

SUMMARY: Amends solid waste disposal ordinance to authorize acceptance of out-of-area solid waste at disposal sites other than the landfill.

BILL NUMBER 10-01-2007

ORDINANCE NUMBER 10-15-2007

AN ORDINANCE AMENDING CHAPTER 13.12 OF HUMBOLDT COUNTY CODE (HCC); AUTHORIZING ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT FOR DISPOSAL AT SITES OTHER THAN HUMBOLDT COUNTY REGIONAL LANDFILL; PROVIDING FOR THE ASSESSMENT OF FEES FOR ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT; AND, PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF HUMBOLDT DO ORDAIN:

Section 1. Enacting Provisions. The Humboldt County Code Chapter 13.12 including its table of contents is amended in the following manner:

1.1 Amendment. Humboldt County Code Chapter 13.12.270 is amended to read as follows:

13.12.270 Special user fees.

The board and council shall be authorized to contract for, or to establish or authorize establishment of programs, rules and procedures to provide for the disposal, placement or processing of recyclable material, as defined by NRS 444A.013, and any type of solid waste, including renewable or hazardous materials, septage and special waste, and to provide for the temporary or permanent placement of such recyclable material and solid waste at the district landfill or other designated area, and for such purposes may:

A. In addition to any other assessment imposed by this chapter, impose special user fees for use of the landfill or other authorized disposal site;

B. Impose fees for special services related to the disposal, placement or processing of recyclable material and solid waste; and,

C. Designate all or any portion of the landfill assessments or special user fees to be utilized for programs which encourage or promote the disposal, placement or processing of recyclable material and solid waste or for any other lawful purpose.

1.2 Amendment. Humboldt County Code Chapter 13.12.280 is amended to read as follows:

13.12.280 Disposal of waste from outside district.

A. Solid waste from outside the district may be deposited at the landfill or other site in the district with the recommendation of the landfill committee and approval of the board and council upon such terms, conditions and fees established by the board and council.

B. Noncompliance with the terms, conditions and fees established by the board and council and/or noncompliance with the provisions of this chapter and/or noncompliance with any other applicable law or regulation shall, at the discretion of the board and council, result in revocation of the permission to deposit solid waste from outside the district. The revocation of permission to deposit solid waste from outside the district shall be in addition to the penalties and remedies provided in this chapter or by law.

1.3 Reenactments. All other sections of Humboldt County Code Chapter 13.12 are reenacted without change.

Section 2. Concluding Provisions.

2.1 Effective Date. This ordinance shall be in force and effect from and after October 26, 2007, after it is signed by the Chairman of the Board, attested by the County Clerk, published by title only, together with the names of the County Commissioners voting for or against passage in a newspaper published and having general circulation in the County of Humboldt at least once a week for a period of two weeks.

2.2 Severability. If any provisions of this Ordinance or amendments thereto, or the application thereof to any person, thing or circumstance is held to be invalid, such invalidity shall not affect the validity of provisions or applications of the ordinance or amendments thereto which can be given effect without the invalid provision or application and to this end the provisions of this ordinance and amendments thereto are declared to be severable.

2.3 Repealer. All ordinances and parts of ordinances in conflict or inconsistent with this ordinance are hereby repealed, but only to the extent of such conflict or inconsistency. The repeal of prior ordinances provided in this section shall not affect any act done or any cause of action accrued or established or any plea, defense, bar or matter existing before the time when such repeal takes effect. No ordinance which heretofore has been repealed shall be revived by the repeals provided in this section.

2.4 Construction. Whenever construction of this ordinance so requires, singular terms shall be deemed to be the plural, and plural the singular; and, masculine shall be deemed to be the feminine or neuter, and feminine the masculine or the neuter.

2.5 Table of contents, headings and bracketed material. Any table or listing of section numbers, any headings and any bracketed material contained in this ordinance is intended as a reference aid and has no legal effect.

PROPOSED: October 1, 2007

PROPOSED BY COMMISSIONER: Amos

PASSED AND ADOPTED: October 15, 2007

VOTE OF COUNTY COMMISSION:

Ayes: Commissioners Amos, Cassinelli, Fransway, Giordano, Milton
Nays: Commissioners _____
Absent: Commissioners _____

APPROVED on October 15, 2007:

ATTEST on October 15, 2007:



John A. Milton
Chairman of the Board



Tami Rae Spero
County Clerk - Ex-officio Clerk of the Board

COUNTY OF HUMBOLDT

NOTICE OF PUBLIC HEARING
INTENTION TO CONSIDER PASSAGE OF ORDINANCE

PUBLIC HEARING:

11:30 a.m Monday, October 15, 2007
 Humboldt County Courthouse
 Meeting Room #201
 50 West Fifth Street
 Winnemucca, Nevada

SUMMARY: Amends solid waste disposal ordinance to authorize acceptance of out-of-area solid waste at disposal sites other than the landfill.

BILL NUMBER 10-01-07

AN ORDINANCE AMENDING CHAPTER 13.12 OF HUMBOLDT COUNTY CODE (HCC); TO AUTHORIZE ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT FOR DISPOSAL AT SITES OTHER THAN HUMBOLDT COUNTY REGIONAL LANDFILL; PROVIDING FOR THE ASSESSMENT OF FEES FOR ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT; AND, PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

Copies available for public inspection at the office of the Humboldt County Clerk, Humboldt County Courthouse, 50 W. Fifth Street, Winnemucca, Nevada.

Dated: October 2, 2007

{SEAL}



Tami Rae Spero
County Clerk - Ex-officio Clerk of the Board

Publish: October 5, 2007 (1t)

Legal Number 023359

AFFIDAVIT OF PUBLICATION

Tracy Wadley, Legal Clerk for
The Humboldt Sun, a twice weekly
newspaper published in Winnemucca
Humboldt County, Nevada, duly
swears that the following

HU CO CLERK
BILL 10-01-07

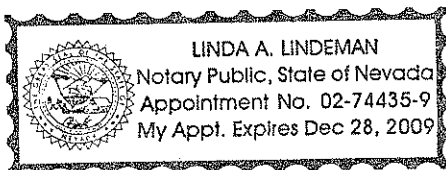
a printed copy of which is affixed,
was published 1 time(s)
commencing 10/05/07
and ending 10/05/07

Tracy Wadley
Tracy Wadley

State of Nevada
County of Humboldt
Signed and sworn to before me by

Tracy Wadley on 10-12-07

Linda A. Lindeman
Linda A, Lindeman, Notary



Legal No. 23, 359
COUNTY OF HUMBOLDT
NOTICE OF PUBLIC
HEARING
INTENTION TO CONSIDER
PASSAGE OF ORDINANCE
PUBLIC HEARING
11:30 a.m. Monday
October 15, 2007
Humboldt County
Courthouse
Meeting Room #201
50 West Fifth Street
Winnemucca, Nevada
SUMMARY: Amends solid
waste disposal ordinance to
authorize acceptance of out-
of-area solid waste at dispos-
al sites other than the land-
fill.
BILL NUMBER 10-01-07
AN ORDINANCE AMEND-
ING CHAPTER 13.12 OF
HUMBOLDT COUNTY
CODE (HCC) TO AU-
THORIZE ACCEPTANCE
OF SOLID WASTE FROM
OUTSIDE THE LANDFILL
DISTRICT FOR DISPOSAL
AT SITES OTHER THAN
HUMBOLDT COUNTY RE-
GIONAL LANDFILL, PRO-
VIDING FOR THE AS-
SESSMENT OF FEES FOR
ACCEPTANCE OF SOLID
WASTE FROM OUTSIDE
THE LANDFILL DISTRICT,
AND, PROVIDING OTHER
MATTERS PROPERLY RE-
LATED THERETO.
Copies available for public
inspection at the office of the
Humboldt County Clerk,
Humboldt County Court-
house, 50 W. Fifth Street,
Winnemucca, Nevada.
Dated: October 2, 2007
(SEAL)
Tami Rae Spero
County Clerk - Ex-officio
Clerk of the Board of County
Commissioners of Humboldt
County, Nevada
Published in The Humboldt
Sun
October 5, 2007

**NOTICE OF PASSAGE OF
HUMBOLDT COUNTY ORDINANCE**

Summary: Amends solid waste disposal ordinance to authorize acceptance of out-of-area solid waste at disposal sites other than the landfill.

Bill Number 10-01-07

Ordinance Number 10-15-07

AN ORDINANCE AMENDING CHAPTER 13.12 OF HUMBOLDT COUNTY CODE (HCC); TO AUTHORIZE ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT FOR DISPOSAL AT SITES OTHER THAN HUMBOLDT COUNTY REGIONAL LANDFILL; PROVIDING FOR THE ASSESSMENT OF FEES FOR ACCEPTANCE OF SOLID WASTE FROM OUTSIDE THE LANDFILL DISTRICT; AND, PROVIDING OTHER MATTERS PROPERLY RELATED THERETO

Passed the 15th day of October 2007.

This Ordinance shall be in force and effect from and after October 26, 2007.


Vote:

Ayes:	Commissioners Milton, Fransway, Giordano, Cassinelli and Amos
Nays:	None
Absent:	None
Not Voting:	None

Copies of this Ordinance are available for inspection at the office of the Humboldt County Clerk, Courthouse Room 207, 50 W. 5th Street, Winnemucca, NV 89445 by all interested persons.

DATED:

(COUNTY SEAL)


TAMI RAE SPERO, Humboldt County
Clerk and Ex-Officio Clerk of the Board
of County Commissioners of Humboldt
County, Nevada

Publish: October 19th and 26th, 2007 (2t)

Legal Number 023383

AFFIDAVIT OF PUBLICATION

Tracy Wadley, Legal Clerk for
The Humboldt Sun, a twice weekly
newspaper published in Winnemucca
Humboldt County, Nevada, duly
swears that the following

HU CO CLERK
ORDINANCE 10-15-07

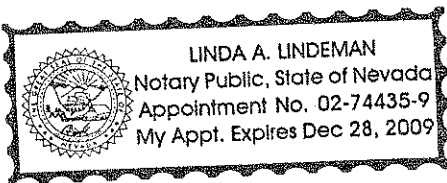
a printed copy of which is affixed,
was published 2 time(s)
commencing 10/19/07
and ending 10/26/07

Tracy Wadley
Tracy Wadley

State of Nevada
County of Humboldt
Signed and sworn to before me by

Tracy Wadley on 10-30-07

Linda A. Lindeman
Linda A, Lindeman, Notary



Legal No. 23, 383
**NOTICE OF PASSAGE OF
HUMBOLDT COUNTY
ORDINANCE**
Summary: Amends solid
waste disposal ordinance to
authorize acceptance of out-
of-area solid waste at dispos-
al sites other than the land-
fill.
Bill Number 10-01-07
Ordinance Number 10-15-07
**AN ORDINANCE AMEND-
ING CHAPTER 13.12 OF
HUMBOLDT COUNTY
CODE (HCC) TO AU-
THORIZE ACCEPTANCE
OF SOLID WASTE FROM
OUTSIDE THE LANDFILL
DISTRICT FOR DISPOSAL
AT SITES OTHER THAN
HUMBOLDT COUNTY RE-
GIONAL LANDFILL PRO-
VIDING FOR THE AS-
SESSMENT OF FEES FOR
ACCEPTANCE OF SOLID
WASTE FROM OUTSIDE
THE LANDFILL DISTRICT
AND PROVIDING OTHER
MATTERS PROPERLY RE-
LATED THERETO.**
Passed the 15th day of Oc-
tober 2007.
This Ordinance shall be in
force and effect from and af-
ter October 26, 2007.
Vote:
Ayes: Commissioners Mil-
ton, Fransway, Giordano,
Cassinelli and Amos
Nays: None
Absent: None
Not Voting: None
Copies of this Ordinance are
available for inspection at
the office of the Humboldt
County Clerk, Courthouse
Room 207, 50 W. 5th Street,
Winnemucca, NV, 89445 by
all interested persons.
DATED: October 15, 2007
(COUNTY SEAL)
TAMI RAE SPERO,
Humboldt County Clerk and
Ex-Officio Clerk of the Board
of County Commissioners of
Humboldt County, Nevada.
Published in The Humboldt
Sun
October 19 and 26, 2007.