

20. Solid Waste Fees; Credit Accounts; Delinquent Payments; Non-Sufficient Funds

20.1. Every person disposing of solid waste at a disposal facility shall pay all fees imposed at the time of disposal. The County may refuse access to a disposal facility to any person who does not pay all required fees at the time of disposal.

20.2. The Administrator may authorize the payment of fees on a monthly basis through the establishment of a credit account with the Public Works Department. The Administrator may establish such a credit account, upon application, only if the applicant:

a. Is a public body or a business. "Public body" means the United States, the state, and any city, county, school district or other political subdivision or municipal corporation or any instrumentality thereof. "Business" means a commercial or industrial enterprise in which property, goods and/or services are manufactured, sold and/or managed;

b. Passes a credit check. A credit check will be required of any credit applicant except for a public body or a solid waste collection franchisee;

c. At the time of application, is not delinquent in paying fees.

20.3. If the Administrator authorizes monthly payment of fees, the Public Works Department will bill the customer monthly. Customers will be billed on the 1st of each month with full payment of the account balance due and payable to the Public Works Department by the 1st of the following month. If payment isn't received by the due date, a late notice will be mailed to the customer and a \$25 late fee shall be assessed to the customer's credit account.

20.4. If the customer's credit account is not paid within 30 days of the date of the late notice, the customer's account shall be canceled and their use of the County's landfill or transfer stations for disposal shall be prohibited. Approval to reinstate a customer's canceled credit account shall be at the sole discretion of the Administrator.

20.5. Nothing in this rule shall be construed to limit in any way the County's authority to collect delinquent fees by any lawful method.

20.6. If a check written to pay fees is returned to the County by the customer's financial institution because of a lack of funds, no account with the institution or because the customer has stopped payment on the check without good cause, the County will send a written demand for payment for the fees including the fees accessed by the bank. If no payment for the check and fees is received within 15 days of the written demand, a second letter will be sent Certified Mail with Return Receipt Requested. If no payment is received within 30 days of the 1st written demand, proceedings will begin to collect funds. If a lawsuit is required, the customer must pay the amount of the check, interest, the handling fee, attorney's fees and costs. If there is a judgment against the customer, the customer must pay all the foregoing expenses as well as a penalty of \$100 or triple the check amount (not to exceed \$500), whichever is greater.

20.7 The privilege of paying fees by written check will be suspended indefinitely after the third instance of a customer's check being returned for non-sufficient funds. After the privilege has been suspended for one year, the Administrator may approve restoration of privilege. However, all returned checks and associated fees must be paid before the privilege is restored.