

MURRAY RIVER COUNCIL

**MANDATORY WASTE SERVICES
POLICY**
POLXXX.Vx



murray river
council

1. POLICY SUMMARY

- 1.1 This Mandatory Waste Services Policy (the 'Policy') outlines requirements relating to Councils obligation under the Local Government Act 1993 in regards to supply and servicing of Councils Domestic Waste Management Services

2. POLICY OBJECTIVES

- 2.1 The objectives of this Policy are to:
- ▶ Provide a framework to determine what waste services are applicable to domestic ratepayers within the Murray River Council LGA.

3. BACKGROUND

- 3.1 This Policy applies to all ratepayers within the Murray River Council LGA boundary.

4. POLICY STATEMENT

- 4.1 Council has an obligation under section 496 of the *Local Government Act 1993* ("the Act") in regard to domestic waste management (DWM) services:

Local Government Act 1993 – SECT 496

496 Making and levying of annual charge for domestic waste management services

"(1) A council must make and levy an annual charge for the provision of domestic waste management services for each parcel of rateable land for which the service is available."

An annual DWM charge is therefore mandatory, where a DWM service is available to rateable land. In applying this charge, Council distinguishes between land which contains a dwelling and vacant land.

DWM charges are not contingent on whether the property utilises the service. It is the responsibility of the property owner, manager or tenant to notify council in writing if bins have not been allocated, or if bins have been lost, stolen or damaged.

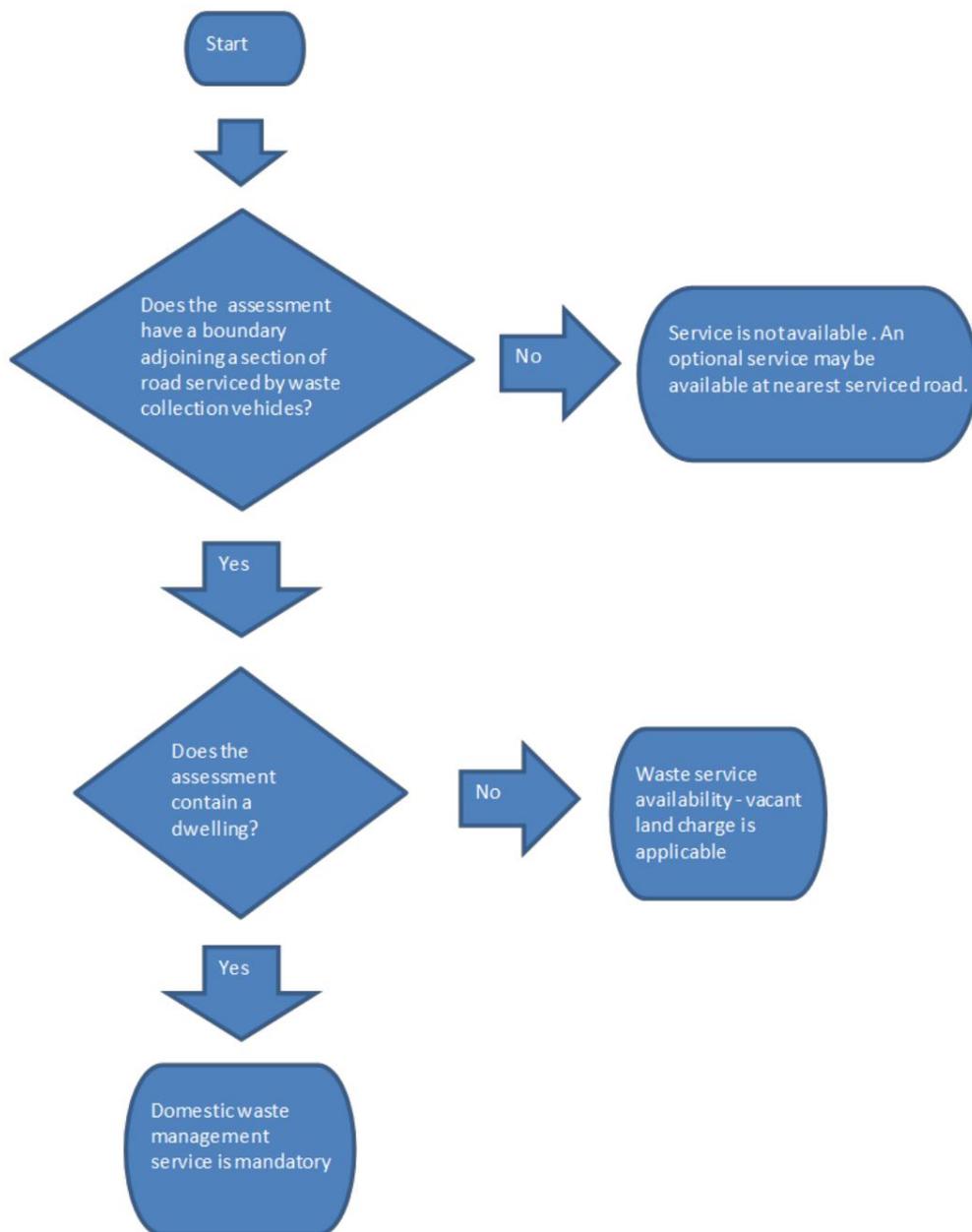
DWM service includes a 140 litre weekly garbage service and a 240 litre fortnightly recycling service, along with supply of the necessary bins and associated disposal and recycling services.

A 240 litre fortnightly FOGO service will also be provided, depending on service availability and current regional coverage.

No action is required on the property owner's behalf, where it is determined that a DWM or WSA charge is mandatory. Council officers complete a Waste Bin Request form and send to the Waste Contractor. Completing the CRM advises Council's waste contractor to deliver bins and then once delivery is confirmed, Council's Rates Section is notified to update rates assessment charges.

Where a DWM service is not available to a residential assessment, the property owner may apply for an optional service as agreed by Council, for example at the nearest serviced road.

DECISION PROCESS



Definitions

Terms	Definition
Available	The DWM service is deemed to be available to any residential, rural or farmland rated assessment, if that assessment includes land adjoining a road boundary which is on the waste collection truck route.
Mandatory Service	If the DWM service is available and the assessment contains a dwelling, the assessment is charged for a minimum of one (1) mandatory DWM service and one (1) mandatory FOGO service (where that service is also offered as available).
Availability / Vacant Land Charge	If the DWM service is available and the assessment does not contain a dwelling, the assessment is charged a fee for Waste Service Availability (WSA) (vacant land charge) such that Council meets its obligations under Section 496 of the Act.
Additional / Non-Mandatory Waste Service	If the DWM service is available and one (1) mandatory DWM service is not sufficient to meet the needs of a particular dwelling / assessment, then Council can provide additional, non-mandatory garbage, recycling and FOGO services (where available).
CRM	Council's Customer Request Management System.
CM9	Council's Electronic Records Management System.
DWM	Domestic Waste Management
FOGO	Food Organics and Garden Organics

Optional Services

- a. Optional services must be requested in writing and approved by an authorised officer.
- b. For assessments that do not have a boundary on the service road, residents may elect to take bins to the nearest serviced road to be emptied (as agreed by authorised officer); or
- c. Additional services on top of the mandatory DWM service, usually an additional garbage bin, recycling bin or FOGO bin.

New Connections at Occupation Certificate Stage

Councils Building Services Department supplies the Occupation Certificate to Councils Rates Department and an additional copy to Councils Waste Department and is subject to above decision process.

5. LEGISLATION, TERMINOLOGY AND REFERENCES

- ▶ Local Government Act 1993

6. IMPLEMENTATION AND DELEGATION

6.1 This Policy is implemented through the Murray River Council Domestic Rates Database.

6.2 Staff

Delegated Authority is given to the Council staff listed in the table below to deal with the enquiry in regards to Domestic Waste Charges.

Process	Staff Delegation
Provide the information to Ratepayers	Any staff member

6.3 Records Management

Property details will be captured in Councils Rates Database

7. EVALUATION AND REVIEW

7.1 It is the responsibility of the Director Planning & Environment to monitor the adequacy of this Policy and recommend appropriate changes.

8. ASSOCIATED DOCUMENTS

- ▶ Murray River Council FOGO Waste Bin Subsidy Application Form
- ▶ Murray River Council Waste Management Strategy

DOCUMENT CONTROL

Version No.	Details	Date	Resolution No.
2	Updated to reflect <ul style="list-style-type: none">- policy to be applicable for 2020/2021 financial year- relevant staff positions,- records management restrictions,- Murray River Council Waste Strategy		
1	Initial Issue – <i>On 12 May 2016, the Premier of NSW, The Hon Mike Baird MP, made the Local Government (Council Amalgamations) Proclamation 2016 under the Local Government Act 1993, whereby Murray Shire Council and Wakool Shire Council were amalgamated to constitute the new area to be known as Murray River Council, effective immediately.</i>	27 Nov 2018	381118

*Council reserves the right to review, vary or revoke this policy at any time
This Policy only applies for the 2020/2021 financial year*