AGENDA ITEM: Appeal of Solid Waste Assessment Fees filed by Mr. Vadim Sokyrko for APN 017-050-003-0, located at 207 Willow Street, Loyalton, CA.

SUPPORTIVE DOCUMENTS ATTACHED: □ Memo □ Resolution □ Agreement □ Other

BACKGROUND INFORMATION:
FUNDING SOURCE:
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: $ N/A

ARE ADDITIONAL PERSONNEL REQUIRED? □ Yes, -- -- □ No

IS THIS ITEM ALLOCATED IN THE BUDGET? □ Yes □ No

IS A BUDGET TRANSFER REQUIRED? □ Yes □ No

SPACE BELOW FOR CLERK’S USE

BOARD ACTION:
☐ Approved
☐ Approved as amended
☐ Adopted
☐ Adopted as amended
☐ Denied
☐ Other
☐ No Action Taken

☐ Set public hearing
   For: __________________________
☐ Direction to: __________________________
☐ Referred to: __________________________
☐ Referred to: __________________________
☐ Continued to: __________________________
☐ Authorization given to: __________________________

Resolution 2018- ____________
Agreement 2018- ____________
Ordinance __________________________

Vote:
   Ayes: __________________________
   Noes: __________________________
   Abstain: __________________________
   Absent: __________________________
   ☐ By Consensus

COMMENTS:

CLERK TO THE BOARD __________________________ DATE __________________________
November 6, 2017

Vadim Sokyrko
6909 Cassini Way
Citrus Heights, CA 95621

Dear Mr. Sokyrko:

Thank you for your Application for Adjustment to Solid Waste Fee Assessment for the 2017-2018 fiscal year. After a review of your file and your adjustment request filed on October 6, 2017, I must deny your appeal.

Upon receipt of an application for adjustment to solid waste fee assessment Sierra County Code section 8.05.025, Adjustments to Solid Waste, requires a review of your file to determine whether the appropriate fee was imposed in accordance with county code and any implementing resolutions.

Your parcel, located at 207 Willow Street, Loyalton, CA, is improved with a single family residence. The fee that is assessed to single family residential units is based upon an annual study of residential wastes picked up and reported by the licensed waste hauler, InterMountain Disposal. The 2016 study for fiscal year 2017-2018 revealed that Sierra County single family residential units produce approximately 2.55 cans per week—calculating to 18 loose cubic yards per single family residence, per year. Upon review of your file I have correctly assessed 18 loose cubic yards to the parcel noted above.

In summary, no changes will be made to the solid waste fee assessment for Assessor Parcel Number 017-050-003-0. You may appeal this decision to the Sierra County Board of Supervisors within sixty (60) days from the date of this notification by filing an Appeal of Solid Waste Fee Assessment with the County Clerk. You may contact the County Clerk to request that particular form by calling (530) 289-3295.

Please contact me at your convenience if you have any questions or concerns regarding this notification.

Sincerely,

Laura Marshall
Solid Waste Fee Administrator

Laura A. Marshall
Fee Administrator

Alesya A. Astesana
Administrative Assistant

Please contact the Sierra County Clerk of the Board.
APPEAL OF SOLID WASTE FEE ASSESSMENT
2017-2018

A separate appeal must be filed for each Parcel and/or unsecured property tax bill.

NAME: Vadim Sokyro
PARCEL/ACCOUNT NUMBER: 017-050-003-0

hereby appeals the decision of the solid waste fee administrator denying my/our application for an adjustment to the solid waste fees that have been imposed for the 2017-2018 Fiscal Year. I/we further certify that I/we or the entity that I/we represent is/are the owner, or tenant or other party responsible for the waste disposal fee imposed on the above-identified property, pursuant to Section 8.05.010 of the Sierra County Code.

I/we further certify that the basis for the adjustment of solid waste fees is as follows: (Check all applicable boxes)

RESIDENTIAL FEE PROPERTIES:

[ ] The property qualifies as a single-family residence.

[ ] The property qualifies as a multi-family residential property and the maximum total number of units that are available for occupancy during the year has been miscalculated as ________ units, and the actual number of units that are or may at any time be located on the property during the year is ________.

[ ] Solid Waste System is not immediately available for use by the subject property.

NON-RESIDENTIAL FEE PROPERTIES:

[ ] The amount of refuse that has been generated from the property during the period set by ordinance (April 1, 2016 thru March 31, 2017) has been erroneously calculated as ________ cubic yard of waste and should be ________ cubic yards.

The basis for the above waste generation estimate is as follows: (Use separate page if necessary.)

The appeal must include a written statement of facts fully and fairly describing the basis for the appeal (demonstrating the misapplication of the solid waste fee to the property) together with copies of all relevant documents in support of the appeal.

FAILURE TO PROVIDE ALL INFORMATION REQUIRED BY THIS APPLICATION MAY RESULT IN THE DENIAL OF THE APPLICATION FOR ADJUSTMENT TO SOLID WASTE ASSESSMENT. APPEALS MUST BE FILED WITHIN 60 DAYS OF THE DATE OF THE SOLID WASTE FEE ADMINISTRATOR'S DENIAL OF THE APPLICATION FOR ADJUSTMENT.

In submitting this application for adjustment in solid waste assessment, I declare under penalty of perjury that the foregoing information is true and correct.

Executed on this 11 day of 14, 2017

RETURN THIS FORM TO:
Sierra County Clerk - Recorder
P.O. Box D
Downieville, CA 95936

SIGNATURE
Vadim Sokyro

PRINT NAME OF PROPERTY OWNER IF DIFFERENT FROM APPLICANT

PRINT OR TYPE NAME
January 22, 2018

Mr. Vadim Sokyrko
6909 Cassini Way
Citrus Heights, CA 95621

RE: Appeal of Solid Waste Fee Assessment for 2017-2018 – APN 017-050-003-0

Dear Mr. Sokyrko,

Your appeal of the Solid Waste Fee Assessment for 2017/2018 will be held on Tuesday, March 6, 2018 at 10:45 a.m. The hearing will take place in the Board Chambers at the Courthouse in Downieville.

During the hearing you will be allowed no more than thirty (30) minutes to present your evidence concerning the waste generation occurring on the subject real property. The Solid Waste Fee Administrator shall have a representative present to provide a statement of the reasons for the Solid Waste Fee Administrator’s decision regarding the adjustment request.

Based upon information submitted with the appeal application and received at the hearing, the Board of Supervisors shall determine the reasonable refuse generation therefrom in order to impose the appropriate solid waste fees in accordance with the provisions of the Sierra County Code and the latest adopted resolution imposing solid waste fees for the present fiscal year. The Board shall announce its decision at the conclusion of the hearing or within twenty-one (21) days thereafter.

Your application and any additional information attached will be provided as background information for the Board of Supervisors. If you have anything further you wish to provide to the Board please either e-mail the information to my office at clerk-recorder@sierracounty.ca.gov no later than 4:00 p.m. on February 27, 2018 or bring eight (8) copies and an original to the meeting.

If you have any questions regarding the above hearing please let me know.

Sincerely,

Heather Foster
County Clerk-Recorder

cc: Solid Waste Fee Administrator