



# Hillsborough County Florida Agenda Item Cover Sheet

Agenda Item N<sup>o</sup>: D-2

Meeting Date 8/4/2021

Consent Section

Regular Section

Public Hearing

**Subject:** Hold a public hearing to consider amendments to Chapter 130 of the Hillsborough County Code of Ordinances and Laws (Solid Waste Collection and Disposal) to establish the Hillsborough County Solid Waste Hardship Credit program

**Department Name:** County Attorney's Office

**Contact Person:** Hank Ennis **Contact Phone:** 272-5670

**Sign-Off Approvals**

<u>Hank Ennis</u>	<u>7/22/2021</u>
Managing County Attorney	Date

<u>Mary Helen Farris</u>	<u>7/22/2021</u>
County Attorney	Date

Joint Department Director	Date
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<u>Kevin Brickey</u>	<u>7/23/2021</u>
Management and Budget – Approved as to Financial Impact Accuracy	Date

<u>Hank Ennis</u>	<u>7/22/2021</u>
Assistant County Attorney	Date

**Staff's Recommended Board Motion:**

Hold a public hearing to consider amendments to Chapter 130 of the Hillsborough County Code of Ordinances and Laws (Solid Waste Collection and Disposal) to establish the Hillsborough County Solid Waste Hardship Credit program and to make additional amendments to align with the new Solid Waste collection contracts. Additional amendments include eliminating the disposal only customers from the solid waste assessment roll, clarifying definitions, revising collection times, clarifying cart placement, yard waste set out volumes, commercial collection frequencies, and adding the requirement for all commercial customers to complete a waste profile prior to disposing of waste in the County system. The financial impact of implementing the Hardship Credit Program would be up to \$216,660 annually if all eligible properties participated. The actual reduction in revenue will require the need for additional general revenue to support operations.

**Financial Impact Statement:**

The financial impact of implementing the Hardship Credit Program would be up to \$216,660 annually if all eligible properties participated. The actual reduction in revenue will require the need for additional general revenue to support operations.

**Background:**

The credit will be subject to an approved application process with an annual renewal based on the proposed criteria for the Hardship Credit Program. Approximately 3,610 residential units may be eligible for a credit. At the current average annual Solid Waste Assessment of \$60.00 per residential unit, the fiscal impact of implementing a Hardship Credit Program would be up to \$216,660 annually if all eligible properties participated. The actual reduction in revenue will require the need for additional general revenue to support operations. Additional amendments include eliminating disposal only customers from the solid waste assessment roll, clarifying definitions, modifying provisions to align with the new Solid Waste Collection contracts to include revising collection times, clarifying cart placement, yard waste set out volumes, commercial collection frequencies, and adding the requirement for all Commercial customers to complete a Waste Profile prior to disposing of waste in the county's disposal system. A waste profile is required to safeguard the county's disposal facilities, employees and customers.

**List Attachments:**

Draft ordinance

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE HILLSBOROUGH COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING CHAPTER 130 OF THE HILLSBOROUGH COUNTY CODE OF ORDINANCES AND LAWS (SOLID WASTE COLLECTION AND DISPOSAL); PROVIDING FOR CHANGES TO DEFINITIONS; PROVIDING FOR AMENDMENTS TO REQUIREMENTS FOR COMMERCIAL ESTABLISHMENTS; PROVIDING FOR AMENDMENTS TO THE COMPLAINT REPORTING PROCESS; PROVIDING FOR AMENDMENTS TO THE HOURS OF COLLECTION; PROVIDING FOR AMENDMENTS TO THE PLACEMENT AND MAINTENANCE OF CONTAINERS; PROVIDING FOR AMENDMENTS TO THE VOLUME OF RESIDENTIAL YARD WASTE COLLECTED DURING A DESIGNATED PERIOD; REMOVING THE DISPOSAL ONLY ASSESSMENT REQUIREMENT FOR CERTAIN CUSTOMERS; PROVIDING THAT CERTAIN CUSTOMERS SUBMIT A WASTE PROFILE; PROVIDING FOR AMENDMENTS TO THE FREQUENCY OF COMMERCIAL COLLECTION SERVICES; PROVIDING FOR A HARDSHIP, AFFORDABILITY ASSISTANCE CREDIT PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WITNESSETH:

**WHEREAS**, the County's the solid waste disposal and collection operations of the Solid Waste Division is accounted for as an enterprise fund and is supported entirely by the revenues collected from the customers provided service by the Solid Waste Management System; and

**WHEREAS**, the Hillsborough County Board of County Commissioners recognizes that certain residential customers being provided solid waste disposal and collection service from the Solid Waste Management System may have an economic hardship and may be challenged to pay for such service; and

**WHEREAS**, the Hillsborough County Board of County Commissioners desires to implement a Hardship / Affordability Assistance Credit Program to provide economic assistance to low income owner-occupied residential units as defined in the Chapter 130 of the Hillsborough County Code of Ordinances & Laws ("Chapter 130") that may

1 be experiencing an economic hardship and thus affecting the ability to pay for solid  
2 waste service: and

3  
4 **WHEREAS**, the Hillsborough County Board of County Commissioners desires to  
5 make additional changes to Chapter 130 of the Hillsborough County Code of  
6 Ordinances & Laws to align the code provisions with the new Solid Waste Collection  
7 contracts; and

8  
9 **WHEREAS**, the Hillsborough County Board of County Commissioners desires to  
10 amend Chapter 130 of the Hillsborough County Code of Ordinances & Laws to  
11 eliminate disposal only customers from the Solid Waste assessment role which revenue  
12 will be captured in the commercial tipping fees; and

13  
14 **WHEREAS**, the Hillsborough County Board of County Commissioners desires to  
15 amend Chapter 130 of the Hillsborough County Code of Ordinances & Laws to require  
16 commercial customers to complete a waste profile prior to disposing of Solid Waste in  
17 the County Solid Waste System to safeguard the County's disposal facilities.

18  
19

20 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**  
21 **COMMISSIONERS OF HILLSBOROUGH COUNTY, FLORIDA, ASSEMBLED THIS**  
22 **\_\_\_ DAY OF \_\_\_\_\_, 2021, THAT:**

23  
24 1) Section 130-19 of Chapter 130 of the Hillsborough County Code of Ordinances &  
25 Laws is amended to read as follows.

26  
27 Sec. 130-19. - Definitions.

28 The following words, terms and phrases, when used in this article, shall have the  
29 meanings ascribed to them in this section, except where the context clearly indicates a  
30 different meaning:

31 *Apartment complex* means any building or structure or group of any buildings or  
32 structures having common conveniences generally under one ownership, containing  
33 two or more attached but independent dwelling units for human habitation, which  
34 structures and buildings are designed and constructed for the primary purpose of  
35 providing housing as a commercial enterprise for rental compensation and which one or  
36 more of such units are generally nonowner occupied.

37 *Collection frequency* means the number of times a type of collection service is  
38 provided to a residential customer each week.

39 *Commercial customer* means any residential unit or commercial establishment  
40 which receives commercial collection service.

41 *Commercial establishment* means all improved real property primarily used or  
42 designed for use for commercial, manufacturing, industrial, business, institution or

1 government activities and enterprises, including those properties currently under  
2 construction or destruction.

3 *Community collection center (CCC)* means a County disposal facility to which  
4 ~~residential customers and~~ residential units subject to the solid waste disposal  
5 assessment may bring their nonprocessable waste or program recyclables.

6 *Condominium* means any portion of a building or structure designed or constructed  
7 for and capable of use as a residence for one family and such unit being owned under  
8 the condominium concept of ownership and subject to the provisions of F.S. ch. 718.

9 *Construction and demolition debris* means discarded materials generally considered  
10 to be not water soluble and nonhazardous in nature, including, but not limited to, steel,  
11 glass, brick, concrete, asphalt roofing material, pipe, gypsum wallboard and lumber,  
12 from the construction or destruction of a structure as part of a construction or demolition  
13 project or from the renovation of a structure, and including rocks, soils, tree remains,  
14 trees and other vegetative matter that normally results from land clearing or land  
15 development operations for a construction project, including such debris from  
16 construction of structures at a site remote from the construction or demolition project  
17 site. The term "construction and demolition debris" also includes:

- 18 (1) Clean cardboard, paper, plastic, wood, and metal scraps from a construction  
19 project;
- 20 (2) Except as provided in F.S. § 403.707(9)(j), yard trash not collected as part of  
21 the residential collection service and unpainted, nontreated wood scraps and  
22 wood pallets from sources other than construction and demolition projects;
- 23 (3) Scrap from manufacturing facilities which is the type of material generally used  
24 in construction projects and which would meet the definition of construction and  
25 demolition debris if it were generated as part of a construction and demolition  
26 project. This includes debris from the construction of manufactured homes and  
27 scrap shingles, wallboard, siding, concrete, and similar materials from industrial  
28 or commercial facilities; and
- 29 (4) De minimis amounts of other nonhazardous wastes that are generated at  
30 construction or destruction projects, provided such amounts are consistent with  
31 best management practices of the industry.

32 Mixing of construction and demolition debris with other types of solid waste will  
33 cause it to be classified as other than construction and demolition debris.

34 ~~Curbside Curbside~~ means, for processable waste and recyclables collection using  
35 roll carts, within two feet of the curb. For residential yard waste collection "curbside"  
36 means within six feet of the curb.

37 *Franchise* represents the legal arrangement between the County and a person to  
38 collect and transport solid waste from residential units and commercial establishments  
39 within the service area.

40 *Franchise agreement* means an agreement entered into voluntarily by the franchise  
41 collector and the County and shall include all terms, conditions, specifications and

1 exhibits, as necessary to implement the franchise granted by the Board of County  
2 Commissioners.

3 *Franchise collector* means any person awarded a franchise by the Board of County  
4 Commissioners for the right to collect solid waste within the service area.

5 *Franchise district* means specified areas within the service area for which a  
6 franchise is granted under the authority of this article.

7 *Front-end container* means a container which is generally utilized with front-end  
8 type collection service and generally comes in sizes: one, two, three, four, six and eight  
9 cubic yards.

10 *Hazardous waste* means waste, or a combination of wastes, which, because of its  
11 quantity, concentration or physical, chemical or infectious characteristics, may cause, or  
12 significantly contribute to, an increase in mortality or an increase in serious irreversible  
13 or incapacitating reversible illness or may pose a substantial present or potential hazard  
14 to human health or the environment when improperly transported, disposed of, stored,  
15 treated or otherwise managed. These materials may include, but not be limited to,  
16 volatile, chemical, biological, explosive, flammable, radioactive and toxic material.

17 *Mobile home park* means any improved real property divided into spaces for the  
18 erection and maintenance of trailers, manufactured housing, and mobile homes,  
19 permanent or temporary, in which the individual spaces are not individually owned.

20 *Nonprocessable* means:

- 21 (1) Furniture, such as couches, chairs, tables;
- 22 (2) Bedding, such as mattresses, box springs and other similar items;
- 23 (3) White goods, such as refrigerators, ovens, water heaters, window air  
24 conditioning units and other similar appliances;
- 25 (4) Motor vehicles and major vehicle parts;
- 26 (5) Machinery, equipment or other metals.

27  
28 *Processable* means any combustible solid waste, including, but not limited to,  
29 putrescible solid waste, cardboard, paper products, plastics and food containers.

30 *Program recyclables* means those recyclables designated by the Board of County  
31 Commissioners and/or offered by a residential customer for the purpose of being  
32 recycled into post-consumer products.

33 *Public lodging establishments* means any building or structure or group of buildings  
34 or structures within a single complex of buildings, which is kept, used, maintained or  
35 advertised as, or held out to the public to be, a place where sleeping or housekeeping  
36 accommodations are supplied for pay to transient guests or tenants.

37 *Putrescible* means all kitchen and/or table food waste, animal or vegetable waste  
38 that results from the storage, preparation, cooking or handling of food materials.

39 *Recyclables* means those materials which are capable of being recycled and which  
40 would otherwise be processed or disposed of as solid waste.

1        *Residential customer* means any residential unit or commercial establishment which  
2 receives residential collection service.

3        *Residential units* means any building or structure designed or constructed for and  
4 capable of use as a residence for one or more families including, but not limited to,  
5 single-family homes, mobile homes, condominiums, townhouses, apartment complexes,  
6 public lodging establishments and other multifamily units.

7        *Residential yard waste* means vegetative matter resulting from routine landscaping  
8 *maintenance.*

9        *Roll cart* means a container provided by the County that is designed and intended to  
10 be used by a residential customer to accumulate processable waste or program  
11 recyclables for automated or semi-automated residential collection service.

12        *Roll-off container* means a container which is generally utilized with roll-off type  
13 collection service, is open on the top with a door on the end, and generally comes in  
14 sizes of 20, 25, 30, 35, and 40 cubic yards.

15        *Sale* means any sale, exchange, barter or offer of sale.

16        *Service area* means the Hillsborough County Solid Waste Management System  
17 Service Area which is the unincorporated areas of the County existing as of June 10,  
18 1983.

19        *Single-family residential unit* means any building or structure designed or  
20 constructed for and capable of use as a residence for one family regardless of the type  
21 of structure, unattached to similar structures, primarily for owner occupancy but from  
22 time to time may be rented or leased. The term "single-family residential unit" includes a  
23 mobile home, manufactured housing, or trailer that is erected on a separate parcel of  
24 property.

25        *Solid waste* means garbage, refuse and other discarded solid materials including  
26 solid waste materials resulting from industrial, commercial or agricultural operations,  
27 governmental operations and from community activities. It does not include solids or  
28 dissolved materials in domestic sewage or other significant pollutants in water  
29 resources, such as silt, dissolved or suspended solids in industrial waste water  
30 effluents, dissolved materials in irrigation return flows, other common water pollutants or  
31 any byproducts, the sale or reuse of which is intended by the persons from whose  
32 process they resulted.

33        *Special collection services* means any solid waste collection services in addition to  
34 regular residential collection service.

35        *System* means the Hillsborough County Solid Waste Management System.

36        *Waste Profile* means the County's program designed to profile or track  
37 *commercially generated solid waste and special waste that is disposed of at a County*  
38 *disposal facility.*

39  
40        *Yard waste* means vegetative matter resulting from routine landscaping  
41 maintenance or land clearing operations and includes associated rocks and soils.

1 2) Section 130-20 of Chapter 130 of the Hillsborough County Code of Ordinances &  
2 Laws is amended to read as follows:

3  
4 Sec. 130-20. - General provisions.

5 (a) It shall be unlawful for a residential unit or commercial establishment to accumulate  
6 solid waste or have solid waste removed and disposed of by any means other than  
7 the authorized franchise collector or as otherwise provided for herein. Commercial  
8 establishments are required to properly manage and dispose of solid waste  
9 generated from their operations.

10 (b) The system does not provide any services for the collection and/or the disposition  
11 of hazardous waste. Residential units or commercial establishments will not be  
12 permitted to dispose of hazardous waste in the system.

13 (c) Unless otherwise stated herein, all residential customer requests for service or  
14 complaints shall be directed to the ~~County franchise collector unless the request for~~  
15 ~~service or complaint is related to the self-haul option.~~ Commercial customers'  
16 requests for service or complaints shall be directed to the franchise collector. Should  
17 the commercial customer not be satisfied with the franchise collector's response to  
18 the customer's request for service or complaint, the commercial customer should  
19 direct their concerns or complaints to the County.

20 (d) Residential units and commercial establishments shall separate their  
21 nonprocessable solid waste from other solid waste and shall utilize those services  
22 enumerated in Sections 130-21 and 130-22 to dispose of such nonprocessable solid  
23 waste.

24 (e) Residential units and commercial establishments shall separate their yard waste  
25 from other solid waste and shall utilize those services enumerated in Sections 130-  
26 21 and 130-22 to dispose of such yard waste.

27 (f) Those residential units which are not subject to the solid waste disposal  
28 assessment and elect not to subscribe to residential collection service shall be  
29 subject to the commercial collection service provisions of this article.

30  
31  
32 3) Section 130-21 of Chapter 130 of the Hillsborough County Code of Ordinances &  
33 Laws is amended to read as follows:

34  
35  
36 Sec. 130-21. - Residential collection service.

37 (a) *General provisions.*

38 (1) Residential collection service shall generally apply to those curbside collection  
39 services in which the customer places the container at the curb on the designated  
40 collection day for collection by the designated franchise collector. Residential  
41 collection service may be provided to residential units as well as commercial  
42 establishments. Residential collection service does not include collection

1 services in which the solid waste is collected from a front-end container or roll-off  
2 container.

3 (2) Unless identified elsewhere in this article, residential collection service shall  
4 include curbside collection at a publicly maintained roadway. However, for those  
5 residential customers identified in Subsection (g) (4), (5) and (6) of this section,  
6 residential collection service shall include curbside collection at a privately  
7 maintained road.

8 (3) Containers shall be set out prior to 6:00 a.m. on the day of collection, but in no  
9 case shall such containers be placed on the public-maintained roadway prior to  
10 6:00 p.m. the day proceeding the day of collection. The normal hours of collection  
11 are after the hour of 6:00 a.m. and prior to ~~6:00~~ 4:30 p.m. on days designated by  
12 the franchise collector unless otherwise approved by the director of the Solid  
13 Waste Division of the County.

14 (4) Residential customers shall place roll carts ready for pickup at a maximum  
15 distance of two feet from the public maintained roadway and adjacent to the  
16 residential customer's driveway. The residential customer shall leave at least  
17 three feet between each roll cart and any other container or other object such as  
18 a vehicle or mailbox. Each residential customer choosing to place its containers  
19 at locations other than those designated by this article may request a special  
20 collection service from the franchise collector for the alternative collection  
21 location.

22 (5) Residential customers shall place residential yard waste ready for pickup at a  
23 maximum distance of six feet from the public maintained roadway and adjacent  
24 to the residential customer's driveway. All customer-supplied residential yard  
25 waste containers shall be free of ragged or sharp edges, or any other defect liable  
26 to hamper or injure the person collecting the contents thereof. The franchise  
27 collector shall advise the County of any residential yard waste container which  
28 does not conform to the provisions of this article. The County shall investigate  
29 and determine whether the containers should be replaced and so notify the  
30 residential customer. The container must be promptly replaced by an approved  
31 container upon receipt of notice to that effect from the County.

32 (6) ~~On non-collection days, containers shall be placed out-of-sight on the property~~  
33 ~~of the residential customer. On non-collection days, containers shall be stored~~  
34 ~~outside of the right of way unless approved by the director of the Solid Waste~~  
35 ~~Division of the County.~~

36 (7) Residential units shall not be permitted to share residential collection service  
37 with other residential units unless otherwise approved by the director of the Solid  
38 Waste Division of the County.

39 (b) *Processable solid waste collection.*

40 (1) Residential customers shall place processable solid waste other than residential  
41 yard waste in County provided roll carts. No other containers may be used for the  
42 collection of processable solid waste at the residential customer's property. Each  
43 roll cart with contents shall not exceed 150 pounds.



1 (2) Roll carts shall be ~~kept covered at all times and~~ maintained in good condition  
2 by the residential customer and shall remain the property of Hillsborough County.  
3 Roll carts shall not be removed by the customer from the property where  
4 delivered.

5 (3) Residential customers who desire to place their roll carts at locations other than  
6 those designated by this article may place their roll carts at their back door, and  
7 may be subject to an additional charge from the franchise collector.

8 (4) Residential customers shall dispose of their processable solid waste generated  
9 at their property no less than once each week by having it collected by a franchise  
10 collector or, if exempted from residential collection service, by self-hauling it to a  
11 properly permitted solid waste disposal facility.

12 (5) Each customer receiving curbside collection services shall be responsible for  
13 positioning its roll cart at the curb on the collection days in accordance with the  
14 instructions on the roll cart. Each customer receiving back-door collection service  
15 shall be responsible for positioning its roll cart on collection days in the manner  
16 agreed to with the franchise collector.

17 (c) *Nonprocessable solid waste collection.*

18 (1) The curbside collection of nonprocessable solid waste by a franchise collector  
19 shall be available only as a special collection service. However, residential  
20 customers may utilize any person to collect and properly dispose of any C&DD  
21 at the customer's property.

22 (2) Residential customers and residential units which are subject to the solid waste  
23 disposal assessment may self-haul their nonprocessable solid waste to the  
24 community collection centers, subscribe to special collection services for the  
25 collection and disposal of nonprocessable solid waste, or self-haul it to a properly  
26 permitted solid waste disposal facility.

27 (d) *Program recyclables collection.*

28 (1) Residential collection service shall include a separate once a week program  
29 recyclables collection. Residential customers may participate in the County's  
30 recycling program only by using a program recyclable roll cart. Customers need  
31 not separate recyclables by material type but must separate the recyclables from  
32 all other materials.

33 (2) Program recyclables roll carts shall be provided by and owned by the County.  
34 Residential customers are responsible for utilizing the program recyclables roll  
35 carts for program recyclables collection only and ensuring that the program  
36 recyclables roll carts are properly maintained to maximize their useful life. Should  
37 the residential customer desire not to voluntarily participate in program  
38 recyclables collection, the residential customer shall relinquish the roll cart to the  
39 County. Roll carts shall remain the property of Hillsborough County and shall not  
40 be removed by the customer from the property where delivered. No other  
41 containers may be used for the collection of program recyclables. Recyclables  
42 roll carts shall be kept in good condition by the residential customer.

- 1 (3) Should the Board of County Commissioners determine that it is necessary to  
2 increase the level of recycling, the Board of County Commissioners may mandate  
3 that residential customers and residential units separate the designated  
4 recyclables from other solid waste and place the recyclables for recyclables  
5 collection.
- 6 (4) Each customer receiving curbside collection services shall be responsible for  
7 positioning its roll cart at the curb on collection days in accordance with the  
8 instructions on the roll cart. Each customer receiving back-door service shall be  
9 responsible for positioning its program recyclables roll cart on collection days in  
10 the manner agreed to with the franchise collector.
- 11 (e) Residential Yard waste collection.
- 12 (1) Residential customers shall be required to separate residential yard waste from  
13 other solid waste.
- 14 (2) Residential collection service shall include a separate once a week residential  
15 yard waste collection. Residential Yard waste must be separated from other  
16 solid waste prior to placement at the curb for collection.
- 17 (3) The residential yard waste shall be placed for curbside collection on the day  
18 designated by the franchise collector in the following manner:
- 19 a. Grass clippings and leaves shall be placed for collection in rigid, reusable  
20 containers or plastic bags.
- 21 b. The remainder of the residential yard waste shall be placed in rigid, reusable  
22 containers, plastic bags, boxed, bundled or neatly stacked in uniform lengths.
- 23 c. Residential Yard waste placed at the curb for collection shall not be more  
24 than four feet in length and six inches in diameter.
- 25 d. Each container, with contents, shall not exceed 50 pounds.
- 26 (4) The maximum volume of residential yard waste acceptable for each weekly  
27 collection shall be two cubic yards. The only exception is during the period from  
28 February 1 – April 30, in which the maximum volume of residential yard waste  
29 acceptable shall be three cubic yards.
- 30 (5) Enforcement of the requirement to separate residential yard waste from other  
31 solid waste shall first focus on education. If unsuccessful, the County shall pursue  
32 all available remedies at law to enforce the requirements of this article.
- 33 (6) Residential customers may self-haul their residential yard waste to a yard and  
34 wood waste processing facility or one of the County's designated yard and wood  
35 waste processing facilities.
- 36 (7) Residential units which choose to manage residential yard waste on site must  
37 manage the residential yard waste generated on site in a manner that does not  
38 negatively impact adjacent property owners and that is free of objectionable  
39 odors, sights and vectors.
- 40 (f) *Direct delivery.*

1 (1) Under certain circumstances as described in this article, residential customers  
2 and residential units which are subject to the solid waste disposal assessment  
3 shall be permitted to self-haul their solid waste to a permitted solid waste disposal  
4 facility.

5 (2) Residential customers and residential units which are subject to the solid waste  
6 disposal assessment may utilize the community collection centers (CCCs) for the  
7 disposal of nonprocessable solid waste or recyclables. The County may  
8 determine that residential customers and residential units which are subject to  
9 the solid waste disposal assessment may also be able to utilize the CCCs for the  
10 disposal of processable solid waste and/or recyclables.

11 (3) The use of the CCCs shall be limited to recyclables or ~~that~~ solid waste which is  
12 generated from the individual residential unit. The use of the CCCs shall be  
13 limited to that nonprocessable solid waste which is associated with normal  
14 household activities including annual cleanups and small maintenance activities.  
15 The use of the CCCs shall not extend to major maintenance and renovation  
16 activities as determined by the County. In the event of a major storm event, the  
17 Board of County Commissioners may adopt a more relaxed policy as it relates to  
18 what solid waste and what volume of solid waste may be delivered to the CCCs.

19 (4) The County may determine that residential customers and residential units  
20 which are subject to the solid waste disposal assessment may also self-haul their  
21 processable solid waste to transfer stations.

22 (5) Voluminous amounts of solid waste or multiple trips to the CCCs or any other  
23 designated system disposal facility by a residential customer or residential unit  
24 subject to the solid waste disposal assessment may be subject to investigation  
25 by the County. If an investigation reveals illegal use of the CCCs, the County shall  
26 have recourse to such remedies at law to enforce the requirements of this article.

27 (g) *Special collection services.*

28 (1) For collection services which are not included in the regular residential collection  
29 service, residential customers may contract with the franchise collector for special  
30 collection services. Special collection services may include, but are not limited to,  
31 the curbside collection of nonprocessable solid waste and the collection of  
32 processable solid waste at a distance from the publicly maintained roadway  
33 greater than what is allowed for regular residential collection services. Limits on  
34 volume of solid waste may be set by the County.

35 (2) Residential customers and residential units which are subject to the solid waste  
36 disposal assessment must contact the franchise collector directly to request  
37 special collection services. The level of service as well as the charge for the  
38 service shall be negotiated between the residential customer or residential units  
39 which are subject to the solid waste disposal assessment and the franchise  
40 collector. The residential customer and residential units which are subject to the  
41 solid waste disposal assessment shall pay the franchise collector directly for this  
42 service. If necessary, the County may regulate the maximum collection charge.

1 (3) There will be no additional disposal charges for the solid waste collected  
2 through special collection services for residential customers and residential units  
3 which are subject to the solid waste disposal assessment except in those  
4 situations where the volume or type of solid waste exceeds the conditions of  
5 residential collection service.

6 (4) Special collection service shall not apply to residential collection service  
7 provided by the franchise collector within two feet for processable waste and  
8 program recyclables and six feet for residential yard waste from a single-family  
9 residential unit's privately maintained roadway and adjacent to the single-family  
10 residential unit's driveway when that single-family residential unit is subject to  
11 mandatory residential collection service by virtue of being located on a privately  
12 maintained roadway and located within a subdivision established pursuant to a  
13 recorded plat as these terms are defined in the Hillsborough County Land  
14 Development Code or pursuant to the Hillsborough County Minor Subdivision  
15 Regulations.

16 (5) Special collection services shall not apply to residential collection service  
17 provided within two feet for processable waste and program recyclables and six  
18 feet for residential yard waste of the single-family residential unit's privately  
19 maintained roadway and adjacent to the single-family residential unit's driveway  
20 if the single-family residential unit is located on a paved private roadway which  
21 exhibits characteristics similar to a public roadway, which can be easily traversed  
22 by a solid waste collection vehicle and, therefore, would not represent an undue  
23 hardship on the franchise collector as determined by the County.

24 (6) For single-family residential units which have received residential collection  
25 service any time during the 12 months preceding September 30, 1997, as  
26 certified by the residential customer, special collection services shall not apply to  
27 residential collection service provided within two feet for processable waste and  
28 program recyclables and six feet for residential yard waste from the single-family  
29 residential unit's privately maintained roadway and adjacent to the single-family  
30 residential unit's driveway if such single family residential unit is located on a  
31 paved or unpaved private road which can be easily traversed by a solid waste  
32 collection vehicle and therefore would not represent an undue hardship for the  
33 franchise collector as determined by the County. When the current owner of such  
34 property ceases ownership, this provision no longer applies.

35 (h) *Collection frequency.* The collection frequency shall be determined by the Board of  
36 County Commissioners and shall be two processable, one recyclable and one  
37 residential yard waste collection each week.

38 (i) *Rate setting, billing and payment for service.*

39 (1) Except for special collection services, the collection charges for residential  
40 collection service shall be determined by the Board of County Commissioners.

41 (2) All residential customers shall be assessed the solid waste disposal  
42 assessment and the solid waste collection assessment. Such assessments shall  
43 be assessed annually on the ad valorem tax bill for services starting the following

1 January 1 and ending the following December 31. Single-family residential units  
2 shall be required to pay such assessments unless the single-family residential  
3 unit meets the limited exemption criteria.

4 (3) All residential customers or commercial customers who desire to change the  
5 type of collection service (residential collection service to commercial collection  
6 service or commercial collection service to residential collection service) shall  
7 have the opportunity to select such service at any time during the year and, for  
8 residential collection service, shall be assessed the solid waste collection  
9 assessment from the date the service is initiated.

10 (4) Customers may choose to change from residential collection service to  
11 commercial collection service at any time during the year.

12 ~~(5) Residential units which are subject to the solid waste disposal assessment may  
13 select commercial collection service. The franchise collector which provides the  
14 commercial collection service will not bill this residential unit for disposal. Instead,  
15 the County shall credit the franchise collector for disposal based on a  
16 predetermined conversion rate included in the franchise agreement.~~

17 (65) Residential customers shall be billed directly by the franchise collector for all  
18 special collection services provided by the franchise collector.

19  
20 (j) *Residential collection service for single-family residential units.*

21 (1) Residential collection service shall be mandatory for all single-family residential  
22 units except for those single-family residential units which are not located on a  
23 publicly maintained roadway. Despite the foregoing, residential collection service  
24 shall be mandatory for all single-family residential units which are located on  
25 privately maintained roads within a subdivision established pursuant to a  
26 recorded plat as these terms are defined in the Hillsborough County Land  
27 Development Code or pursuant to the Hillsborough County Minor Subdivision  
28 Regulations. Those single-family residential units which are located on a privately  
29 maintained road as identified by the County and which are subject to mandatory  
30 residential collection service shall place their roll carts and containers for pick up  
31 by the franchise collector within two feet for processable waste and program  
32 recyclables and six feet for residential yard waste and nonprocessable waste  
33 from the privately maintained road and adjacent to the single-family residential  
34 unit's driveway. If such single-family residential unit chooses not to place its roll  
35 carts and containers as referenced in this subsection, such single-family  
36 residential unit shall place its roll carts and containers at a maximum distance of  
37 two feet for processable waste and program recyclables and six feet for  
38 residential yard waste and nonprocessable waste from the nearest publicly  
39 maintained roadway or may subscribe to special collection services for an  
40 alternative collection location.

41 (2) Should an exempted single-family residential unit elect to receive residential  
42 collection service, residential collection service will be provided to this single-  
43 family residential unit. This otherwise exempted single-family residential unit

1 which receives residential collection service will be required to place its solid  
2 waste for collection at the closest publicly maintained roadway and be subject to  
3 all conditions of residential collection service.

4 (3) Those single-family residential units which are exempted from residential  
5 collection service shall be subject to all of the provisions of this article except that  
6 the exempted single-family residential unit will not receive the curbside collection  
7 service and the associated solid waste collection assessment.

8 (4) Those single-family residential units which are exempted from residential  
9 collection service by the County may self-haul their processable solid waste,  
10 nonprocessable solid waste, recyclables and residential yard waste to designated  
11 system facilities in accordance with the direct delivery section of this article or  
12 take such processable solid waste, nonprocessable solid waste, recyclables and  
13 residential yard waste to a properly permitted solid waste disposal facility.

14 (k) *Franchise collector responsibilities.* The County shall award residential solid waste  
15 franchises within the service area. Said franchises shall provide the franchise  
16 collector with the exclusive right and responsibility to provide residential collection  
17 service within their designated franchise district. The franchise collectors shall comply  
18 with all existing County, State and Federal laws and the franchise agreement relative  
19 to solid waste collection and disposal. The franchise shall be contingent upon the  
20 faithful performance of all duties and requirements imposed by existing law, this  
21 article, the franchise agreement, and requirements established by the County.

22 (l) *Additional mandatory provisions.* Residential collection service shall be mandatory  
23 for all apartment complexes which contain four units or less. However, all such  
24 apartment complexes may choose commercial collection service excluding the option  
25 to self-haul their solid waste. Residential collection service shall be mandatory for all  
26 single-family residential units which are attached to similar structures. However, all  
27 such single-family residential units may choose commercial collection service  
28 excluding the option to self-haul their solid waste.

29  
30 4) Section 130-22 of Chapter 130 of the Hillsborough County Code of Ordinances &  
31 Laws is amended to read as follows:

32  
33 Sec. 130-22. - Commercial collection service.

34 (a) *General provisions.*

35 (1) Commercial collection service shall generally apply to front-end or roll-off  
36 collection services in which the franchise collector provides the collection  
37 container. However, the commercial customer may provide the front-end  
38 container or roll-off container for collection by the franchise collector. Commercial  
39 collection service may be provided to commercial establishments as well as  
40 residential units.

41 (2) Each commercial establishment not electing residential collection service shall  
42 utilize any of the franchise collectors to collect and dispose of the solid waste  
43 generated at that establishment, or self-haul such solid waste to a properly

1 permitted solid waste disposal facility. However, each commercial establishment  
2 may utilize any person to collect and properly dispose of construction and  
3 demolition debris (C&DD) resulting from any construction activity or self-haul  
4 such C&DD to a properly permitted solid waste disposal facility.

5 (3) Commercial customers shall have the right to contract for commercial collection  
6 service with any of the franchise collectors.

7 (4) Commercial customers must make the container available for collection by the  
8 franchise collector between the hours of 3:00 a.m. and 9:00 p.m., Monday  
9 through Saturday, unless specific alternative times, within this timeframe are  
10 agreed upon by the commercial customer and the franchise collector. However,  
11 in the event the commercial customer's property is located 500 feet or less from  
12 any residential unit, the hours of collection shall be 6:00 a.m. to 6:00 p.m.,  
13 Monday through Saturday, except for those days that are identified as County  
14 designated holidays.

15 (5) All commercial customer collection containers and/or central containers,  
16 whether supplied by the franchise collector or the commercial customer, shall be  
17 kept on private property in a place easily accessible to the franchise collector and  
18 in such locations as to prevent a nuisance condition to inhabitants and the general  
19 public. Containers shall be set back from adjacent properties or rights-of-way as  
20 determined by the County. Adequate screening from public view shall be  
21 provided either by locating the container as close to the building as possible or  
22 by providing other concealment to be least noticeable from a public thoroughfare.  
23 The container shall be placed so as to not interfere with the movement of  
24 pedestrian and vehicular traffic.

25 (6) Commercial establishments and commercial customers shall comply with all  
26 conditions contained in Chapter 131, the "Anthony Storman and Daniel Scott  
27 Perez Memorial" Dumpster Ordinance.

28 (7) Commercial customers shall provide the County with a waste profile  
29 consistent with the County's requirements prior to receiving commercial  
30 collection services.  
31

32 (b) *Processable solid waste collection.*

33 (1) Each commercial establishment and commercial customer shall arrange to  
34 have the processable solid waste generated at their commercial customer's  
35 property removed and disposed of as provided herein no less than once each  
36 week unless otherwise approved by the director of the Solid Waste Division of  
37 the County and additionally as is necessary to prevent an illegal accumulation of  
38 processable solid waste. More frequent collections may be required if it is  
39 determined necessary by the County.

40 (2) All commercial establishments and commercial customers electing to self-haul  
41 the processable solid waste generated by the commercial establishment's and  
42 commercial customer's property must utilize a mechanically unloading vehicle to

1 dispose of such solid waste if that processable solid waste is delivered to the  
2 system resource recovery facility.

3 (c) *Recyclables collection.*

4 (1) Separation of recyclables is voluntary. If a commercial customer participates in  
5 the voluntary separation of recyclables, the customer shall source separate  
6 recyclables from other solid waste for separate collection at the customer's  
7 property where such recyclables are generated. The customer shall place all  
8 recyclables in a separate container for collection.

9 (2) The collection and transportation of recyclables generated by a commercial  
10 customer is not limited to a franchise collector and shall be open to any County-  
11 registered collector the commercial customer chooses to contract for the  
12 services.

13 (d) *Yard waste collection.*

14 (1) The separation of yard waste is mandatory. Commercial establishments and  
15 commercial customers shall separate yard waste from other solid waste for  
16 separate collection. Commercial establishments and commercial customers shall  
17 not be permitted to place yard waste in a processable, nonprocessable or  
18 recyclable container.

19 (2) The collection and transportation of yard waste shall be performed by the  
20 franchise collector. The commercial customer shall place yard waste in the  
21 contractually agreed upon yard waste container free of plastic bags.

22 (3) Commercial establishments and commercial customers may elect to self-haul  
23 yard waste to a permitted yard waste processing facility. Yard waste delivered  
24 shall be free of plastic bags.

25 (4) Enforcement of the requirement to separate yard waste from processable solid  
26 waste, nonprocessable solid waste and recyclables shall first focus on education  
27 of the commercial establishment and commercial customer. If unsuccessful, the  
28 County shall pursue all available remedies at law to enforce the requirements of  
29 this article.

30 (5) Commercial establishments which choose to manage yard waste on site must  
31 manage the yard waste generated on site in a manner that does not negatively  
32 impact adjacent property owners and that is free of objectionable odors, sights  
33 and vectors.

34 (e) *Nonprocessable solid waste collection.* Commercial establishments and  
35 commercial customers shall separate the nonprocessable solid waste generated at  
36 the commercial establishment's and commercial customer's property from other solid  
37 waste and shall dispose of such nonprocessable solid waste by contracting with any  
38 franchise collector to remove and dispose of such solid waste or by self-hauling such  
39 nonprocessable solid waste to a permitted solid waste disposal facility.

40 (f) *Rate setting, billing, and payments.* Collection charges for commercial collection  
41 service shall be negotiated between the commercial customer and the franchise  
42 collector. Such charges shall be billed by the franchise collector and paid directly to



1 the franchise collector. If necessary, the Board of County Commissioners may  
2 establish by resolution a maximum collection charge for commercial collection  
3 service.

4 (g) *Franchise collector responsibilities.* The County shall award residential solid waste  
5 franchises within the service area. Said franchises shall provide the franchise  
6 collector with the exclusive right and responsibility to provide commercial collection  
7 service within the service area. The franchise collector shall comply with all existing  
8 County, State and Federal laws and the franchise agreement relative to solid waste  
9 collection and disposal. The franchise shall be contingent upon the faithful  
10 performance of all duties and requirements imposed by existing law, this article, the  
11 franchise agreement, and requirements established by the County.

12  
13 5) Section 130-54 of Chapter 130 of the Hillsborough County Code of Ordinances &  
14 Laws is amended to read as follows:

15  
16 Sec. 130-54. - Definitions.

17 The following words, terms and phrases, when used in this article, shall have the  
18 meanings ascribed to them in this section, except where the context clearly indicates a  
19 different meaning:

20 *Apartment complex* means any building or structure or group of any buildings or  
21 structures having common conveniences generally under one ownership containing two  
22 or more attached but independent dwelling units for human habitation, which structures  
23 and buildings are designed and constructed for the primary purpose of providing  
24 housing as a commercial enterprise for rental compensation and which one or more of  
25 such units are generally nonowner occupied.

26 *Commercial establishment* means all improved real property primarily used or  
27 designed for use for commercial, manufacturing, industrial, business, institution or  
28 government activities and enterprises.

29 *Condominium* means any portion of a building or structure designed or constructed  
30 for and capable of use as a residence for one family and such unit being owned under  
31 the condominium concept of ownership and subject to the provisions of F.S. ch. 718.

32 *Franchise collector* means any person awarded a franchise by the Board of County  
33 Commissioners for the right to collect solid waste in accordance with Article II of this  
34 chapter.

35 *Individual occupancy average* means the average number of occupied parcels in a  
36 mobile home park for a given year as determined by the Public Utilities Department of  
37 the County.

38 *Mobile home park* means any improved real property divided into spaces for the  
39 erection and maintenance of trailers, manufactured housing, and mobile homes,  
40 permanent or temporary, in which the individual spaces are not individually owned.

41 *Occupied parcel* means a designated plot in a mobile home park on which a trailer,  
42 manufactured house or mobile home resides.

1        *Public lodging establishments* means any building or structure or group of buildings  
2 or structures within a single complex of buildings, which is kept, used, maintained or  
3 advertised as, or held out to the public to be, a place where sleeping or housekeeping  
4 accommodations are supplied for pay to transient guests or tenants.

5        *Rent roll* means a list of the actual number of occupied parcels in a mobile home  
6 park for a certain month. Such month shall be determined by the Public Utilities  
7 Department of the County.

8        *Residential customer* means any residential unit or commercial establishment which  
9 receives residential collection service.

10       *Residential units* means any building or structure designed or constructed for and  
11 capable for use as a residence for one or more families including, but not limited to, a  
12 single family residential unit, mobile home, condominium, townhouse, apartment  
13 complex, mobile home park, public lodging establishments and other multifamily units.

14       *Service area* means the County Solid Waste Management System Service Area  
15 which is the unincorporated areas of the County existing as of June 10, 1983.

16       *Single-family residential unit* means any building or structure designed or  
17 constructed for and capable for use as a residence for one family regardless of the type  
18 of structure, unattached to similar structures, primarily for owner occupancy but from  
19 time to time may be rented or leased. The term "single-family residential unit" includes a  
20 mobile home, manufactured housing or trailer which is erected on a separate parcel of  
21 property.

22       *Solid waste* means garbage, refuse, yard waste and other discarded solid materials  
23 generated by residential units and commercial establishments, including solid waste  
24 materials resulting from industrial, commercial, or agricultural operations, governmental  
25 operations, and from community activities. It does not include solids or dissolved  
26 materials in domestic sewage or other significant pollutants in water resources such as  
27 silt, dissolved materials in irrigation return flows, other common water pollutants, or any  
28 byproducts, the sale or reuse of which is intended by the persons from whose process  
29 they resulted.

30       *System* means the County Solid Waste Management System.

31       6)       Section 13-56 of Chapter 130 of the Hillsborough County Code of Ordinances &  
32 Laws is amended to read as follows:

33       Sec. 130-56. - Solid waste disposal assessment.

34       All Residential customers and residential units receiving solid waste collection and  
35 those exempt residential customers as outlined in Section 130-21 (j) 3 within the service  
36 area, excluding mobile home parks, apartment complexes and public lodging  
37 establishments that are not residential customers, shall be assessed a solid waste  
38 disposal assessment. This assessment shall be levied pursuant to the procedures  
39 established in State Statutes for the collection and enforcement of a non-ad valorem  
40 assessment

1 7) Section 130-63 is added to Chapter 130 of the Hillsborough County Code of  
2 Ordinances & Laws to read as follows:

3 Sec. 130-63.- Hardship / Affordability Assistance Credit Program.

4 The Board of County Commissioners may provide economic assistance to low income  
5 owner-occupied Residential Units as defined herein by providing a Hardship / Affordability  
6 Assistance Credit to be applied towards the payment of the solid waste disposal and / or  
7 the collection assessment, which represents the a fair and reasonable apportionment of  
8 cost to fund the special benefit received by the assessed parcel for solid waste disposal  
9 and collection services (“solid waste service”). The annual credit amount to be provided  
10 towards the solid waste service charges for an eligible residential customer pursuant to  
11 the Hardship / Affordability Assistance Credit Program shall be established by resolution  
12 which will be determined annually but in no event will the credit be greater than the  
13 disposal and / or collection assessment to be charged to the respective residential  
14 customer for solid waste service. The Hardship / Affordability Assistance Credit will not  
15 be applicable to any customers or properties that are not considered as an owner-  
16 occupied Residential Unit as defined herein.

17  
18 Any credit to be provided to an eligible customer shall be reflected as deduction to the  
19 amount of the solid waste disposal assessment and / or the solid waste collection  
20 assessment. The credit is considered by the Board of County Commissioners as a  
21 payment assistance program and not a cost of service and rate differential.

22  
23 (a) To be eligible and qualify to receive a Hardship / Affordability Assistance Credit,  
24 the following shall apply:

- 25  
26 (1) The property subject to receiving the Hardship / Affordability Assistance Credit  
27 shall have been receiving disposal service from the System and will be included  
28 on the documentation submitted to the Tax Collector in order to bill the disposal  
29 assessment as of January 1<sup>st</sup> of the year in which the credit is to be applied.  
30 (2) The Hardship / Affordability Assistance Credit shall only be available to the  
31 applicant that is also named as the owner of the residential property for which  
32 solid waste service is being provided.  
33 (3) The residential property must be the primary residence of the applicant, must  
34 be owner-occupied, must be a Residential Unit which receives homestead  
35 exemption pursuant to F.S. subsection 196.031 and which has a taxable value  
36 of less than \$100,000 after the homestead exemption.  
37 (4) The applicant cannot request more than one credit for solid waste service or  
38 be considered as a member of another household requesting the Hardship /  
39 Affordability Assistance Credit.  
40 (5) The County Administrator, or his or her designee, shall establish procedures  
41 for an owner of an owner-occupied Residential Unit to apply for the exemption  
42 through the Hardship / Affordability Assistance Credit Program consistent with  
43 the policies created herein by the Board of County Commissioners.  
44 (6) The total income of all residents of the household and owners of the property  
45 must be at or below 100% of the current year Federal Poverty Level as

1 determined each year by the U.S. Department of Health and Human Services.  
2 Eligibility requirements will be determined by and based on Hillsborough  
3 County's Social Services Department (Social Services) criteria used to  
4 determine the annual income of the household residing at the service address.  
5 (7) If an applicant is denied a Hardship / Affordability Assistance Credit, the  
6 applicant can follow the Customer Appeal for Grant Eligibility process  
7 established by Social Services.

8  
9 (b) The property owner must file an application with the County that satisfies the  
10 eligibility and applicability criteria as provided in this section. The application of  
11 any credit approved by the County will not be applied retroactively by the County  
12 and shall only be applied to the disposal and / or collection assessment  
13 immediately billed by the County subsequent to the approved application. The  
14 term of the application of the Hardship / Affordability Assistance Credit will be for  
15 twelve months consistent with the current billing period for which the disposal and  
16 / or collection assessment is applicable. The responsibility of the initiation and  
17 annual renewal of an application to receive the Hardship / Affordability Assistance  
18 Credit rests solely with the applicant.

19  
20 (c) Requests for a Hardship / Affordability Assistance Credit to be applied towards the  
21 payment of the solid waste disposal and / or the collection assessment shall be  
22 submitted by the applicant to the Director of the System, who shall have authority  
23 to approve the application of the Hardship / Affordability Assistance Credit and  
24 adjust the annual assessment for which the credit applies, to administer the  
25 procedures and standards, and to review criteria for the adjustment  
26 of assessments as established herein.

27  
28 (d) If the County determines that an applicant that has received a Hardship /  
29 Affordability Assistance Credit should not have qualified for the receipt of the  
30 credit, the County will have the right to collect the total amount of the credit  
31 previously provided to the applicant for the current year that the credit was  
32 provided. If there are any errors in the disposal and / or collection assessment  
33 due to the application by the County of the Hardship / Affordability Assistance  
34 Credit to an eligible applicant, the assessment may be corrected by the County  
35 within 60 days after opening of the tax roll for collection from the applicant.  
36 Corrections which result in an increase in the net assessment cannot be  
37 imposed until the owner has consented in writing to the increase or has been  
38 given at least ten days' notice by certified mail and an opportunity to be heard  
39 by the Board of County Commissioners. Once the adjustment is finalized, the  
40 Director shall send documentation reflecting the adjustment to the owner and, if  
41 the assessment is placed on the tax bill, the documentation will also be sent to  
42 the Tax Collector.

1 (e) The ability of the County to apply the Hardship / Affordability Assistance Credit to  
2 the applicant's disposal and / or collection assessment is based on the availability  
3 of general funds to be used as the basis for the credit application and does not  
4 guarantee the application of a Hardship / Affordability Assistance Credit with the  
5 approval of the applicant's eligibility.  
6

7 8) If any section of, phrase, sentence or portion of this ordinance is for any reason  
8 held invalid or unconstitutional by any Court of competent jurisdiction, such shall be  
9 deemed a separate, distinct, and independent provision and such holding shall not affect  
10 the validity of the remaining portions thereof.

11 9) This Ordinance shall become effective when a certified copy has been filed with  
12 the Florida Department of State.

13  
14 **STATE OF FLORIDA )**  
15 **COUNTY OF HILLSBOROUGH )**  
16

17 I, Cindy Stuart, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County  
18 Commissioners of Hillsborough County, Florida, do hereby certify that the above and  
19 foregoing is a true and correct copy of an Ordinance adopted by the Board of County  
20 Commissioners at its meeting of \_\_\_\_\_, 2021, as the same appears of record in  
21 Minute Book \_\_\_\_\_, of the Public Records of Hillsborough County Florida.

22  
23 WITNESS my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_ 2021.  
24  
25

26 CINDY STUART  
27 CLERK OF CIRCUIT COURT  
28  
29

30 By: \_\_\_\_\_  
31 Deputy Clerk  
32  
33

34 Approved by County Attorney as to  
35 Form and Legal Sufficiency  
36

37 By: \_\_\_\_\_  
38 Chief Administrative Counsel