

**TOWN OF HIGHLAND, LAKE COUNTY, INDIANA
SANITARY DISTRICT OF HIGHLAND**

NOTICE TO TAXPAYERS, SERVED PROPERTY OWNERS, USERS OF SERVICES AND OTHER INTERESTED PARTIES OF PROPOSED USER FEES IMPOSITION OF ESTABLISHED FEES IN SUPPORT OF SOLID WASTE COLLECTION AND DISPOSAL SERVICES PURSUANT TO IC 36-9-25-11 ET SEQUITOR.

Notice is hereby given the Taxpayers and Customers of the Sanitary District of the Town of Highland, Served Property Owners, Users of Services and Other Interested parties that the Board of Sanitary Commissioners of said Municipality will sit in said Municipal Building, 3333 Ridge Road, **at 7:00 p.m.** on the **4th day of JANUARY 2022** at which time it will consider the following resolution of the Sanitary District of the Town of Highland, which was introduced and filed at the Board's regular meeting of *Tuesday, December 21, 2021*, proposing to amend the user fee rates for collection, disposal and management of Solid Waste:

**Proposed RESOLUTION of the BOARD of SANITARY COMMISSIONERS of the TOWN OF HIGHLAND, INDIANA
(Introduced as SD Resolution No. 2021-21)**

A RESOLUTION FOR THE AMENDMENT OF SOLID WASTE MANAGEMENT FEES ASSOCIATED WITH THE SOLID WASTE MANAGEMENT PROGRAM IN THE TOWN OF HIGHLAND, ALL PURSUANT TO IC 36-9-25 ET SEQ.

Whereas, The Sanitary District of Highland is governed by its Board of Sanitary Commissioners (Board), pursuant to the provisions of IC 36-9-25 et seq.; and

Whereas, IC 36-9-25-9 specifically provides that the Board shall collect and remove garbage, ashes, and other waste materials to prevent the pollution of watercourses within the district and to protect the public health; and

Whereas, IC 36-9-25-10(13) further provides that the Board may collect and remove, or contract for the collection and removal of, all garbage, ashes, dead animals, refuse, and wastes from domestic premises, and construct or have constructed

stations, including barns, garages, sheds, blacksmith shops, dumps, incinerators, and all other useful or necessary improvements for this purpose and adopt resolutions, rules, and bylaws that are necessary to carry out the provisions of IC 36-9-25, including repealing or amending them consistent with Sanitary District Law; and

Whereas, IC 36-9-25-11 provides that the Board may fix fees for the for the treatment and disposal of sewage and other waste discharged into the sewerage system, collect the fees, and establish and enforce rules governing the furnishing of and payment for sewage treatment and disposal service; and

Whereas, The Board provides for other solid waste management services for the citizens of the Town of Highland and realizes other certain costs associated with the administration and management of the solid waste collection and disposal services provided; and

Whereas, It has been determined that the Solid Waste Management Fees Schedule needs to be amended in order to assure that the fees collected for services are just and equitable owing to the changes in the Solid Waste Management program.

Now, Therefore Be it Resolved by the Board of Sanitary Commissioners of the Sanitary District of the Town of Highland, Indiana, that the following provisions and associated rates and charges for the disposal of sewage and other waste discharged into the sewerage system, including solid waste, be approved subject to IC 36-9-25-11(c):

Section 1. That Section 12.15.130 under Chapter 12.15 of the Highland Municipal Code be hereby deleted and repealed and be hereby amended by inserting the following replacement Section 12.15.130 under Chapter 12.15, which shall read as follows:

Section 12.15.130 Procedures and fees for disposal of refuse

(A) Permitted Uses. The disposal of compactable refuse by residents of the town shall be permitted in accordance with this section. **The Town of Highland Garage dump site is only intended for a small amount of household waste on an occasional basis.**

(B) Prohibited Uses.

(1) It shall be an offense for commercial dumping or disposal of refuse by commercial vendors or any contractors.

(2) ~~Further, n~~ Non-residents of the town are prohibited under penalty from disposing of refuse at the Highland public works facility.

(3) No resident is allowed to dump construction materials. If debris is from a contracted job, it must be taken to a landfill for disposal, at the resident's expense. Residents remodeling their homes are considered contractors.

(C) Permit and Fees.

(1) Any person dumping refuse at the Highland public works facility shall first secure a "dumping permit" from the public works office. The permit shall identify the name, address, and phone number of the permittee; vehicle type and license number; description of the refuse to be disposed; and disposal fee. Dumping refuse without a valid permit is prohibited; said permit shall be presented to the dumpster attendant prior to dumping refuse, and the dumpster attendant shall verify that the permit is proper for the refuse being disposed. **Only single axle trailers shall be allowed to dump. Double axle trailers are prohibited.**

(2) Fees for the disposal of residential refuse by residents of the town of Highland served by the department of public sanitation shall be collected by the public works office according to the following schedule:

(a) Compactor Rate. ~~Construction and demolition debris;~~ Extra trash (less than four feet in length):

1. Pickup truck, van, **suv** or one-ton dump truck, **single axle trailer** (full):
~~\$10.00~~ **15.00.**

2. Pickup truck, van, suv or one-ton dump truck, single axle trailer (1/2 full or less): \$10.00

~~23.~~ Minimum fee (car load): \$5.00.

(b) Open Container Rate. Extra trash; ~~construction and demolition debris~~ (over four feet in length):

1. Pickup truck, van, **suv** or one-ton dump truck, **single axle trailer** :
~~\$20.00~~ **25.00.**

2. Furniture, appliances, mattresses, and the like (each piece): \$5.00.

(c) Tree Branch Disposal. No charge (**office check-in required**).

(d) Concrete, ~~up to one cubic yard: \$5.00.~~ **\$10.00 minimum charge and \$25.00 per cubic yard. (Standard full size pickup = 1 cubic yard, 1-ton dump truck and single axle trailer = 2 cubic yards).**

(D) Concrete. Disposal of concrete at the Highland public works facility is limited to no more than ~~one~~ **two** cubic yards.

(E) Hours. The Highland public works facility shall be available for the disposal of refuse in accordance with the provisions of this chapter from Monday through ~~Saturday~~ Friday from the hours of ~~8:30~~ **8:00** a.m. through 3:30 p.m. **and on Saturday from the hours of 8:00am through 3:30 p.m. from March through December. Dumping shall not be available on Saturday from January through February.**

(F) Temporary Fee Waiver by Order of the Board of Sanitary Commissioners President. Whenever an intense weather or other natural event has occurred which has unduly caused or created an unusual and involuntary increase in the volume of trash or debris experienced by residents of the town, the board of sanitary commissioners hereby authorizes that the board of sanitary commissioners president, when in his opinion the public good would require it, may issue a written order, directed to the public works director and the clerk-treasurer, indicating that for the foregoing reasons set forth in this chapter, the fees set forth in the schedule under this section for refuse services at the public works facility are waived for residents, with such waiver to be for a time certain and not to exceed a period of three weeks. Further, such order should be reported to the board of sanitary commissioners for its information in a timely manner.

Section 2. That pursuant to IC 36-9-25-11(c), the fees and charges imposed by the passage and adoption of this resolution shall become and be effective upon all users whose property is within the district, upon approval by ordinance passed and approved by the municipal legislative body, which is the Highland Town Council;

Section 3. That the Secretary of the Board of Sanitary Commissioners is hereby directed to forward a copy of this resolution to the office of the clerk treasurer as clerk of the legislative body, with a request that the Town Council of the Town of Highland, take up the matter for consideration and action at its earliest opportunity.

Duly Adopted, Resolved and Ordered by the Board of Sanitary Commissioners of Highland, Lake County, Indiana, this ____ day of _____, 20____. Having been passed by a vote of ____ for and ____ opposed.

**THE SANITARY DISTRICT OF HIGHLAND
BY ITS BOARD OF COMMISSIONERS:**

Richard Garcia, President

Attest:

David Jones, Secretary of the Board of Sanitary Commissioners

Introduced on Tuesday, December 21, 2021. Ordered for a public hearing on January 4, 2022, all pursuant to IC 36-9-25-11.

Following the public hearing the Board shall consider the introduced resolution. If adopted as introduced or amended, the resolution will be transmitted to the Clerk-Treasurer for consideration by the Town Council. No fees will be effective until the fees are approved by the Town Council by appropriate ordinance.

**DEPARTMENT of PUBLIC SANITATION
and SANITARY DISTRICT of the TOWN of
HIGHLAND, LAKE COUNTY, INDIANA**

Richard Garcia, Esq., President
Board of Sanitary Commissioners

Attest:

David Jones, Secretary
Board of Sanitary Commissioners