

**CITY OF MEADOW VALE
ORDINANCE NO. 41, SERIES 2024 - 2025**

**AN ORDINANCE LEVYING AN ANNUAL SOLID WASTE USER FEE ON EACH HOUSEHOLD WITHIN
THE CITY OF MEADOW VALE FOR THE PURPOSE OF DEFRAYING THE COST OF GARBAGE, YARD
WASTE AND RECYCLING COLLECTION, TO BE EFFECTIVE FOR THE CALENDAR YEAR
BEGINNING JANUARY 1, 2025.**

WHEREAS, the City of Meadow Vale has an obligation to deliver a balanced budget to the citizens: and,

WHEREAS, this ordinance will offer an equal opportunity for property owners to contribute to the continuation of services provided by the city.

NOW THEREFORE BE IT ORDAINED, By the City of Meadow Vale, Commonwealth of Kentucky, pursuant to KRS §91A.510, *et seq.* as follows:

SECTION 1:

Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CITY. The City of Meadow Vale, a home rule city of the Commonwealth of Kentucky.

CONTRACTOR. The entity with which the city has contracted for waste management services, or if no such contract exists, the entity or person with which an owner has contracted for the delivery of such services.

OWNER. The person or entity that is named in the county's property records as being the owner of a parcel located within the jurisdictional boundaries of the city.

SERVICES. The collection, transportation and disposal of solid waste and/or yard waste and/or recyclables generated by residents located within the geographical limits of the city, including without limitation any management or administrative functions that are necessary to provide such services.

USER FEE. The fee or charge imposed by the city on the user of a public service for the use of any particular service not also available from a nongovernmental provider.

SECTION 2:

Establishment of user fee. There is hereby established a user fee to defray the reasonable costs associated with providing the services to residents located within the jurisdictional boundaries of the city.

A Solid Waste User Fee for the City of Meadow Vale is hereby levied and fixed for the calendar year beginning January 1, 2025, at a rate of Two-Hundred Sixty Five and 00 /100 Dollars (\$265.00) per property within said City, payable to the City of Meadow Vale, office of the City Clerk.

SECTION 3:

Said solid waste user fee shall be an annual fee, to be effective for the calendar year beginning January 1, 2025, and each calendar year thereafter, until amended or repealed. Said fee shall be in addition to any other taxes or fees levied by the city. The revenues realized from the collection of user fees shall be accounted for in a special revenue account as described in KRS 91A.530, and these revenues shall be used to defray the costs of providing the services and of managing related programs or incentives adopted by the city, including, without limitation, the reasonable cost of administering such programs or incentives, the reasonable costs of labor and materials used to provide or coordinate the delivery of the services and any amounts paid to finance waste related expenses.

SECTION 4:

Payment dates. Interest on late payments and penalties.

(1) Not less than 30 days prior to the date the user fee is due as specified herein, or as soon thereafter as practicable, the city, or its designee, shall issue each residential owner a bill for the user fee for solid waste, yard waste and recycling services for the upcoming calendar year. Payment for such bill shall be due and payable on or before January 3rd each year.

(2) All solid waste user fees remaining unpaid after such date shall be deemed delinquent and shall be subject to the penalty as set forth below:

<u>Payment Dates</u>	<u>All Accounts</u>
30 - 59 days after due date	2.5% of the user fee
60 - 89 days after the due date	5% of the user fee
90 - 119 days after due date	7.5% of the user fee

(3) If payment has not been made within 120 days from the due date, a penalty equal to 10% of any unpaid solid waste user fees shall be assessed against the owner.

(4) Failure to pay a solid waste user fee shall constitute a civil offense and any person, firm or corporation who fails to pay a solid waste user fee shall be subject to a civil fine. The civil fine to be imposed for failure to pay a solid waste user fee shall be equal to the amount of the unpaid solid waste user fee, including interest and penalties.

(5) In addition, the city may enforce the collection of solid waste user fees, penalties and any interest accruing thereupon, as applicable, by filing a civil action with an administrative board, and/or court of appropriate jurisdiction, and the city shall be entitled to recover all court costs and reasonable attorney fees incurred to enforce any provision of this section. The city shall also place a lien against the owner of real property for all fines and costs related to the failure to pay residential user fees. The lien for failure to pay a residential user fee shall be given the same priority as a lien for unpaid taxes, if all legal requirements are satisfied.

SECTION 6:

Any ordinance or parts of an ordinance in conflict with this Ordinance or any part of this Ordinance is hereby repealed.

SECTION 7:

This ordinance shall take effect upon its adoption, passage, and publication according to law.

CITY OF MEADOW VALE

Matt Hammond, Mayor

ATTEST:

Barbara Bryant, City Clerk

Date: _____