

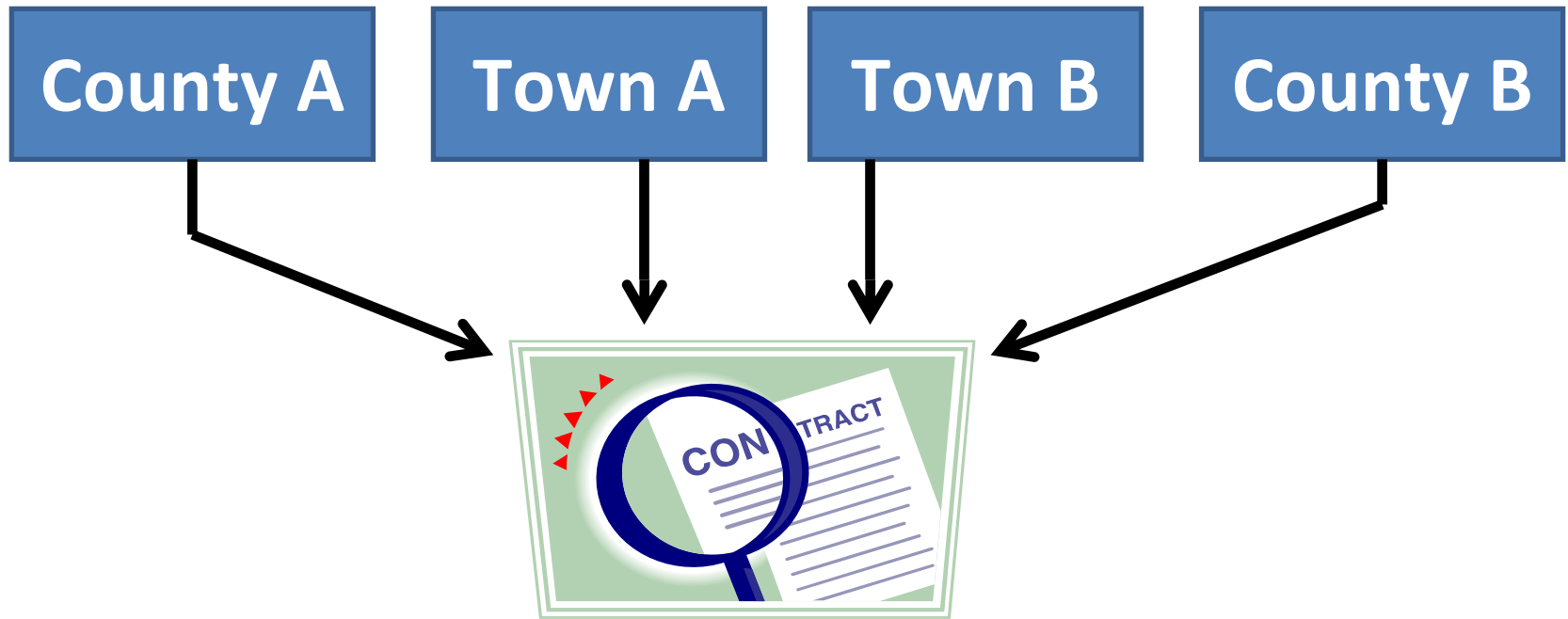


# Solid Waste Management Authorities

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- **Powers, duties and functions**
- **# of delegates from each local government**
- **Amount (or formula) of financial contributions from each local government**
- **Methods for amending charter, dissolving Authority, liquidating assets**

# Authority





- **Exercise “corporate” powers**
- **Enter into up to 60 year contracts to provide solid waste services with member or other local governments**
- **Assume responsibility for disposal and management of solid waste imposed by law on any member unit**
- **Set and collect fees and charges to cover operating and capital costs**
- **Exercise power of eminent domain**
- **Issue revenue bonds, special obligation bonds, and grant security interests in real or personal property**
- **Exercise some degree of flow control**



1. Each member local government may appropriate funds to Authority
  - Local tax revenues
  - Local solid waste fee revenues

2. Authority may assess fees and charges to customers directly to cover solid waste collection or disposal operating and capital costs

# Solid Waste Fees

Solid Waste Collection Fee	Solid Waste Disposal Fee	Solid Waste Availability Fee
<p>AKA:</p> <ul style="list-style-type: none"> <li>•Hauler Fee</li> <li>•Curb Fee</li> </ul>	<p>AKA:</p> <ul style="list-style-type: none"> <li>•Tipping Fee</li> <li>•Transfer Station Fee</li> <li>•Disposal Fee</li> </ul>	<p>AKA:</p> <ul style="list-style-type: none"> <li>•Household Fee</li> <li>•Service Fee</li> <li>•Disposal Facility Fee</li> <li>•Landfill Fee</li> </ul>
<p>•May be imposed on all <i>individuals or entities that use the unit's solid waste collection services</i></p>	<p>•May be imposed on all <i>individuals or entities that use the unit's disposal facilities or transfer stations</i></p>	<p>•May be imposed on all <i>improved property that benefits from the availability of the unit's disposal facilities</i></p>
		<p>•Certain statutory exceptions apply</p>
<p>G.S. 160A-314 (cities); G.S. 153A-292 (counties)</p>	<p>G.S. 160A-314 (cities); G.S. 153A-292 (counties)</p>	<p>G.S. 160A-314.1 (cities); G.S. 153A-292 (counties)</p>

# Solid Waste: Fee Restrictions

- Local government may vary fees based on differences in:
  - Types of service (residential, commercial, industrial)
  - Costs of providing service
  - Amount of service provided (per unit, per tonnage)
  - Amount, characteristics or form of recyclables
- Local government may not vary fees based on:
  - Age of customer (senior citizen discounts)
  - Type of industry, business (“favored” business)
  - Type of residential property
  - Ability to pay (low income discounts)

# Solid Waste: Collecting Fees

## Billing for Solid Waste Fees with Other Public Enterprise Fees

- Can allocate partial payments to bill and disconnect other public enterprise services for nonpayment
- Can discontinue solid waste services
- Can sue for recovery
- Can submit to debt set-off
- NOT A LIEN

## Billing for Solid Waste Fees on Property Tax Bill

- Can require Solid Waste Fees to be
  - payable in the same manner as property taxes
  - collected in the same manner by which delinquent personal or real property taxes can be collected
- AUTOMATIC LIEN on property described in property tax bill
- Can discontinue solid waste services
- Can sue for recovery
- Can submit to debt set-off