cedar Ridge Preservation and Enhancement District. Such non-ad valorem assessments shall be levied against Commercial, Institutional, Industrial and Residential Property throughout the incorporated and unincorporated areas of Alachua County. Legal descriptions of the areas subject to the assessments is attached hereto as Exhibit "B" and incorporated herein by reference, and geographic depictions of the areas are attached hereto as

Exhibit "C" and incorporated herein by reference.

2. That the County hereby determines that the levy of the assessments is needed to fund the cost of collection, disposal, recycling and management of solid waste and to fund the cost of community maintenance within the non-ad valorem assessment areas.

3. That, upon adoption of this resolution, the County Manager is hereby directed to transmit a certified copy of this resolution by United States mail to the State of Florida Department of Revenue, the Alachua County Tax Collector, and the Alachua County Property Appraiser on or before January 10, 2015.

4. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED in regular session, this 9th day of December, A.D., 2014.

BOARD OF COUNTY COMMISSIONERS OF  
ALACHUA COUNTY, FLORIDA

By: Charles S. Chestnut, IV  
Charles S. Chestnut, IV, Chair  
Board of County Commissioners

ATTEST:

Steve Donahay, D.C.  
J. K. Irby, Clerk

(SEAL)

APPROVED AS TO FORM

[Signature]  
Alachua County Attorney

**PROPOSED RATES FOR SOLID WASTE  
MANAGEMENT ASSESSMENT  
Fiscal Year 2015-2016  
5/20/15 12:23 PM**

**RESIDENTIAL:**

<b><u>Assess. Code</u></b>	<b><u>Description</u></b>	<b><u>Rate per Unit</u></b>
0710	Residential	16.47
0720	Com.Coll.Res.	15.92
0730	Non-mand. (RCC) Res.	11.21

**COMMERCIAL:**

<b><u>Assess. Code</u></b>	<b><u>Description</u></b>	<b><u>Range of Tonnage Generated</u></b>	<b><u>Rate per Parcel</u></b>
0801	Commercial	0-4.9	12.99
0802	Commercial	5-9.9	39.49
0803	Commercial	10-19.9	79.24
0804	Commercial	20-29.9	132.24
0805	Commercial	30-39.9	185.24
0806	Commercial	40-49.9	238.24
0807	Commercial	50-74.9	330.99
0808	Commercial	75-99.9	463.49
0809	Commercial	100-149.9	662.25
0810	Commercial	150-199.9	927.25
0811	Commercial	200-499.9	1,854.76
0812	Commercial	500-999.9	3,974.80
0813	Commercial	1,000-1,899.9	7,684.85
0814	Commercial	1,900-	17,025.00



**COMPARISON OF PROPOSED AND CURRENT RATES FOR SOLID WASTE MANAGEMENT ASSESSMENT**

5/20/15 12:24 PM

**RESIDENTIAL:**

**Assess.**

**Code Description**

0710 Residential  
 0720 Com.Coll.Res.  
 0730 Non-mand. (RCC) Res.

**FY 2015-16**

**Rate per**

**Unit**

16.47  
 15.92  
 11.21

**COMPARISON FY 14-15 TO 15-16**

**FY 2014-15**

**Rate per**

**Unit**

18.95  
 17.97  
 13.39

**Difference**

(2.48)  
 (2.05)  
 (2.18)

**FY 2015-16**

**Rate per**

**Unit/mon**

1.37  
 1.33  
 0.93

**Diff. per**

**Unit/mon**

(0.21)  
 (0.17)  
 (0.18)

**Percent**

-13.1%  
 -11.4%  
 -16.3%

**COMMERCIAL:**

**Assess.**

**Code Description**

0801 Commercial 0-4.9  
 0802 Commercial 5-9.9  
 0803 Commercial 10-19.9  
 0804 Commercial 20-29.9  
 0805 Commercial 30-39.9  
 0806 Commercial 40-49.9  
 0807 Commercial 50-74.9  
 0808 Commercial 75-99.9  
 0809 Commercial 100-149.9  
 0810 Commercial 150-199.9  
 0811 Commercial 200-499.9  
 0812 Commercial 500-999.9  
 0813 Commercial 1,000-1,899.9  
 0814 Commercial 1,900-above

**Range of Tonnage**

**Generated**

**Rate per**

**Parcel**

12.99  
 39.49  
 79.24  
 132.24  
 185.24  
 238.24  
 330.99  
 463.49  
 662.25  
 927.25  
 1,854.76  
 3,974.80  
 7,684.85  
 17,025.00

**Rate per**

**Parcel**

12.99  
 39.49  
 79.24  
 132.24  
 185.24  
 238.24  
 330.99  
 463.49  
 662.25  
 927.25  
 1,854.76  
 3,974.80  
 7,684.85  
 17,025.00

**Rate per**

**Parcel**

**Percent**

**Per Parcel**

0.0%  
 0.0%  
 0.0%  
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## SOLID WASTE MANAGEMENT ASSESSMENT

What is the specific benefit to each class of property?

- Waste Alternatives provides public information concerning source reduction and separation, recycling, composting, household hazardous waste and litter prevention. Specializes in education for kindergarten through post secondary students, residents, businesses and institutions. Additional services include performing waste audits for businesses and institutions, designing commercial and multifamily recycling programs and conducting special recycling events. All activities are county-wide and include all municipalities. **This program is a benefit to Residential and Commercial Property.**
- Environmental Protection program provides collection, recycling and disposal of household hazardous waste. In addition, provides hazardous waste clean-up project management, field inspections for environmental regulatory compliance, appointment-based hazardous waste collection and technical assistance to the County's Waste Management Division. All activities are countywide and include all municipalities. **Approximately 32 percent of the cost of this program is a benefit to Commercial Property, and approximately 68 percent is a benefit to Residential Property.**
- Rural Collection Centers provide drop-off sites for residential solid waste, recycling and household hazardous waste. All activities are countywide and include all municipalities. The Rural Collection Centers are funded through two sources. Approximately 64 percent of the funds come from the existing rural collection center assessment and about 36 percent from solid waste management assessment. The proportion from each funding source is based upon a periodic survey of users of the collection centers to determine what percentage are rural residents as compared to municipal and County mandatory residents. **This program is a benefit to Residential Property.**
- Solid Waste Management Facilities Maintenance and Monitoring Program. Maintaining, Operating and Monitoring Solid Waste Management Facilities known as "closed landfills" and the property intended for future Solid Waste Management Facilities known as Balu Forest, as well as certain shared utilities costs, is provided by the Solid Waste Engineering section. **This program is a benefit to Residential and Commercial Property.**