

RESOLUTION 23-11133

A RESOLUTION ESTABLISHING SOLID WASTE RESIDENTIAL AND COMMERCIAL COLLECTION AND DISPOSAL FEES AND LANDFILL USE FEES

WHEREAS, a need is anticipated for repair, improvement, and continued operation and maintenance of existing and proposed solid waste facilities and services for the providing of collection, disposal, and landfill use to inhabitants of the City of Billings, Montana and its environs; and

WHEREAS, it is essential to the public health, welfare, and safety of the inhabitants of the City of Billings and its environs to provide an adequate and safe solid waste collection service and landfill operation and to provide adequate funding to meet the cost of constructing, maintaining, and operating the same; and

WHEREAS, the City Council of the City of Billings did adopt Ordinance No. 12-5574 on the 25th day of June, 2012, providing for the billing of solid waste collection and disposal fees on a monthly basis; and

WHEREAS, said fees are established by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. That the rates, fees, and charges specified in Schedules I, II, and III are found to be just, reasonable, and necessary for the continued sound operation of the Solid Waste Division and that the proposed rates, fees, and charges are approved and adopted as the rates, fees, and charges of the City of Billings, Montana Solid Waste Division effective July 1, 2023.
2. That any payment not received by the due date shall accrue interest at the rate of one-and-one-half percent (1.5%) per month from the due date until paid in full.
3. That garbage fees will not be paid by the City General Fund, Public Safety Fund, Library Fund, or MET Transit Fund.
4. That on Monday, June 26, 2023, at 5:30 p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News, as provided in Section 7-1-4127, MCA.

Schedule I – Residential and Mobile Home Collection and Disposal Fees

Monthly Fees (for unit occupied by 1 family)

90 Gallon Containers

Residential	\$ 13.90
Mobile home located in mobile park	\$ 13.90
Residential carry out service (medical necessity verification required)	\$ 13.90
64 Gallon Residential	\$ 9.90
Additional Black 90 gallon barrel	\$ 4.50
Residential landfill fees for new annexed property (not yet receiving City collection)	\$ 4.20
Extras - Call in only	\$ 5.00 per item
Bulky Items - special pickup due to size or quantity	\$ 55.00 1-5 items \$ 110.00 6-10 items \$ 165.00 >10 items
Refrigerator/freezer/air conditioner	\$ 80.00 per pickup
NSF/Returned item fee	\$ 25.00 per occurrence

Schedule II – Commercial Collection and Disposal Fees

Commercial collection service is available subject to Solid Waste Division approval of container type, size, placement, and serviceability.

Fees per Month for Customer Owned Containers

PER WEEK FREQUENCY OF COLLECTION							
Container Size	1	2	3	4	5	6	Saturday
Extra Volume	\$ 8.65						
90 Gallon Barrel	\$ 21.32						
300 Gallon Barrel	\$ 47.65						
30 Gallon Can	\$ 8.45	\$ 16.90	\$ 25.35	\$ 33.80	\$ 42.25	\$ 52.80	\$ 16.90
1 Yard	\$ 39.00	\$ 78.00	\$ 117.00	\$ 156.00	\$ 195.00	\$ 243.78	\$ 78.00
2 Yards	\$ 45.23	\$ 90.46	\$ 135.69	\$ 180.92	\$ 226.15	\$ 282.66	\$ 90.46
3 Yards	\$ 51.43	\$ 102.86	\$ 154.29	\$ 205.72	\$ 257.15	\$ 321.42	\$ 102.86
4 Yards	\$ 58.00	\$ 116.00	\$ 174.00	\$ 232.00	\$ 290.00	\$ 362.52	\$ 116.00
6 Yards	\$ 70.46	\$ 140.92	\$ 211.38	\$ 281.84	\$ 352.30	\$ 440.40	\$ 140.92
8 Yards	\$ 83.11	\$ 166.22	\$ 249.33	\$ 332.44	\$ 415.55	\$ 519.42	\$ 166.22

Compactor containers will be assessed at 2.5 times the above rates. Saturday service without 6 times per week pick-up will be assessed double the one-time per week rate. This service is not available in all areas.

The above fees are for customer-owned containers. For City-owned containers, in addition to the above fees, monthly container lease rates will be charged as follows:

Container Size	
< 6 yards	\$ 25.65
6 or 8 yards	\$ 33.70

Additional compactor truck service will be billed at the hourly rates as follows with a 1-hour minimum:

Compactor truck, 1 person \$ 116.00
Compactor truck, 2 people \$ 158.00

Additional commercial services:

Roll Off/Compactor Rates

Per pull plus disposal		
20, 30, or 40 yard container	\$ 200.00	
10 or 12 yard container	\$ 108.10	
Dry Run	\$ 50.00	
Container wash	\$ 113.18	
Debris dig out	\$ 113.18	
Unit relocation (on same site)	\$ 86.20	
Compactor turnaround fee	\$ 50.32	
Daily rental for temporary roll off containers	\$ 5.75	
300 cubic yard roll off - cash only	\$ 373.50	Minimum charge
NSF/Returned item fee	\$ 25.00	per occurrence

Disposal rates are charged per Schedule III.

Schedule III – Landfill Fees

	ORIGIN OF WASTE ¹				
	City of Billings	Other Towns & Counties	Outside of Montana		
All businesses will be charged at least \$9.00					
0 - 3.0 cubic yards or 0 - 1500 lbs ²	\$ -	\$ 13.50	\$ 18.00		
Municipal solid waste, construction & demolition, etc. (per ton)	\$ 26.00	\$ 39.00	\$ 52.00		
Special Waste (per ton) ³	\$ 53.20	\$ 79.80	\$ 106.40		
Asbestos					
Per ton	\$ 102.30	\$ 153.45	\$ 204.60		
Per bag	\$ 14.05	\$ 21.08	\$ 28.10		
Asbestos bags	\$ 3.95	\$ 5.93	\$ 7.90		
Clean Soil ⁴	\$ 0	\$ 0	\$ 0		
Dead Animals					
Animals < 100 pounds	\$ 16.80	\$ 25.20	\$ 33.60		
Animals > 100 pounds	\$ 56.05	\$ 84.08	\$ 112.10		
Per ton	\$ 80.10	\$ 120.15	\$ 160.20		
FOG (Fats, Oils and Grease) ⁵	\$ 26.00	\$ 26.00		N/A	
Mobile Home Trailers	\$ 415.00	\$ 622.50	\$ 830.00		
Refrigeration Units					
Refrigerators, Freezers, Air Conditioners (Each Unit)	\$ 35.00	\$ 52.50	\$ 70.00		
Special Pad Fee for Liquids	\$ 146.90	\$ 220.35	\$ 293.80		
Tires					
Tires per ton	\$ 115.00	\$ 172.50	\$ 230.00		
Uncovered Load Fee ⁶	\$ 30.00	\$ 45.00	\$ 60.00		
If scale is inoperable, the vehicle will be charged by the cubic yard rated on the vehicle capacity					
Loose garbage (per CY)	\$ 3.15	\$ 4.72	\$ 6.30		
Compacted garbage (per CY)	\$ 8.16	\$ 12.24	\$ 16.32		
Non-compactible material (per CY)	\$ 34.80	\$ 52.20	\$ 69.60		
Special Waste, contaminated soil, etc. (per CY)	\$ 74.33	\$ 111.49	\$ 148.65		
Tires (per CY)	\$ 84.44	\$ 126.66	\$ 168.88		
Asbestos (per CY)	\$ 49.01	\$ 73.52	\$ 98.03		
NSF/returned item fee		\$ 25.00	per occurrence		

¹ Actual weights may result in the rates above rounding to the nearest \$.05

² Residential Yellowstone County customers are assessed a landfill fee on the annual tax statement according to an Agreement with Yellowstone County and accordingly are not charged for loads less than 1.5 yds or 700 pounds.

³ Special Waste such as contaminated soil, sludges, and treated timbers will be accepted on a case-by-case basis dependent upon testing and approval. If accepted, landfill fees will be charged rates specified above.

⁴ Clean soil will be evaluated on a case-by-case basis and is determined by laboratory analytical results for parameters such as: TPH (total petroleum hydrocarbons), EPH (extractable petroleum hydrocarbons), VPH (volatile petroleum hydrocarbons).

Soil that does not meet the parameters to be classified as clean will be charged at the full rate per the schedule above.

⁵ FOG will not be accepted from outside of Yellowstone County.

⁶ Uncovered load fee will be charged to all customers that enter the landfill with an uncovered load.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, on the 26th day of June, 2023.



CITY OF BILLINGS

By: William A. Cole
William A. Cole, Mayor

ATTEST:

By: Denise R. Bohlman
Denise R. Bohlman, City Clerk

City Council Regular

Date: 06/26/2023
 Title: Public Hearing and Resolution Adopting Solid Waste Collection, Disposal, and Landfill Fees for Fiscal Year 2024
 Presented by: Jennifer Duray
 Department: Public Works
 Presentation: Yes
 Legal Review: Yes
 Project Number: N/A

COUNCIL ACTION APP 10-1 Chorilly
 option A w/delay to 9/1/23
 & no charge for 2nd
 green barrel
 JUN 26 2023
 R25 23-11133
 DB

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and approve staff's recommended resolution adopting collection, disposal, and landfill fees effective July 1, 2023.

CITY CLERK

BACKGROUND (Consistency with Adopted Plans and Policies, if applicable)

Section 21-229 of the Billings, Montana city Code (BMCC) requires that the City Council adopt the Solid Waste collection and disposal charges and the landfill fees annually by resolution. The existing solid waste rates and fees are not adequate for the operation and maintenance and capital investment necessary to continue providing service at the current level. The recommended rate and fee adjustments include the following:

- \$1.45 increase in residential collection fees that will include curbside cardboard recycling (subsidized by landfill fees);
- The option of a smaller 64 gallon container for \$9.90 per month;
- An increase of the charge for a second 96 gallon container to \$4.50 and establishment of a \$4.50 fee for a second green barrel container;
- Extras charged at \$5 per item and on a call-in basis only;
- \$15.00 increase in dropbox/roll-off fee;
- 11% increase in commercial collection fees;
- Addition of a dry run fee for roll-off services;
- 10.6% increase in landfill fees;
- Revision of FOG fee from a fee per 1,000 gallons to a per ton fee and only accept FOG originating within Yellowstone County; and
- Establish parameters for clean soil.

The attached memo summarizes council discussions regarding the residential collection program and provides additional context regarding residential collection options. Two resolutions are also attached. The first resolution (Option A) is based on staff's recommendation provided during the May 15, 2023 Council meeting. The one change to that recommendation is that it now includes the ability for residential customers to call-in for scheduled pickup for extras for a fee. The second resolution (Option B) is based on feedback received from Council at the May 15, 2023 work session and is the same basic program framework that exists today.

A public hearing is required and if the resolution is approved, rates will be effective July 1, 2023.

ALTERNATIVES

City Council may:

- Approve the Option A Resolution as recommended by staff,
- Approve alternate Option B Resolution (no programmatic changes from the previous year) and give staff direction for FY25 program. This is the resolution presented for approval given the feedback during the May 15, 2023, work session.
- Approve a modified resolution based on either Option A or B. Modifications could include a defined subsidy from landfill for collection or eliminating the charge for the second green container.

FISCAL EFFECTS

The proposed rate and fee adjustments will generate approximately \$1,600,000 in collection revenues, \$110,000 in roll-off revenues, and \$660,000 in landfill revenues for a total increase to the solid waste fund of \$2,370,000 for FY24.

Attachments

Residential Memo

Resolution Option A

Resolution Option B



MEMORANDUM

DATE: June 15, 2023
TO: Mayor and Council
SUBJECT: Solid Waste Residential Collection Program

Public Works staff presented a plan to the City Council at a work session on May 15. During that meeting, we heard concerns about the plan for a few different reasons. Due to that, we included a resolution for consideration at the City Council June 12, 2023, meeting that proposed staying with the Solid Waste collection program we have had for many years and just adjusting the rates for inflation. Before the meeting, we had a couple of requests for further clarification on the program we presented. In addition to the information requests, the City Council meeting on June 12 was very full. Staff proposed delaying the public hearing and adoption of rates so we could address the requests for information. During the discussion about delaying the item, City Council asked that staff send information in an email about the Solid Waste program that was being recommended as well as the option that had been presented previously.

Work Session Rate Structure Options

Staff presented two options at the work session, one to continue as we are currently doing and the other is a more service-based cost model.

BMCC 21-227 states: Each property from which refuse is produced or collected shall, as far as practicable, bear its share of the expense of collecting and/or disposing of the refuse in proportion to the amount of refuse collected and/or disposal of and the frequency of collection.

This City Code section states that the city will match rates to service as much as possible. Our current program does not do that. A person who disposes of one bag per week pays the same as a person who fills a black container, green container, and monthly extras. If it is decided that we should retain our current system, we will need to modify this section of City Code.

Recommended Solid Waste Collection Structure

The rates for the program that City Staff recommended at the May 15, 2023, meeting are:

96 gallon black container	\$13.90
64 gallon black container	\$9.90
Additional 96 gallon black container	\$4.50
Green container (included with basic service)	\$0
Additional green container	\$4.50
Bulky	Fee per item (call in)
Cardboard recycle	Subsidized



The goal of the program is to provide a similar curbside experience as we do now but through more sustainable methods. Each property would decide if they wanted a 96 gallon container or a smaller 64 gallon container – whichever matched their disposal needs most closely. With this base service fee, they would also receive a yard waste (green) container that would be collected weekly and the ability to dispose of their cardboard at curbside one time per month. Customers would have an option to add an additional black container and/or green container for a small fee. The fee for the additional containers is relatively low to encourage the use of them. Customers could also contact the City for a scheduled pick up of any additional material that would be collected curbside for a fee. After analyzing the waste characteristics of the residential properties, if the City collected cardboard curbside for free, almost all customers would be able to use one black container for garbage collection by diverting their cardboard and freeing up space in the container. If a customer could not consistently do that, we would encourage them to utilize a second black container for the minimal fee which is consistent with the existing City Code.

BMCC 21-207 states: Residential properties. There shall be sufficient number of receptacles to adequately hold the accumulation of garbage refuse for a period of seven (7) days.

The program that was recommended would provide a similar curbside experience, conform to the City Code regarding proportional cost of service, reduce worker injuries from extra collection, and be a first step toward a recycling program.

City Council Feedback

1. No subsidy from landfill for collection. When we presented to City Council last year regarding our approach to a new structure, we brought up the current practice of subsidizing collection with revenue from the landfill. The majority of the feedback we received was that the preference was to set collection rates appropriate for the cost of service and not subsidize collection. This feedback is why the rate for FY24 is significantly higher than FY23 if we continue with the same program framework. Previously, the subsidy was 20% of the rate, resulting in a rate of \$13.44 if Council desires to continue the subsidy. Council could also choose to subsidize at a lower rate, such as 10 or 15%, to begin transitioning into full cost of services rates. Staff proposed continuing the subsidy for cardboard collection as it benefits the landfill by diverting a significant amount of material. Cardboard is estimated to make up approximately 15% of the waste stream at the landfill so it is a considerable amount of diversion.
2. Cost for additional container not high enough. We want to encourage the use of containers as it is an automatic operation versus manual. The efficiency is much higher when we can use a sideload truck and automatically collect the container with one person versus a rear load with two people who have to manually collect the refuse.
3. Concerns about extra service ending. The reason City staff proposed curbside cardboard collection is that we believe the need for extra collection will drop to a very low amount. A significant amount of the current extra collection is cardboard which does not technically meet the city code if it is not in a container or bag. If we recycled cardboard however, we would be collecting a majority of what is currently set out as extras. Most of the existing material set out for extra collection beyond cardboard does



not meet the City Code for extra collection. This additional material would not be collected if we enforce the existing code which was a discussion during the work

session. The City Code is below for what is acceptable and if we stop collecting anything that does not fit within these parameters, it will dramatically reduce the number of extras we collect. We believe a better option than just ending inappropriate extras is to offer a cardboard recycle solution in addition to a “for cost, scheduled” extra collection that not only meets the needs of the vast majority of people, but also provides the benefit of waste diversion from the landfill.

BMCC 21-209 states: Plastic containers, receptacles, bags or sacks designed for the accumulating, storage and handling of refuse are also acceptable and will be picked up per approved published schedule or frequency.

4. Desire full recycle program: If this is a goal of City Council, we can develop a program to meet the goal. However, the reason we did not propose it is that it is cost prohibitive to do all at one time. We would need to purchase new containers and trucks to go to a single stream curbside recycling program. In addition, the cost to separate and ship the materials would be very high in contrast to the revenue it would generate given the lack of market. Our estimates to phase in a full curbside, single waste stream recycle program are as follows:

	Implementation In 5 Years	Implementation In 10 Years
One-time costs	\$4,220,175	\$5,057,328
On-going annual costs	\$2,128,000*	\$2,128,000*
Annual rate Increase needed	8.7% + inflationary rate increases needed	4.9% + inflationary rate increases needed

*Dependent on market rate

We could partner with local recyclers and try to resurrect some of the drop-off sites that have been discontinued until we can develop and fund a full program if it is desired by City Council. There were challenges with these in the past so those issues would need to be addressed. The issues were significant enough that it may require manned recycle stations which would be costly.

5. Desire a smaller container option: Without discontinuing free extra collection, it is not feasible to offer a smaller, less expensive option. The result of doing so could potentially mean less revenue and a higher extra volume which would raise expenses. The long-term outcome would be increased cost to everyone.



6. **Public engagement:** This is a difficult balance – we do not roll programs out to the community until we know that it is the direction City Council wants to proceed. We have talked with many community groups to get the feel for the community’s preference and the feedback has been overwhelmingly positive towards a curbside cardboard recycling program. To make a change like this will require extensive, but short-term outreach. If we start the outreach too soon, there can be more concern the longer it is until it is implemented. We saw this with the 300 to 96 conversion. We had many calls of concern from the property owners about not having enough room in the containers, other people using their containers, people disposing of refuse randomly, and other concerns. After the conversion, we received few additional calls because people found that the 96-gallon containers were adequate and they were able to control the use of them. We have also not seen an uptick in garbage being dumped outside of containers. We have a contract with Lee Enterprises and will develop a robust outreach program that will be extensive, but will only span a few weeks.
7. **Leaves, trees and general refuse:** We would plan occasional special city collection events. Most cities do two or three per year to collect leaves and general full city cleanup. We would anticipate continuing the leaf collection program that we had this year and likely expand that to include more areas given the popularity of the program. We would also anticipate continuing the Christmas tree collection sites.

Collection Program Options

The City Council can choose one of two options at this time – either stay with the existing program or move to the recommended program. Any option in between will take longer to implement. If it is decided that City Council wants to stay with the existing program but just charge for extras, we would need time to develop a pay option for the extras. If we are not collecting cardboard but we are charging for extras, we anticipate the demand would drop but not enough to do it on an on-call, scheduled basis so we would need to continue driving full routes monthly. Our current software does not allow charges to be made in the field so the only viable option would be a “bag and tag” system where customers purchase bags or tags at local stores and our collection staff would only collect items that were properly bagged and tagged. This would take time to set up. Within the next year, we will be changing the software and will have an option to do a fee if there are items to collect at each residence, but we cannot do that currently. As of today, keeping the current system but implementing a charge for extras is not recommended.



	FY23	FY24 – No Program Change	FY24 - Recommended Program
96 gallon black container	\$12.45	\$16.80	\$13.90
64 gallon black container	n/a	n/a	\$9.90
Additional 96 gal black container	\$4.15	\$4.50	\$4.50
Green container	\$0	\$0	\$0
Additional green container	\$0	\$4.50	\$4.50
Extras 1x per month	\$0	\$0	Fee per item (call in)
Cardboard recycle	n/a	n/a	Subsidized

Solid Waste Collection changes

Regardless of the program that is chosen, we will be implementing a route efficiency change this summer or fall. Previously, we had not done a full route modification and have instead just added areas as they came into the city. By doing a full-scale route optimization, we will save significant resources and provide better service to the customers. This program will result in nearly 85% of customers collection days being changed. Depending on the decision by City Council, either extra or cardboard recycle collection will be moved to be on the same day as the black container collection. Regardless of the program selected, city staff will also educate the public on extras that meet the city code and discontinue the collection of items that do not meet the code.

The June 26, 2023 meeting is also quite full so staff is happy to address as many concerns and provide as much information before the meeting as is possible to ensure the City Council has all of the information it needs to be able to discuss the issue effectively at the meeting.

RESOLUTION 23-

A RESOLUTION ESTABLISHING SOLID WASTE RESIDENTIAL AND COMMERCIAL COLLECTION AND DISPOSAL FEES AND LANDFILL USE FEES

WHEREAS, a need is anticipated for repair, improvement, and continued operation and maintenance of existing and proposed solid waste facilities and services for the providing of collection, disposal, and landfill use to inhabitants of the City of Billings, Montana and its environs; and

WHEREAS, it is essential to the public health, welfare, and safety of the inhabitants of the City of Billings and its environs to provide an adequate and safe solid waste collection service and landfill operation and to provide adequate funding to meet the cost of constructing, maintaining, and operating the same; and

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2. That any payment not received by the due date shall accrue interest at the rate of one-and-one-half percent (1.5%) per month from the due date until paid in full.
3. That garbage fees will not be paid by the City General Fund, Public Safety Fund, Library Fund, or MET Transit Fund.
4. That on Monday, June 26, 2023, at 5:30 p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News, as provided in Section 7-1-4127, MCA.

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Container Size	PER WEEK FREQUENCY OF COLLECTION						
	1	2	3	4	5	6	Saturday
Extra Volume	\$ 8.65						
90 Gallon Barrel	\$ 21.32						
300 Gallon Barrel	\$ 47.65						
30 Gallon Can	\$ 8.45	\$ 16.90	\$ 25.35	\$ 33.80	\$ 42.25	\$ 52.80	\$ 16.90
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Container Size

Additional compactor truck service will be billed at the hourly rates as follows with a 1-hour minimum:

Compactor truck, 1 person \$ 116.00
Compactor truck, 2 people \$ 158.00

Additional commercial services:

Special event barrel rental/delivery	\$ 137.00	per event
	plus	\$ 3.20
Container wash	\$ 116.50	
Delivery charge for front or rear load	\$ 51.83	
Daily rental fee for front or rear load	\$ 5.90	
Collection and disposal fee		
	front or rear load rental	\$ 8.71
Bar type locks/installation	\$ 183.36	per cubic yard

Roll Off/Compactor Rates

Per pull plus disposal		
20, 30, or 40 yard container	\$ 200.00	
10 or 12 yard container	\$ 108.10	
Dry Run	\$ 50.00	
Container wash	\$ 113.18	
Debris dig out	\$ 113.18	
Unit relocation (on same site)	\$ 86.20	
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Daily rental for temporary roll off containers	\$ 5.75	
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Asbestos					
Per ton	\$ 102.30	\$ 153.45	\$ 204.60		
Per bag	\$ 14.05	\$ 21.08	\$ 28.10		
Asbestos bags	\$ 3.95	\$ 5.93	\$ 7.90		
Clean Soil ⁴	\$ 0	\$ 0	\$ 0		
Dead Animals					
Animals < 100 pounds	\$ 16.80	\$ 25.20	\$ 33.60		
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Tires per ton	\$ 115.00	\$ 172.50	\$ 230.00		
Uncovered Load Fee ⁶	\$ 30.00	\$ 45.00	\$ 60.00		
If scale is inoperable, the vehicle will be charged by the cubic yard rated on the vehicle capacity					
Loose garbage (per CY)	\$ 3.15	\$ 4.72	\$ 6.30		
Compacted garbage (per CY)	\$ 8.16	\$ 12.24	\$ 16.32		
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Soil that does not meet the parameters to be classified as clean will be charged at the full rate per the schedule above.

⁵ FOG will not be accepted from outside of Yellowstone County.

⁶ Uncovered load fee will be charged to all customers that enter the landfill with an uncovered load.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, on the 26th day of June 2023.

CITY OF BILLINGS

By: _____
William A. Cole, Mayor

ATTEST:

By: _____
Denise R. Bohlman, City Clerk

RESOLUTION 23-

A RESOLUTION ESTABLISHING SOLID WASTE RESIDENTIAL AND COMMERCIAL COLLECTION AND DISPOSAL FEES AND LANDFILL USE FEES

WHEREAS, a need is anticipated for repair, improvement, and continued operation and maintenance of existing and proposed solid waste facilities and services for the providing of collection, disposal, and landfill use to inhabitants of the City of Billings, Montana and its environs; and

WHEREAS, it is essential to the public health, welfare, and safety of the inhabitants of the City of Billings and its environs to provide an adequate and safe solid waste collection service and landfill operation and to provide adequate funding to meet the cost of constructing, maintaining, and operating the same; and

WHEREAS, the City Council of the City of Billings did adopt Ordinance No. 12-5574 on the 25th day of June 2012, providing for the billing of solid waste collection and disposal fees on a monthly basis; and

WHEREAS, said fees are established by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. That the rates, fees, and charges specified in Schedules I, II, and III are found to be just, reasonable, and necessary for the continued sound operation of the Solid Waste Division and that the proposed rates, fees, and charges are approved and adopted as the rates, fees, and charges of the City of Billings, Montana Solid Waste Division effective July 1, 2023.
2. That any payment not received by the due date shall accrue interest at the rate of one-and-one-half percent (1.5%) per month from the due date until paid in full.
3. That garbage fees will not be paid by the City General Fund, Public Safety Fund, Library Fund, or MET Transit Fund.
4. That on Monday, June 26, 2023, at 5:30 p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News, as provided in Section 7-1-4127, MCA.

Schedule I – Residential and Mobile Home Collection and Disposal Fees

Monthly Fees (for unit occupied by 1 family)

Residential	\$ 16.80
Mobile home located in mobile park	\$ 16.80
Residential carry out service (medical necessity verification required)	\$ 16.80
Additional 96 gallon black or green barrel	\$ 4.50
Residential landfill fees for new annexed property (not yet receiving City collection)	\$ 4.20
Refuse requiring a special pickup due to size or quantity	\$ 55.00 1-5 items \$ 110.00 6-10 items \$ 165.00 >10 items
Refrigerator/freezer/air conditioner	\$ 80.00 per pickup
NSF/Returned item fee	\$ 25.00 per occurrence

Schedule II – Commercial Collection and Disposal Fees

Commercial collection service is available subject to Solid Waste Division approval of container type, size, placement, and serviceability.

Fees per Month for Customer Owned Containers

PER WEEK FREQUENCY OF COLLECTION							
Container Size	1	2	3	4	5	6	Saturday
Extra Volume	\$ 8.65						
90 Gallon Barrel	\$ 21.32						
300 Gallon Barrel	\$ 47.65						
30 Gallon Can	\$ 8.45	\$ 16.90	\$ 25.35	\$ 33.80	\$ 42.25	\$ 52.80	\$ 16.90
1 Yard	\$ 39.00	\$ 78.00	\$ 117.00	\$ 156.00	\$ 195.00	\$ 243.78	\$ 78.00
2 Yards	\$ 45.23	\$ 90.46	\$ 135.69	\$ 180.92	\$ 226.15	\$ 282.66	\$ 90.46
3 Yards	\$ 51.43	\$ 102.86	\$ 154.29	\$ 205.72	\$ 257.15	\$ 321.42	\$ 102.86
4 Yards	\$ 58.00	\$ 116.00	\$ 174.00	\$ 232.00	\$ 290.00	\$ 362.52	\$ 116.00
6 Yards	\$ 70.46	\$ 140.92	\$ 211.38	\$ 281.84	\$ 352.30	\$ 440.40	\$ 140.92
8 Yards	\$ 83.11	\$ 166.22	\$ 249.33	\$ 332.44	\$ 415.55	\$ 519.42	\$ 166.22

Compactor containers will be assessed at 2.5 times the above rates.

Saturday service without 6 times per week pick-up will be assessed double the one-time per week rate. This service is not available in all areas.

The above fees are for customer-owned containers. For City-owned containers, in addition to the above fees, monthly container lease rates will be charged as follows:

Container Size	
< 6 yards	\$ 25.65
6 or 8 yards	\$ 33.70

Additional compactor truck service will be billed at the hourly rates as follows with a 1-hour minimum:

Compactor truck, 1 person \$ 116.00
Compactor truck, 2 people \$ 158.00

Additional commercial services:

Special event barrel rental/delivery	\$ 137.00	per event
	plus	\$ 3.20
Container wash	\$ 116.50	
Delivery charge for front or rear load	\$ 51.83	
Daily rental fee for front or rear load	\$ 5.90	
Collection and disposal fee		
	front or rear load rental	\$ 8.71
Bar type locks/installation	\$ 183.36	per cubic yard

Roll Off/Compactor Rates

Per pull plus disposal		
20, 30, or 40 yard container	\$ 200.00	
10 or 12 yard container	\$ 108.10	
Dry Run	\$ 50.00	
Container wash	\$ 113.18	
Debris dig out	\$ 113.18	
Unit relocation (on same site)	\$ 86.20	
Compactor turnaround fee	\$ 50.32	
Daily rental for temporary roll off containers	\$ 5.75	
300 cubic yard roll off - cash only		
minimum charge	\$ 373.50	
NSF/Returned item fee	\$ 25.00	per occurrence

Disposal rates are charged per Schedule III.

Schedule III – Landfill Fees

	ORIGIN OF WASTE ¹				
	City of Billings	Other Towns & Counties	Outside of Montana		
All businesses will be charged at least \$9.00					
0 - 3.0 cubic yards or 0 - 1500 lbs ²	\$ -	\$ 13.50	\$ 18.00		
Municipal solid waste, construction & demolition, etc. (per ton)	\$ 25.00	\$ 37.50	\$ 50.00		
Special Waste (per ton) ³	\$ 52.10	\$ 78.15	\$ 104.20		
Asbestos					
Per ton	\$ 102.30	\$ 153.45	\$ 204.60		
Per bag	\$ 14.05	\$ 21.08	\$ 28.10		
Asbestos bags	\$ 3.95	\$ 5.93	\$ 7.90		
Clean Soil ⁴	\$ 0	\$ 0	\$ 0		
Dead Animals					
Animals < 100 pounds	\$ 16.80	\$ 25.20	\$ 33.60		
Animals > 100 pounds	\$ 56.05	\$ 84.08	\$ 112.10		
Per ton	\$ 80.10	\$ 120.15	\$ 160.20		
FOG (Fats, Oils and Grease) ⁵	\$ 26.00	\$ 26.00		N/A	
Mobile Home Trailers	\$ 415.00	\$ 622.50	\$ 830.00		
Refrigeration Units					
Refrigerators, Freezers, Air Conditioners (Each Unit)	\$ 35.00	\$ 52.50	\$ 70.00		
Special Pad Fee for Liquids	\$ 146.90	\$ 220.35	\$ 293.80		
Tires					
Tires per ton	\$ 115.00	\$ 172.50	\$ 230.00		
Uncovered Load Fee ⁶	\$ 30.00	\$ 45.00	\$ 60.00		
If scale is inoperable, the vehicle will be charged by the cubic yard rated on the vehicle capacity					
Loose garbage (per CY)	\$ 3.05	\$ 4.60	\$ 6.10		
Compacted garbage (per CY)	\$ 8.16	\$ 12.24	\$ 16.32		
Non-compactible material (per CY)	\$ 34.80	\$ 52.20	\$ 69.60		
Special Waste, contaminated soil, etc. (per CY)	\$ 72.80	\$ 109.20	\$ 145.60		
Tires (per CY)	\$ 84.44	\$ 126.66	\$ 168.88		
Asbestos (per CY)	\$ 49.01	\$ 73.52	\$ 98.03		
NSF/returned item fee		\$ 25.00	per occurrence		

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