



Mobile Garbage Bin Collection Service Policy

Adopted 8 July 2015

Recommendation Number 35 / 0715

Review Date: July 2017

Policy Statement

It is the policy of the Southern Mallee District Council to charge for domestic mobile garbage bin collection services as and when they are used by landowners in the district. Council can impose a service charge against land to which it provides or makes available the service to recover the full cost of the service under the Local Government Act 1999 ("the Act").

1 Introduction

- 1.1 The Council has decided to adopt this policy to more equitably apply and fund the cost of mobile garbage bin collection services.
- 1.2 From 1 July 2015, a service charge will be imposed against all land which the service is provided and made available located in the township and rural living properties in the rubbish collection route as outlined in Attachment 1, in accordance with Chapter 10, Part 1, Section 155 [2] of the Act
- 1.3 This Policy is intended to provide guidance to the community as to their entitlement for mobile garbage bin collection services.

2 Local Government Act 1999

- 2.1 Section 155 [2] of the Act provides that the Council may impose a service charge on rateable and non-rateable land to which it provides or makes available a prescribed service, if it is satisfied that it is appropriate to do so.
- 2.2 Section 155 [1] [b] of the Act defines a prescribed service as including "*the collection, treatment or disposal (including by recycling) of waste*".
- 2.3 The act also states that Council can only recover costs directly related to the establishment, operation, maintenance, improvement and replacement of the prescribed service.

3 Application

- 3.1 Council will impose a service charge against rateable and non-rateable land within the collection area in accordance with this Policy for the provision of mobile garbage bin collection service.
- 3.2 The collection area is within the Pinnaroo, Parilla, Lameroo, Parrakie and Geranium townships.
- 3.3 Any properties that are receiving a collection service outside of the collection area must first obtain the written approval of the Chief Executive Officer or Delegate and will be charged an annual service charge in accordance with this policy. Properties outside the collection area must be located along the garbage route between the townships and will be at the discretion of Council.

3 Application

- 3.4 In accordance with Section 155 [8] of the Act, the service charge imposed will be based on the level of usage of the mobile garbage bin collection service. The level of usage of the service is to be determined by the number of bins allocated to the property.
- 3.5 This service charge levied by Council shall consist of one [1] 240 litre solid waste bin collected weekly and one [1] 240 litre recycling bin (yellow lid) collected monthly.
- 3.6 It is up to the ratepayer to purchase their own 240 litre solid waste bin which remains the property of the ratepayer. Council has supplied each property within the collection area with a 240 litre yellow lidded recycle bin which remains the property of Council and shall remain on the property.
- 3.7 Applications for additional MGB collections are to be made to the Chief Executive Officer in writing and approval will only be granted where there are extenuating and substantiated reasons for the additional bin.
- 3.8 Additional bins must be sourced and purchased at your own cost.
- 3.9 Additional bins will incur an additional MGB annual service charge for each Mobile Garbage Bin collection service for a full year
- 3.10 Commercial premises, schools and hospitals will be charged the full MGB collection annual service charge for the first service and charged the additional MGB annual service charge for additional MGB collections services as applied for and approved.
- 3.11 Additional MGB collections for residential properties are limited to one [1] and commercial properties, schools and hospitals are limited to fifteen [15] per property and must be specifically approved by the Chief Executive Officer or Delegate.
- 3.12 Where the additional bins are approved during the financial year the service charge will be pro rata adjusted based on the approved application date of the additional bin, being deemed as that on which the service begins.
- 3.13 Sporting and community bodies will be provided with two [2] Mobile Garbage Bin collections at no cost. This entitles the community body to have two [2] solid waste bins collected per week and [2] recycle bins collected per month. Additional bins will need to be applied for in writing and will be charged an additional MGB collection annual service charge for each additional collection required.
- 3.14 Application can be made for exemption in extenuating circumstances and for not for profit organisations etc at the discretion of Council. If exemption is approved the applicant will not receive the service and will not be charged.
- 3.15 Vacant land will not attract a service charge however, once development commences the service and charges will be introduced.

3 Application

- 3.16 The MGB annual service charge and the Additional MGB annual service charge will be declared on an annual basis.

4 Implementation

- 4.1 Council will implement the service charge in the 2015 2016 financial year.
- 4.2 Council will advise multiple bin owners (as a once off) of the number of bins currently allocated to the property by letter to the landowner and or occupier of the property.
- 4.3 Should multiple bin owners require fewer bins they will be required to notify Council in writing or email before implementation of the MGB collection to avoid incurring additional charges.
- 4.4 Council will not issue a refund for bins no longer required.
- 4.5 Response to Council's letter must be received by no later than 15 July 2015.
- 4.6 If no response is received, (unless otherwise approved by Council) the principal ratepayer will be responsible for a service charge based on the number of bins Council has identified in its correspondence to the landowner.

5 Review

A person or body who is aggrieved by a determination of the Council in respect of the Mobile Garbage Bin service charge may seek a review of that decision in accordance with the Council's Internal Review of Council Decisions Policy.

The effectiveness of this policy shall be reviewed at least once every two years. The Chief Executive Officer of the Council will report to Council on the outcome of the evaluation and make recommendations for amendment alteration or substitution with a new policy.

6 Availability of Policy

This policy is available for inspection at the Council offices and persons may obtain a copy of this policy upon payment of the fee fixed by Council. This policy can also be viewed on the Council website.

Attachment 1

