

**City of Sidney Code
Title 8, Chapter 2: Garbage**

8-2-10: COLLECTION TAXES ESTABLISHED:

It shall be the duty of the Council to estimate as nearly as practicable the cost of collecting and disposing of garbage in the City. Such costs shall be met by a special assessment upon all occupied lots or portions of occupied lots, notwithstanding the fact that the owners or occupants thereof may privately arrange for disposal of garbage. All occupied lots shall be classified according to the use thereof designated as follows:

Class I - Single-unit residence

Class II - Business and multiple dwelling units

The assessment upon the individual lots or portions thereof shall be computed by following the rate formula as set forth in section 8-2-11 of this chapter. (Ord. 351, 8-15-1983)

8-2-11: RATE OF TAX:

The City Council shall, as equitably as possible, appraise the kind and quantity of garbage service required by each occupied lot or portion thereof, and to classify the uses according to the following schedule. The classification shall take into consideration the type of business, size of business, amount of garbage produced based on past experience, and number of times per week that garbage is picked up. Classifications shall be as follows:

A. Single-family residential (including mobile homes)	Basic rate
B. Small business	2.25 times basic rate
C. Small intermediate business	3.375 times basic rate
D. Medium business	4.875 times basic rate
E. Medium intermediate business	6.75 times basic rate
F. Bars, large garages, drive-in food service	8.25 times basic rate
G. Large cafes and restaurants, large stores, large bars serving food, schools	12 times basic rate
H. Large business	18 times basic rate
I. Supermarkets	30 times basic rate
J. Motels, hotels, hospitals and nursing homes	Basic rate plus 0.12 times basic rate per room (this limitation shall not prevent the levy of an additional assessment in the event the hotel or motel also

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K. Single-unit residence with apartments. (For purposes of this chapter, a duplex shall not be considered as a single-unit residence with an apartment but 2 single-unit residences and shall be assessed as such.)	conducts restaurant, store or bar business within the same building or upon the same lot)
L. Apartments including fourplexes	Basic rate plus 0.75 times basic rate for each apartment

If daily pick up is required, an additional one-half (1/2) of the total assessment shall be added. (Ord. 351, 8-15-1983)

8-2-12: ASSESSMENTS:

All special assessments made and levied under this chapter shall be made and levied and collected annually in the same manner, so far as practicable, as are other special assessments and levies of the City and shall be made at the same time. Notice thereof and opportunity to be heard shall be given the same as for other special assessments and levies, all as provided for by the Revised Codes of the State of Montana with amendments thereto. Said assessments shall be a lien against the property against which they are severally assessed and levied until paid and discharged, and shall be subject to the same penalties for delinquency in payment when due and payable as are other special assessments and levies made by the City and as authorized by the laws of the State of Montana. All special assessments and levies and all other monies collected, received or paid under the provisions of this chapter shall be kept in a separate fund to be known as the Garbage Fund and shall be paid out only on warrants drawn against such fund and signed as are other warrants of the City for the disbursement of its funds and upon claims fully executed, presented, ordered and allowed, all as required by law. (Ord. 187, 5-7-1956)