

BILL NO. BL2018-1057 (VERCHER, ELROD) – This ordinance would amend Section 10.20.360.B regarding solid waste generator fees.

Under current law, a solid waste generator fee is applied to any person collecting, hauling or disposing of construction and demolition waste at a class III or class IV disposal facility. The fee is equal to one dollar per cubic yard of construction and demolition waste accepted at such facility.

The proposed ordinance would clarify that the solid waste generator fee applies to all construction waste received or processed in Davidson County, even if ultimately disposed of outside of Davidson County. Fees would further be charged at a rate of \$1.00 per cubic yard instead of the current rate of \$6.00 per ton.

In addition, the proposed ordinance would remove language providing that solid waste generator fees may be reduced by 50% when the generator can show at least one half of the material is being recycled. That language currently provides:

The generator fee specified in this subsection shall be reduced by fifty percent provided that the person otherwise owing such fee provides evidence reasonably acceptable to the director demonstrating that not less than fifty percent of all construction and demolition waste collected or hauled by such person during the previous year has been or will be recycled or reused and therefore diverted from landfill disposal.

However, this provision has caused confusion by suggesting that recycling providers are assessed a fee that is subsequently rebated. The Metropolitan Government does not assess a recycling fee.

Fiscal Note: Public Works does not expect this to have any significant financial impact. All companies who haul C&D waste have been charged the solid waste generator fees, regardless of the ultimate destination of the waste. Most companies have been paying the fee, but a few small haulers have been protesting. The proposed clarification in the language per this ordinance should eliminate any remaining question.

