

AMENDMENT TO LYON COUNTY SOLID WASTE ORDINANCE

SECTION X. RATES AND CHARGES FOR SOLID WASTE MANAGEMENT

Subdivision 3. The licensee upon the issuance of a license and the execution of a contract with the County Board (to provide solid waste management services) acknowledges the power and authority of the County Board to regulate and set reasonable rates and charges for solid waste management services and agrees that the County Board shall control and direct by resolution the rates and charges of a licensee and/or contract operation of a sanitary landfill. (Reasonable rates and charges may be construed to be those which will, with efficient management normally yield, above operating expenses and depreciation, a fair return upon the capital invested in the equipment and land used by the licensee in the operation of the sanitary landfill.) This shall not be construed as a guarantee of return and in no case shall it provide any return upon the value of the license issued to operate a sanitary landfill. Rates and charges may take into account the character, kind, and quality of the service and of the solid waste, the method of disposition, point of origin of the solid waste, the number of people served at each place of collection and all of the factors that enter into the cost of the service. All rates and charges shall be uniform in their application to use and service of the same character and quantity. The determination of the rates and charges to be charged by the licensee shall be made, if possible, by direct negotiation between the licensee and the County Board at a public hearing with at least a 10 day published notice. This board shall report its findings as soon as possible and the rates which it shall agree upon by majority vote shall be the legal rate subject to review and revision by any court of competent jurisdiction. The County Board and the licensee may, by mutual agreement, revise existing rates at any time so long as the aforementioned procedure is followed.

Compacted yard	An amount to be determined
Uncompacted yard	by the County Board
appliances	
by weight	

The County Board shall set the rates and charges to be received by a licensee by a resolution after a duly called hearing for the purpose of setting the rates. New prices shall be effective 30 days after passage of the resolution.

Subdivision 4. The County Board may set ratio and charges at county owned solid waste facilities as required for the proper management of solid waste in Lyon County utilizing the procedure set for in Subdivision 3 of Section 10.

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