

BAKER COMMUNITY SERVICES DISTRICT

**County Ordinances Regarding Refuse
Disposal Land Use Fees**

Attachment 2e

San Bernardino County, CA Code of Ordinances

CHAPTER 4: REFUSE DISPOSAL LAND USE FEES

Section

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§ 14.0401 Authority and Purpose.

This Chapter is enacted pursuant to Government Code §§ 25830 and 25831 for the purpose of raising revenue to assist in defraying costs involved in the acquisition, operation, and maintenance of refuse disposal sites in the unincorporated area of the County.

Environmental protection requirements have necessitated a change from the burning of refuse to cut-and-cover land-fill disposal methods in areas of the County where it is not feasible to maintain a pay-at-the-gate disposal program. Accordingly, a schedule of refuse disposal land use fees is hereby established as set forth in this Chapter.

(Ord. 1923, passed - -1974)

§ 14.0402 Land Areas for Fee Purposes.

Land within the unincorporated area of the County is hereby classified into the following areas:

(a) *Area No. 1.* All land within the boundaries covered by the following Assessor’s Book numbers [referred to in § 16.0222 of the San Bernardino County Code, respectively, as the “West Mountain Area,” the “East Mountain Area,” the “Trona and Baker Areas,” and the “Desert Area excluding the Trona and Baker Areas” of the County: West Mountain: 295, 296, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, and 348. East Mountain: 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 446, 447, 2328, and 2350. Trona-Baker: 483, 485, 486,

503, 543, pp. 23-28 inclusive, and 544, pp. 21-39 inclusive, pp. 44-49 inclusive. Desert Area (excluding Trona-Baker Areas): 181,182, 183, 351, 355-357, 394-428, 432-445, 448-470, 472, 473,475, 477-482, 488-498, 512, 515-517, 521, 527-533, 537-540, 580-635, 651, 659, 661, 3100-3103, 3128-3131.

(b) *Area No. 2.* All land within the boundaries covered by the following Assessor's Book numbers: 484, 500-502 inclusive, 504-507 inclusive, 518-520 inclusive, 541-542 inclusive, 543, pp. 1-22 and 29-31 inclusive, 544, pp. 1-20 and 40-43 inclusive, 545-546 inclusive, 551-553 inclusive, 556-558 inclusive, 562-563 inclusive, 567-573 inclusive, 643-649 inclusive.

(c) *Area No. 3.* All land not included in Area No. 1 or Area No. 2 (referred to in § 16.0222 of the San Bernardino County Code as the "Valley" area of the County).

(Ord. 1923, passed - -1974; Am. Ord. 2287, passed - -1978; Am. Ord. 3445, passed - -1991)

§ 14.0403 Area No. 1—Fee Schedule.

The Board of Supervisors finds and determines that refuse disposal sites are provided for use by owners of property within each separate area of Area No. 1. The Board of Supervisors also finds and determines that it is not feasible in the East Mountain Area, West Mountain Area, or the Trona and Baker Areas of Area No. 1 to establish a pay-at-the-gate management system of refuse disposal sites. The low volume of waste brought to the refuse disposal sites located in such areas of Area No. 1, resulting from the rural nature of such areas, makes it economically unfeasible to incur the additional cost of acquiring and installing scales and retaining personnel to weigh the refuse and collect the resulting gate fee. Accordingly, parcels of property within the West Mountain Area, East Mountain Area and Trona and Baker Areas of Area No. 1 shall be subject to a refuse disposal land use fee in accordance with that Schedule of Fees set forth in § 16.0222 of the San Bernardino County Code, with no pay-at-the-gate fee being imposed at refuse disposal sites in such areas of Area No. 1 [except to the extent necessary to prevent disposal of refuse without the payment of any fee, as provided in § 16.0222(c)(3)].

Within the Desert Area, excluding the Trona and Baker Areas, of Area No. 1 a pay-at-the-gate management system of refuse disposal sites is utilized. The Board of Supervisors finds and determines that the more urbanized nature of the Desert Area, excluding the Trona and Baker Areas, of Area No. 1 and the resulting greater volume of refuse received at refuse disposal sites located in this area of Area No. 1, make the equipment and personnel costs of a pay-at-the-gate system economically feasible. However, because of the lack of mandatory collection of residential refuse and the limited voluntary collection by use of commercial haulers of refuse generated on residential property, a land use fee will be imposed on residential property in order to discourage illegal dumping in the desert. Refuse generated on parcels of property used for commercial purposes is less likely to be illegally dumped because a greater percentage of such refuse is collected by commercial haulers and because the gate fee resulting from self-hauling is less likely to deter the use of the refuse disposal site, as such fee can be treated as an additional cost of doing business. Therefore, only residential parcels of property within the Desert Area, excluding the Trona and Baker Areas, of Area No. 1 shall be subject to a refuse disposal land use fee in accordance with that Schedule of Fees set forth in § 16.0222 of the San Bernardino County Code. The payment of such a land use fee shall entitle the owners of such residential parcels (or a licensed commercial hauler designated by an owner) to utilize refuse disposal sites without the payment of any pay-at-the-gate fee for ordinary refuse generated on such residential property (ordinary refuse does not include demolition-type waste generated on any such parcel of property). Owners of parcels of property within the Desert Area, excluding the Trona-Baker Areas, of Area No. 1 which are not residential are provided refuse disposal sites, but with respect to their refuse the refuse disposal sites are to be operated

on a pay-at-the-gate basis. Accordingly, no refuse disposal land use fee is established for the nonresidential, improved parcels within the Desert Area, excluding the Trona-Baker Areas, of Area No. 1.

(Ord. 1923, passed - -1974; Am. Ord. 3445, passed - -1991; Am. Ord. 3458, passed - -1991)

§ 14.0404 Area No. 2—No Fee.

The Board of Supervisors finds and determines that no refuse disposal sites are provided within reasonable distance to be of use to owners of property within Area No. 2. Accordingly no refuse disposal land use fee is established for parcels within Area No. 2.

(Ord. 1923, passed - -1974)

§ 14.0405 Area No. 3—No Fee.

The Board of Supervisors finds and determines that refuse disposal sites are provided for owners of property within Area No. 3, but that such refuse disposal sites are operated on a pay-at-the-gate basis. Accordingly, no refuse disposal land use fee is established for parcels within Area No. 3.

(Ord. 1923, passed - -1974)

§ 14.0406 (Repealed by Ord. 3077, passed - -1986).

§ 14.0407 Collection.

The fees set forth in § 16.0222 of this Code shall be billed and collected by the County Tax Collector as part of the regular county tax billing. Any revised billings shall be by revised tax bill.

(Ord. 1923, passed - -1974; Am. Ord. 3077, passed - -1986)

§ 14.0408 Categories of Land Use.

The fees set forth in § 16.0222 of this Code have been fixed in accordance with the land use codes established by the County Assessor. Should the owner of any parcel of land demonstrate to the Administrator of the Public Works Agency, or to his or her designated representative, by evidence satisfactory to the Administrator or representative that such land use code is inappropriate to such parcel, the Administrator is authorized and directed to prepare and submit a revised billing for such parcel in accordance with the fee applicable to that land use code appropriate to the evidence presented. Where a single business is divided by a highway, the fee shall be determined as though there was no such division.

(Ord. 1923, passed - -1974; Am. Ord. 3292, passed - -1979)

§ 14.0409 “No Fee” Category.

In addition to other categories established hereunder, and pursuant to Government Code § 25830, there is hereby established a category to be designated the “X” category for parcels of land for which no services are provided and for which no fee shall be charged. Inclusion of parcels within this category shall be by application therefor and shall be determined by the Board of Supervisors on a case-by-case basis.

(Ord. 1923, passed - -1974)

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§ 16.0222 Refuse Disposal.

(a) *Solid Waste Management Disposal Site Fees for Sites which Charge a Fee Upon Entrance: Fees.*

(1) (A) Ordinary refuse: \$45.26/ton.

(B) Ordinary refuse subject to the Comprehensive Disposal Site Diversion Program (AB 939 Fee): \$12.00/ton. (This fee is charged in addition to the per ton gate fee set forth in Subdivision (a)(1)(A) above. This fee is charged on solid waste brought to a facility at which the Comprehensive Disposal Site Diversion Program has been implemented, unless such solid waste is waste from a franchised or permitted waste hauler (or from a city, if the city collects its citizens' waste) and is brought in a front-, rear-, or side-loading refuse vehicle (i.e., packer truck); or waste brought from a Materials Recovery Facility or where collection or processing includes a recycling component and the waste contains only an incidental amount of inseparable recyclable materials; or waste generated by a commercial enterprise that has been reviewed and determined by the County of San Bernardino Department of Public Works—Solid Waste Management Division to be sufficiently source-separated as to not contain more than an incidental amount of inseparable recyclable materials.)

(2) Uncovered/unsecured loads. To encourage the entrance into County waste facilities of loads that are properly secured or covered pursuant to applicable State or local laws and in deflection of the additional costs incurred because of waste escaping such vehicles, loads brought to such facilities which are not properly secured or covered will be required to pay an additional Solid Waste Management Disposal Site Fee equal to the normal applicable disposal gate fee (including any applicable perchlorate add-on fee) for such waste. This will apply to both minimum and per ton loads, and also loads which would otherwise pay no gate fee, given the payment of a Land Use Fee pursuant to the provisions of § 16.0222(c).

(3) Processed green waste: \$11.81/ton. (The gate fee collected at landfill entry stations does not include any perchlorate add-on fee or Environmental Health Services fee.)

(b) *Fee Adjustments.* Whenever use of a disposal site financed by land use fees is restricted by order of the Board of Supervisors and refuse is thereby hauled to other sites, the Board of Supervisors may permit acceptance of such refuse without charge at the receiving sites.

(c) *Solid Waste Management Disposal Facility Fees.*

(1) The following annual refuse disposal land use fees, based on the County Assessor's Land Use Codes, shall apply in the following areas. Where the Land Use Fee for any Use Code contains a schedule of fees based on the building size or number of dwelling units per parcel, but the relevant data base does not disclose sufficient building size or unit information to determine the correct category for a particular parcel, said parcel shall be charged as though it were the third smallest sized category if there are five or six size categories. If paid, such land use fees shall constitute, relative to ordinary refuse (excluding demolition waste, tires and hard to handle and special handling items) generated on the parcel of property for which the fee is paid, payment of the ordinary refuse per ton fee as set forth in § 16.0222(a)(1), and the passenger/light use vehicle and trailer fee as set forth in § 16.0222(h)(1), which may be otherwise due:

(A) West Mountain and East Mountain described as follows:

(I) West Mountain Area includes all land uses found in areas within Assessor's Books # 295, 296, and 326 - 345.

(II) East Mountain Area includes all land uses found in areas within Assessor's Books # 304 - 315, 446, 447, 2328, and 2350.

Use Codes	Description	Fees
0510	Single family residence (suitable for permanent use)	\$85.14
0511	Recreation cabin (unsuitable as permanent residence)	\$42.57
0520	Mobilehome on fee land, not in subdivision	\$85.14
0525	Mobilehome on fee land, in subdivision	\$85.14
0526	Mobilehome on permanent foundation	\$85.14
0533	Time share	\$85.14
0534	Attached single family residence (common wall)	\$85.14
0535	Zero lot line single family residence	\$85.14

0599	Miscellaneous residential structure	\$85.14
0600	Two single-family residences	\$170.28
0601	Three single-family residences	\$255.42
0602	Four single-family residences	\$340.56
0603	Duplex	\$170.28
0604	Triplex	\$255.42
0605	Quad	\$340.56
0610	Multi single-family residences (5 to 14 units)	\$425.70
9999	No services provided	\$0.00

(B) Trona and Baker areas include the following land uses found in areas within Assessor's Books # 483, 485, 486, 503, 543, pp. 23 - 28 inclusive, and 544, pp. 21 - 39 inclusive, pp. 44 - 49 inclusive.

Use Codes	Description	Fees
0100	Storage warehouse	\$510.84
0111	Industrial condominiums	(I) Up to 500 sq. ft.: \$85.14 (II) 501 to 1,000 sq. ft.: \$170.28 (III) 1,001 to 1,500 sq. ft.: \$255.42 (IV) 1,501 to 2,000 sq. ft.: \$340.56 (V) 2,001 to 4,000 sq. ft.: \$425.70 (VI) 4,001 plus sq. ft.: \$510.84
Use Codes	Description	Fees
0113	Light industrial	(I) Up to 4,000 sq. ft.: \$1,021.68 (II) 4,001 to 8,000 sq. ft.: \$1,532.52 (III) 8,001 to 11,000 sq. ft.: \$1,873.08 (IV) 11,001 to 15,000 sq. ft.: \$2,213.64 (V) 15,001 to 20,000 sq. ft.: \$2,724.48 (VI) 20,001 plus sq. ft.: \$3,746.16
0114	Heavy industrial	(I) Up to 4,000 sq. ft.: \$2,469.06 (II) 4,001 to 8,000 sq. ft.: \$2,979.90 (III) 8,001 to 11,000 sq. ft.: \$3,320.46 (IV) 11,001 to 15,000 sq. ft.: \$3,661.02 (V) 15,001 to 20,000 sq. ft.: \$4,171.86

		(VI) 20,001 plus sq. ft.: \$6,640.92
0115	Food processing	\$255.42
0140	Rock, sand and gravel production	\$936.54
0142	Oil and gas production	\$340.56
0143	Chemicals production	\$425.70
0150	Mining metals	\$851.40
0151	Mining nonmetals	\$340.56
0152	Mineral rights	\$425.70
0160	Electric power transmitter	(I) Up to 4,000 sq. ft.: \$1,021.68 (II) 4,001 to 8,000 sq. ft.: \$1,532.52 (III) 8,001 to 11,000 sq. ft.: \$1,873.08 (IV) 11,001 to 15,000 sq. ft.: \$2,213.64 (V) 15,001 to 20,000 sq. ft.: \$2,724.48 (VI) 20,001 plus sq. ft.: \$3,746.16
0171	Water distribution systems	\$340.56
0210	General office	(I) Up to 1,000 sq. ft.: \$255.42 (II) 1,001 to 4,000 sq. ft.: \$425.70 (III) 4,001 to 6,000 sq. ft.: \$510.84 (IV) 6,001 to 9,000 sq. ft.: \$595.98 (V) 9,001 to 12,000 sq. ft.: \$766.26 (VI) 12,001 plus sq. ft.: \$1,021.68
0211	Banks, Savings and Loans	\$340.56
Use Codes	Description	Fees
0212	Office condominiums	(I) Up to 1,000 sq. ft.: \$255.42 (II) 1,001 to 4,000 sq. ft.: \$425.70 (III) 4,001 to 6,000 sq. ft.: \$510.84 (IV) 6,001 to 9,000 sq. ft.: \$595.98 (V) 9,001 to 12,000 sq. ft.: \$766.26 (VI) 12,001 plus sq. ft.: \$1,021.68
0230	Medical office	(I) Up to 500 sq. ft.: \$85.14 (II) 501 to 1,000 sq. ft.: \$170.28 (III) 1,001 to 1,500 sq. ft.: \$255.42 (IV) 1,501 to 2,000 sq. ft.: \$340.56

		(V) 2,001 to 4,000 sq. ft.: \$425.70 (VI) 4,001 plus sq. ft.: \$510.84
0231	Dental office	(I) Up to 500 sq. ft.: \$85.14 (II) 501 to 1,000 sq. ft.: \$170.28 (III) 1,001 to 1,500 sq. ft.: \$255.42 (IV) 1,501 to 2,000 sq. ft.: \$340.56 (V) 2,001 to 4,000 sq. ft.: \$425.70 (VI) 4,001 plus sq. ft.: \$510.84
0233	Medical condominiums	(I) Up to 500 sq. ft.: \$85.14 (II) 501 to 1,000 sq. ft.: \$170.28 (III) 1,001 to 1,500 sq. ft.: \$255.42 (IV) 1,501 to 2,000 sq. ft.: \$340.56 (V) 2,001 to 4,000 sq. ft.: \$425.70 (VI) 4,001 plus sq. ft.: \$510.84
0236	General hospital or	\$11,086.201
	Retirement facilities, rest and care homes (without on-site medical facilities or services)	
0510	(One room or dwelling unit)	\$85.14
0603	(Two rooms or dwelling units)	\$170.28
0604	(Three rooms or dwelling units)	\$255.42
0605	(Four rooms or dwelling units)	\$340.56
0611	(Five rooms or dwelling units and above)	\$425.70
253	Mortuaries	\$340.56
Use Codes	Description	Fees
300	Retail Stores	(I) Up to 1,000 sq. ft.: \$425.70 (II) 1,001 to 4,000 sq. ft.: \$595.98 (III) 4,001 to 6,000 sq. ft.: \$681.12 (IV) 6,001 to 9,000 sq. ft.: \$766.26 (V) 9,001 to 12,000 sq. ft.: \$936.54 (VI) 12,001 plus sq. ft.: \$1,362.24
0304	Retail strips	(I) Up to 1,000 sq. ft.: \$170.28 (II) 1,001 to 4,000 sq. ft.: \$340.56 (II) 4,001 to 6,000 sq. ft.: \$425.70 (IV) 6,001 to 9,000 sq. ft.: \$510.84

		(V) 9,001 to 12,000 sq. ft.: \$681.12 (VI) 12,001 plus sq. ft.: \$851.40
0305	Shopping centers	(I) Up to 10,000 sq. ft.: \$1,277.10 (II) 10,001 to 20,000 sq. ft.: \$1,702.80 (III) 20,001 to 25,000 sq. ft.: \$2,554.20 (IV) 25,001 to 35,000 sq. ft.: \$3,405.60 (V) 35,001 plus sq. ft.: \$5,108.40
0307	Commercial condominiums	(I) Up to 500 sq. ft.: \$85.14 (II) 501 to 1,000 sq. ft.: \$170.28 (III) 1,001 to 1,500 sq. ft.: \$255.42 (IV) 1,501 to 2,000 sq. ft.: \$340.56 (V) 2,001 to 4,000 sq. ft.: \$425.70 (VI) 4,001 plus sq. ft.: \$510.84
	Motels and hotels	
0510	(One room or dwelling unit)	\$85.14
0603	(Two rooms or dwelling units)	\$170.28
0604	(Three rooms or dwelling units)	\$255.42
0605	(Four rooms or dwelling units)	\$340.56
0611	(Five rooms or dwelling units and above)	\$425.70
0343	Service stations	\$340.56
0344	Service garages	\$340.56
0360	Airports	\$851.40
0388	Clubhouse	\$425.70
0389	Fraternal/veterans' organizations	\$340.56
0391	Amusement/theme park	\$1,447.38
Use Codes	Description	Fees
0400	Church	\$170.28
0410	Cemetery	\$340.56
0420	Library	\$3,575.88
0421	Museums	\$255.42
0430	Government building	\$851.40
0470	Educational	\$510.84
0474	College	\$2,809.62
0510	Single family residence (suitable for permanent use)	\$85.14

0511	Recreation cabin (unsuitable as permanent residence)	\$42.57
0520	Mobilehome on fee land, not in subdivision	\$85.14
0522	Mobilehome in park (leased land)	\$85.14
0525	Mobilehome on fee land, in subdivision	\$85.14
0526	Mobilehome on permanent foundation	\$85.14
0530	Condominium	\$85.14
0533	Time share	\$85.14
0534	Attached single family residence (common wall)	\$85.14
0535	Zero lot line single family residence	\$85.14
0599	Miscellaneous residential structure	\$85.14
0600	Two single-family residences	\$170.28
0601	Three single-family residences	\$255.42
0602	Four single-family residences	\$340.56
0603	Duplex	\$170.28
0604	Triplex	\$255.42
0605	Quad	\$340.56
0610	Multi single-family residences (five to 14 units)	\$425.70
0611	Apartments (five to 14 units)	\$425.70
Use Codes	Description	Fees
0611	(Five units and above)	\$425.70
0612	Townhouse apartments (five to 14 units)	\$681.12
0621	Apartments (15 units and above)	\$425.70
0622	Townhouse apartments (15 units and above)	\$681.12
0630	Condominiums used as apartments	\$85.14
0631	Government assisted apartment (HUD 236, etc.)	\$6,470.64
0650	Manufactured home park	\$170.28
0701	Grazing	\$340.56
0710	Dry farm (grain)	\$340.56
0711	Row crops	\$340.56
0712	Field crops	\$340.56
0720	Vines	\$340.56
0730	Citrus	\$340.56
0735	Deciduous	\$340.56
0750	Dairy	\$340.56
0751	Poultry	\$340.56
0752	Livestock	\$340.56
0753	Bees/Worms	\$340.56
9999	No services provided	\$0.00

(2) The following annual refuse disposal land use fees, based on the County Assessor's Land Use Codes shall apply in the Desert Area. If paid, such land use fees shall constitute, relative to ordinary refuse (excluding demolition waste, tires and hard to handle and special handling items) generated on the parcel of property for which the fee is paid, payment of the ordinary refuse per ton fee as set forth in § 16.0222(a)(1), and the passenger/light-use vehicle and trailer fee as set forth in § 16.0222(h)(1).

(A) The Desert Area excludes the areas set forth in § 16.0222(c)(1), and excludes those parcels contained in Assessor's Books No. 462 and 467 that are located within the jurisdictional boundary of the Helendale Community Services District. The Desert Area includes the following land uses found in areas within Assessor's Books No. 181, 182, 183, 351, 355 - 357, 394 - 428, 432 - 445, 448 - 464, 467 - 470, 472, 473, 475, 477 - 482, 488 - 498, 512, 515 - 517, 521, 527 - 533, 537 - 540, 580 - 635, 3036 - 3039, 3046, 3057, 3064 - 3072, 3080, 3087 - 3088, 3090 - 3106, 3112, 3128 - 3132, 3133 - 3136, 3200, 3210.

Use Code	Description	Fees
0510	Single family residence (suitable for permanent use)	\$85.14
0511	Recreation cabin (unsuitable as permanent residence)	\$42.57
0520	Mobilehome on fee land, not in subdivision	\$85.14
0525	Mobilehome on fee land, in subdivision	\$85.14
0526	Mobilehome on permanent foundation	\$85.14
0533	Time share	\$85.14
0534	Attached single family residence (common wall)	\$85.14
0535	Zero lot line single family residence	\$85.14
0599	Miscellaneous residential structure	\$85.14
0600	Two single-family residences	\$170.28
0601	Three single-family residences	\$255.42
0602	Four single-family residences	\$340.56
0603	Duplex	\$170.28
0604	Triplex	\$255.42
0605	Quad	\$340.56
0610	Multi single-family residences (5 to 14 units)	\$425.70
9999	No services provided	\$0.00

(B) The Desert Area, Area B, excludes the areas set forth in §§ 16.0222(c)(1)(B) and 16.0222(c)(2)(A) and includes the following land uses found in areas within Assessor's Book No. 661 and 662.

Use Codes	Description	Fees
0510	Single family residence (suitable for permanent use)	\$12.64
0511	Recreation cabin (unsuitable as permanent residence)	\$6.32
0520	Mobile home, on fee land, not in subdivision	\$12.64
0525	Mobile home on fee land, in subdivision	\$12.64
0526	Mobilehome on permanent foundation	\$12.64
0533	Time share	\$12.64
Use Codes	Description	Fees
0534	Attached single family residence (common wall)	\$12.64
0535	Zero lot line single family residence	\$12.64
0599	Miscellaneous residential structure	\$12.64
0600	Two single-family residences	\$25.28

0601	Three single-family residences	\$37.92
0602	Four single-family residences	\$50.56
0603	Duplex	\$25.28
0604	Triplex	\$37.92
0605	Quad	\$50.56
0610	Multi single-family residences (5 to 14 units)	\$63.20
9999	No services provided	\$0.00

(3) Solid waste management disposal site fee for sites which do not charge a fee upon entrance. Disposal facility users who have not paid a disposal facility usage fee as a part of a land use fee, contract arrangement with the Solid Waste Management Division, or through refuse hauler permit fee shall pay a fee equal to the respective ordinary refuse, tires, and other fees (as applicable) as set forth in § 16.0222(a), and to the extent applicable, any surcharges as set forth in § 16.0222(h).

(d) *Contracts with Cities or Other Users of the Refuse Disposal Sites.* Notwithstanding any other provision of this § 16.0222, the method of calculation of the disposal facility usage fee owed by a city or any other user of a refuse disposal site may be established by written agreement between such city (or other user, as the case may be) and the County. Upon expiration or termination of any such written agreement, the disposal facility usage fee otherwise set forth in the appropriate subdivision of this § 16.0222 shall again be applicable.

(e) *Septic Tank Pumping.* Any permitted cesspool septic tank pumper in San Bernardino County who disposes of authorized liquids at any approved disposal facility which is equipped to accept said liquids shall pay a fee to the Solid Waste Management Division for such disposed liquid based upon the gallon capacity of the septic vehicle. Said fee shall be \$9.35 per 100 gallons.

(f) *Disposal Fee.* Each refuse hauler using a County disposal facility that does not levy a fee at entry by weight, shall pay a permit fee based upon a per capita per month rate applicable to the specific incorporated city served. Per capita rates shall be established consistent with either:

(1) The number of Equivalent Single Family Residential (“ESFR”) units contained within the municipal boundary and computed at the current ESFR rate applicable to the unincorporated area of the County surrounding said city; or

(2) By measured estimates of annual tonnage delivered to County landfills and computed at the current rate per ton charged at the refuse disposal site located nearest to said city.

Current California Department of Finance population estimates for each city shall be used as a basis for determining the population of each city. Per capita rates, when requested, shall be available only to haulers serving cities having contract use agreements with the Solid Waste Management Division. Payment of the permit fee shall not constitute payment of any fee required in § 16.0222 for the disposal of tires or the handling of hard-to-handle or special handling items.

(g) *Contractually Set Disposal Fee.* Notwithstanding the provisions of § 16.0222(f), the method of calculation of the permit fee set forth in § 16.0222(f) and the entity obligated for the payment thereof may be established by written agreement between any city and the County. Upon expiration or termination of any such written agreement, the permit fee as provided in § 16.0222(f) shall again be applicable.

(h) *Alternative Charges and Surcharges to the Per Ton Solid Waste Management Disposal Site Fees and the Land Use Solid Waste Disposal Facility Fees.*

(1) (A) *Disposal Facilities without a Comprehensive Disposal Site Diversion Program.* Passenger and light use vehicles and trailers containing no more than 300 pounds of refuse (excluding tires) for disposal shall pay a Solid Waste Management Disposal Facility Usage fee of \$9.77/load instead of the per ton disposal fee set forth in § 16.0222(a)(1)(A). (The \$10.57 per vehicle gate fee collected at landfill entry stations is comprised of the above \$9.77/load (which includes the perchlorate add-on fee of \$0.17/load) and the \$.80/vehicle Environmental Health Services minimum load charge fee provided for in § 16.0213C(a)(1) of the County Code.)

(B) *Disposal Facilities with a Comprehensive Disposal Site Diversion Program.* Passenger and light use vehicles and trailers containing no more than 300 pounds of refuse (excluding tires) for disposal shall pay a Solid Waste Management Disposal Facility Usage fee of \$2.40/load added-on to the minimum load fee set forth in Subdivision (h)(1)(A) instead of the AB 939 fee set forth in § 16.0222(a)(1)(B).

(2) In addition to the fee imposed for ordinary refuse in either § 16.0222(a)(1) or § 16.0222(c), the indicated surcharge shall apply to the following special items at all landfill and transfer station sites:

(A) Tires—unshredded: \$5.31/tire.

(B) Hard-to-handle—items which weigh more than 300 pounds, or whose dimensions exceed four feet in either width, length or height, and which require special attention: \$53.14/ton.

(C) Special handling—items which weigh more than 300 pounds and which come with a special request by customers, or County determination of the need, for immediate burial or destruction while the landfill user observes the disposal activity: \$53.14/ton.

(D) Perchlorate mitigation—applicable to all per ton loads except processed green waste, septic waste, and waste brought in and covered under § 16.0222(c): \$0.69/ton.

(3) In addition to the fee imposed for ordinary refuse in either § 16.0222(c) or § 16.0222(h)(1), the indicated surcharge shall apply to vehicles containing the following special refuse items for disposal:

(A) Tires—unshredded: \$5.31/tire.

(B) Hard-to-handle—items whose dimensions exceed four feet in either, width, length, or height and which require special attention: \$26.57/load.

(C) Special handling—special requests by customers, or County determination of the need, for immediate burial or destruction of items while the landfill user observes the disposal activity: \$26.57/load.

(4) Clean dirt when pre-approved by Solid Waste Management Division personnel, for each 20 cubic yards or any part thereof pay: \$31.88/load.

(i) *Charge on a Volume Basis.* At any disposal facility where fees are charged at entry and weight scales are unavailable or inoperative, disposal facility fees shall be based upon the volume of refuse for each vehicle using the facility. The Solid Waste Management Division shall prepare a schedule outlining the charge for such volume and shall post those schedules at each facility. Such charges shall be:

(1) At disposal facilities:

(A) For non-compacted refuse: \$5.09/cubic yard.

(B) For compacted refuse (including refuse collection packers): \$16.97/cubic yard.

(C) Processed green waste: \$4.43/cubic yard.

(D) Perchlorate mitigation (non-compacted refuse): \$0.08/cubic yard.

(E) Perchlorate mitigation (compacted refuse): \$0.26/cubic yard.

(F) AB 939 Fee (for non-compacted refuse): \$1.35/cubic yard.

(G) AB 939 Fee (for compacted refuse): \$4.50/cubic yard.

(j) *Administrative Fees.* Except where a valid written agreement shall provide otherwise, the following administrative fees shall be imposed to cover departmental costs incurred:

(1) Outside vendor reproduction fee: actual vendor cost.

(2) Non-sufficient funds check processing fee: \$25.00/check.

(3) Reinstatement of credit fee: \$250.00/account.

(4) Replacement of landfill pass (damaged, stolen, lost): \$11.00/pass.

(5) Delinquent charge—non-payment after 30 days (assess on unpaid balance per month, not to exceed 18 percent per

annum): One and one-half percent.

(6) Requests for special programmed reports or electronic file retrieval: actual cost*.

(7) Uniform handling exemption application fee: \$15.00/application.

*Actual cost to be calculated based on County personnel's hourly salary rate(s) and computed benefits, and any additional materials costs.

(8) Lost article/waste review:

(A) 15 minute minimum fee: \$25.00/incident.

(B) Per hour fee: \$100.00/incident.

(9) Construction and demolition solid waste management plan review and approval including diversion/disposal evidence review and approval:

(A) Single family residential dwelling unit: \$55.00.

(B) Residential structures of two or more units and non-residential structures:

Three hour minimum fee: \$165.00.

Additional per hour fee: \$55.00.

(10) Immediate hauler lien release: \$129.00.

(k) *Gate Collections*. All fees collected in cash at landfill entry stations shall be rounded to the nearest full dollar. Fees collected at landfill entry stations include both applicable refuse disposal fees set forth in this § 16.0222 and applicable environmental health service refuse fees set forth in § 16.0213C of the County Code.