

Resolution 2006- 139

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, APPROVING AN INCREASED TIPPING FEE, A SPECIAL ASSESSMENT SCHEDULE AND ASSESSMENT ROLL ESTABLISHED PURSUANT TO ORDINANCE 2006-70 FOR BENEFITED PROPERTIES WITHIN NASSAU COUNTY RECEIVING SOLID WASTE DISPOSAL AND MANAGEMENT SERVICES; DIRECTING THAT THE NON-AD VALOREM ASSESSMENT ROLL BE CERTIFIED TO THE NASSAU COUNTY TAX COLLECTOR; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Nassau County, Florida enacted Ordinance 2006- 70 on September 15, 2006 (the "Ordinance") imposing a non-ad valorem assessment rate schedule for all benefited land use categories within Nassau County; and

WHEREAS, at the same hearing, the County Commission further approved an increased tipping fee for solid waste disposal services to properties that are not otherwise assessed a non-ad valorem assessment; and

WHEREAS, pursuant to Ordinance 91-17, the Board of County Commissioners is required to adopt a new or revised tipping fee schedule by resolution; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the Board of County Commissioners is obligated to approve a schedule of non-ad valorem assessments and certify the assessment roll to the County Tax Collector no later than September 15th of each year; and

WHEREAS, the County Commission has, after consideration of the Burton and Associates Study entitled "Solid Waste Disposal Assessment Study" (the Burton Study), testimony and evidence offered at public hearing, approved both a revised schedule of non-ad valorem assessments and tipping fees for solid waste disposal and management services.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Nassau County, this 15th day of September, 2006 as follows:

SECTION 1. AUTHORITY

This resolution is adopted pursuant to Chapter 125, Florida Statutes, Section 197.3632, Florida Statutes, Ordinance 91-17 as amended and other applicable provisions of Florida Law.

SECTION 2. PROVISION OF ASSESSMENT ROLLS

The assessment roll on file with the Clerk for the Nassau County solid waste disposal and management special assessment for fiscal year 2006/2007 is hereby approved pursuant to Section 197.3632, Florida Statutes. The assessment roll shall be certified to the Nassau County Tax Collector on or before September 15, 2006.

SECTION 3. APPROVAL OF TIPPING FEE


A tipping fee for fiscal year 2006/2007 for solid waste for which residential properties are not assessed shall be charged a rate of \$85.75 per ton pursuant to the recommendations of the Burton Study or a rate to be negotiated for any commercial hauler who agrees to deliver solid waste generated in Nassau County exclusively to the Nassau County solid waste disposal site.

SECTION 4. ASSESSMENT LIENS

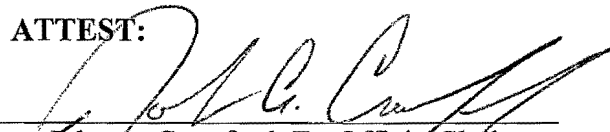
Special assessments imposed within Nassau County pursuant to the attached roll shall constitute a lien against assessed property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise

provided by law, such liens shall be superior in dignity to all other liens, titles and claims until paid. The lien shall be deemed perfected upon adoption of this resolution and shall attach to the property included on the assessment roll as of January 1, 2006, the lien date for ad valorem taxes.

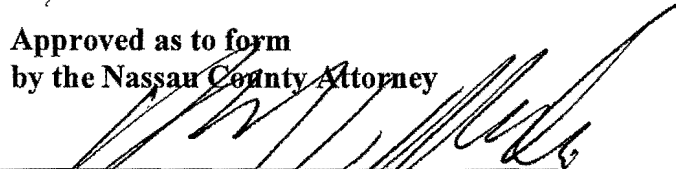
**BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY**



Thomas D. Branán, Jr.
Chairman

ATTEST:


John A. Crawford, Ex Officio Clerk

**Approved as to form
by the Nassau County Attorney**


Michael S. Mullin, Esquire