

ORDINANCE 94 - 16

AN ORDINANCE AMENDING ORDINANCE 81-16, WHICH PROHIBITED THE PLACING OF TRASH AND SOLID WASTE IN A NASSAU COUNTY LANDFILL BY NON-NASSAU COUNTY RESIDENTS; SPECIFICALLY AMENDING SECTIONS 1, PURPOSE, SECTION 2, DEFINITIONS, AND SECTION 3, WHICH WOULD ALLOW OUT OF COUNTY WASTE SUBJECT TO REGULATION BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, when Ordinance 81-16 was adopted, the costs for trash and landfills were provided by ad valorem tax funds; and

WHEREAS, due to the high closure and construction costs of landfills, the County adopted assessments and tipping fees, and the funds necessary for the landfills are derived from assessments and tipping fees, and not ad valorem taxes; and

WHEREAS, it may be necessary to receive out of County solid waste in order to insure a reasonable assessment and tipping fee for the residents of Nassau County.

NOW, THEREFORE, BE IT ORDAINED this 28th day of February, 1994, by the Board of County Commissioners of Nassau County, Florida, that Ordinance 81-16 be amended as follows:

1. SECTION 1. PURPOSE

~~The purpose of this Ordinance is to restrict the placing of trash and solid waste by non-Nassau County residents in those areas designated as Nassau County land fill areas.~~

The purpose of this Ordinance is to control the importing of solid waste from outside of Nassau County to the Nassau County landfill designated by the Board of County Commissioners.

2. SECTION 2. DEFINITIONS

As used in this Ordinance, unless the context otherwise requires:

~~A. Trash shall include any matter whether organic or inorganic including vegetative matter and construction and demolition debris.~~

B. A. Solid waste shall include garbage, rubbish, refuse, and other discarded solid or semisolid materials resulting from domestic, industrial, commercial, agricultural and governmental operations.

~~C. Resident of Nassau County: Any person domiciled in Nassau County.~~

3. SECTION 3. PROHIBITED ACTS REGULATIONS

~~No person not a resident of Nassau County shall place trash or solid waste in those areas designated by the Nassau County board of County Commissioners as Nassau County land fill or dump areas.~~

Solid waste generated outside of Nassau County may be accepted at the Nassau County landfill designated by the Board of County Commissioners pursuant to specific regulations which shall be adopted by the Board of County Commissioners by resolution. No solid waste that is generated outside of Nassau County shall be accepted at the designated Nassau County landfill until the Board of County Commissioners has promulgated regulations by Resolution.

4. SECTION 4. PENALTY

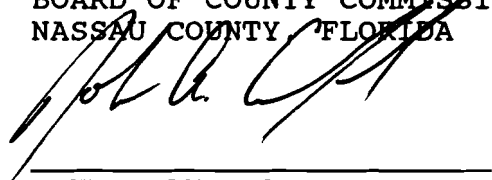
Any and Each violation of this ordinance and the regulations adopted by resolutions shall be punished according to law by a fine up to five hundred dollars (\$500.00) and incarceration in the

County jail for a period up to ten (10) days.

5. SECTION 5. EFFECTIVE DATE

This ordinance shall become effective upon its being filed in the Office of the Secretary of State.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



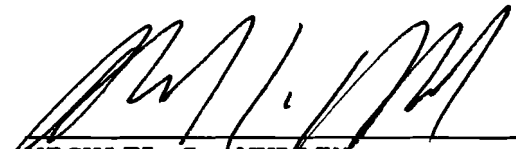
JOHN CRAWFORD
Its: Chairman

ATTEST:



T. J. GREESON
Its: Ex-Officio Clerk

Approved as to form by the
Nassau County Attorney



MICHAEL S. MULLIN

6/b:trash.ord