



Board of County Commissioners Agenda Request

5A

Agenda Item #

Requested Meeting Date: June 28, 2022

Title of Item: Amendment to Solid Waste Ordinance-First Reading

<input checked="" type="checkbox"/> REGULAR AGENDA <input type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input checked="" type="checkbox"/> Approve/Deny Motion <input type="checkbox"/> Adopt Resolution (attach draft) <i>*provide copy of hearing notice that was published</i>	<input type="checkbox"/> Direction Requested <input checked="" type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
Submitted by: Andrew Carlstrom		Department: Planning & Zoning
Presenter (Name and Title): Andrew Carlstrom, Environmental Services Director		Estimated Time Needed: 5 minutes
Summary of Issue: <p>In accordance with MN Statutes 394.25 and during the Public Hearing of June 20, 2022 before the Aitkin County Planning Commission, the commission voted unanimously to amend Article 5, Section 1.0 of the Aitkin County Solid Waste Ordinance. For investigative purposes, this would allow law enforcement, health and human services, and environmental services to collect, transport, or dispose of solid waste generated within the county.</p> <p>The date of the public hearing was published in the Aitkin Age on June 1 & 8, 2022 and in the Newshopper on June 4, 2022. According to Rule 11, Ordinances and Procedures of the Board of Commissioners Meeting Procedures and Rules of Business, a first reading only shall be held today and a second reading requesting Board action be held on July 12, 2022.</p> <p>Please see attached proposed amendment and resolution for your review only.</p>		
Alternatives, Options, Effects on Others/Comments: Only Review		
Recommended Action/Motion: Motion for second reading and decision as to amendment on July 12, 2022		
Financial Impact: <i>Is there a cost associated with this request?</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>What is the total cost, with tax and shipping? \$</i> <i>Is this budgeted?</i> <input type="checkbox"/> Yes <input type="checkbox"/> No <i>Please Explain:</i>		

CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

PROPOSED July 12, 2022

By Commissioner:

20220628-xxx

Aitkin County Solid Waste Ordinance Amendment to Hauler Licensing Provisions

WHEREAS, Aitkin County Solid Waste Ordinance currently only allows licensed haulers to collect, transport, or dispose of solid waste; and

WHEREAS, for investigative purposes, the ability of law enforcement, health and human services, and environmental services staff to be able to also collect, transport, and dispose of solid waste is needed ; and

WHEREAS, in the interest of safety county-wide, this amendment to the Solid Waste Ordinance will enable and allow law enforcement and county staff to better serve Aitkin County citizens into the future;

NOW, THEREFORE BE IT RESOLVED, that the Aitkin County Board of Commissioners does hereby authorize the amendment to Article 5, Section 1.0 of Aitkin County Solid Waste Ordinance

FOUR MEMBERS PRESENT

All Members Voting

STATE OF MINNESOTA}
COUNTY OF AITKIN}

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 12th day of July 2022 and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 12th day of July 2022

Jessica Seibert
County Administrator

ARTICLE V HAULER LICENSING PROVISIONS

SECTION 1.0 LICENSE REQUIRED

No Person may Collect, Transport or Dispose of Solid Waste generated within the County except in full compliance with this Ordinance after having obtained a license to do so by the County Auditor as specified in this Article. This Article does not apply to any Law Enforcement, Aitkin County Health & Human Services, Aitkin County Environmental Services, Self-Haulers, or to the transportation of Solid Waste through the County.

SECTION 2.0 LICENSE REQUIREMENTS

Haulers shall comply with the following license requirements.

2.01 License Application

The Hauler shall submit a completed application to the County Auditor on a form provided by the County Auditor.

2.02 License Fees

The Hauler shall pay all license fees to the County with the License application and the license renewal application. The amounts of such license fees and late fees for submittal of a late application shall be established by November 1st of each year by the County Board. No license fee shall be prorated for a portion of a year and no License fee shall be refunded.

2.03 Incomplete or Non-Conforming Application

An application will be deemed incomplete if information is omitted, incomplete, inaccurate, or does not comply with the application requirements, or if the required fees do not accompany the application. If a License application is incomplete or otherwise does not conform to the requirements set forth in this Ordinance, the County Auditor and/or Department shall advise the applicant of the reasons for non- acceptance and may request that the applicant resubmit, modify, or otherwise alter the application.

2.04 License Term and Renewal

A. Unless otherwise provided by the County Board, the term of a Hauler License granted pursuant to the provisions of this Ordinance shall be up to one year but shall expire on December 31st of the year the license is granted, unless sooner renewed, suspended or revoked.

NOTICE OF HEARING

The Aitkin County Planning Commission will hold a public hearing on the adoption of amendments to the Aitkin County Solid Waste Ordinance allowing for local law enforcement, Health and Human Services, and Environmental Services Staff to pull garbage for inspection and public safety concerns. The hearing will be conducted on June 20, 2022, at 4:00pm in the Aitkin County Board Room at the Government Center. The Planning Commission will make a recommendation on the proposed ordinance and ordinance amendments to the County Board of Commissioners for final review at a regularly scheduled board meeting on or after June 28, 2022.

A summary of the sections of the Aitkin County Solid Waste Ordinance proposed for amendment are: Section 1.0 (License Required) and add any law enforcement, health and human services, and environmental services.

The above is only a summary; a full text version is available for public review at the Aitkin County Planning and Zoning Office and the Aitkin County Auditor's Office in the Aitkin County Courthouse during regular business hours. A copy of the proposed ordinance amendments can also be viewed in its entirety on the Aitkin County website at www.co.aitkin.mn.us. Comments can be submitted in writing to the Aitkin County Planning and Zoning Office: 307 2nd St NW, Rm 219, Aitkin, MN 56431, by facsimile (218) 927-4372, or by e-mail to aitkinpz@co.aitkin.mn.us before 4:00pm on June 17, 2022. Please include a full name and complete mailing address with all correspondences.