

UCHWAŁA NR III-14-2014
RADY GMINY NĘDZA

z dnia 16 grudnia 2014 r.

w sprawie określenia wzoru deklaracji o wysokości opłaty za gospodarowanie odpadami komunalnymi składanej przez właściciela nieruchomości

Na podstawie art. 18 ust. 2 pkt 15 ustawy z dnia 8 marca 1990r. o samorządzie gminnym (t.j. Dz. U. z 2013 r., poz. 594 z późn. zm.) oraz art. 6 n ustawy z dnia 13 września 1996r. o utrzymaniu czystości i porządku w gminach (t.j. Dz. U. z 2013 r., poz. 1399 z późn. zm.), art. 4 ust. 1 i art. 13 pkt 2 ustawy z dnia 20 lipca 2000r. o ogłaszaniu aktów normatywnych i niektórych innych aktów prawnych (t. j. Dz. U. z 2011r., Nr 197, poz. 1172 z późn. zm.), po przepr owadzeniu konsultacji w trybie Uchwały Nr LII/417/10 Rady Gminy Nędza z dnia 23 sierpnia 2010 roku w sprawie określenia sposobu konsultowania projektów aktów prawa miejscowego z radami działalności pożytku publicznego lub organizacjami pozarządowymi i podmiotami wymienionymi w art. 3 ust 3 ustawy w dziedzinach dotyczących działalności statutowej tych organizacji (Dz. Urz. Woj. Śl. Nr 196 , poz. 3018)

Rada Gminy Nędza
uchwała, co następuje:

§ 1. Określa się wzór deklaracji o wysokości opłaty za gospodarowanie odpadami komunalnymi, w brzmieniu określonym w załączniku nr 1.

§ 2. 1. Format elektroniczny wzoru deklaracji, o którym mowa w § 1 niniejszej uchwały określony jest w formacie danych XML.

2. Układ informacji i powiązań między danymi w deklaracji w formacie XML określa załącznik nr 2.

3. Deklarację, o której mowa w § 1 właściciele nieruchomości zobowiązani są złożyć w Urzędzie Gminy Nędza pisemnie lub w formie elektronicznej za pośrednictwem Platformy Elektronicznych Usług Administracji Publicznej ePUAP lub System Elektronicznej Komunikacji Administracji Publicznej SEKAP.

4. Przed wysłaniem dokumentu elektronicznego należy go opatrzyć bezpiecznym podpisem elektronicznym weryfikowanym za pomocą ważnego kwalifikowanego certyfikatu lub podpisem potwierdzonym profilem zaufanym ePUAP.

§ 3. Traci moc uchwała Nr XLIX-378-2014 Rady Gminy Nędza z dnia 24 marca 2014 r. w sprawie określenia wzoru deklaracji o wysokości opłaty za gospodarowanie odpadami komunalnymi składanej przez właściciela nieruchomości (Dz. Urz. Woj. Śl. z 2014 r. poz 1890).

§ 4. Wykonanie uchwały powierza się Wójtowi Gminy Nędza.

§ 5. Uchwała wchodzi w życie po upływie 14 dni od dnia ogłoszenia w Dzienniku Urzędowym Województwa Śląskiego.

Przewodniczący Rady Gminy



Gerard Przybyła

załącznik nr 1
do Uchwały Nr III-14-2014
Rady Gminy Nędza
z dnia 16 grudnia 2014 roku

POLA JASNE WYPEŁNIĆ KOMPUTEROWO LUB RĘCZNIE DUŻYMI , DRUKOWANYMI LITERAMI , CZARNYM LUB NIEBIESKIM KOLOREM

**DEKLARACJA O WYSOKOŚCI OPŁATY ZA GOSPODAROWANIE
ODPADAMI KOMUNALNYMI.**

Podstawa prawna: Ustawa z dnia 13 września 1996r. o utrzymaniu czystości i porządku w gminach (t.j. Dz. U. z 2013r. , poz. 1339 z późn. zm.)

Składający: Formularz przeznaczony jest dla właścicieli nieruchomości , współwłaścicieli , użytkowników wieczystych oraz jednostek organizacyjnych i osób posiadających nieruchomości w zarządzie lub użytkowaniu , a także innych podmiotów władających nieruchomością położonych na terenie Gminy Nędza

Miejsce składania: Urząd Gminy Nędza , ul. Jana III Sobieskiego 5 , 47-440 Nędza

Termin składania: terminy określone w art. 6m ust 1 i 2 ustawy

A. ORGAN WŁAŚCICWY DO ZŁOŻENIA DEKLARACJI

Wójt Gminy Nędza
ul. Jana III Sobieskiego 5
47-440 Nędza

B. OBOWIĄZEK ZŁOŻENIA DEKLARACJI

Okoliczności powodujące obowiązek złożenia deklaracji (zaznaczyć właściwy kwadrat) :

- DEKLARACJA (na podstawie art. 6m ust 1 ustawy z dnia 13 września 1996 r. o utrzymaniu czystości i porządku w gminach)
(data powstania obowiązku opłaty)
- NOWA DEKLARACJA (na podstawie art. 6m ust 2 ustawy z dnia 13 września 1996 r. o utrzymaniu czystości i porządku w gminach)
(data powstania obowiązku opłaty)
- KOREKTA DEKLARACJI (na podstawie art. 81 ustawy z dnia 29 sierpnia 1997 r. – Ordynacja podatkowa (Dz. U. z 2012r. poz. 747 z późn. zm.) Do korekty należy dołączyć pisemne uzasadnienie przyczyn korekty) od.....do
(okres, którego korekta dotyczy)

C. SKŁADAJĄCY DEKLARACJĘ

- WŁAŚCICIEL
- WSPÓŁWŁAŚCICIEL
- UŻYTKOWNIK WIECZYSTY
- JEDNOSTKA ORGANIZACYJNA I OSOBA POSIADAJĄCA NIERUCHOMOŚĆ W ZARZĄDZIE LUB UŻYTKOWANIU
- INNY PODMIOT WŁADAJĄCY NIERUCHOMOŚCIĄ

D. DANE SKŁADAJĄCEGO DEKLARACJĘ

* dotyczy osób prawnych i jednostek organizacyjnych nie posiadających osobowości prawnej

RODZAJ SKŁADAJĄCEGO:

- OSOBA FIZYCZNA
 OSOBA PRAWNA
 JEDNOSTKA ORGANIZACYJNA NIE POSIADAJĄCA OSOBOWOŚCI PRAWNEJ

IMIĘ NAZWISKO / PEŁNA NAZWA FIRMY*.....
.....

NUMER PESEL

.....
.....

REGON*

.....
.....

NIP*

.....
.....

SYMBOL PKD*

.....
.....**ADRES ZAMIESZKANIA / ADRES SIEDZIBY* SKŁADAJĄCEGO DEKLARACJĘ**

KRAJ

.....

WOJEWÓDZTWO

.....

POWIAT

.....

GMINA

.....

ULICA

.....

NR DOMU

.....

NR LOKALU

.....

MIEJSCOWOŚĆ

.....

KOD POCZTOWY

.....

POCZTA

.....

E. ADRES NIERUCHOMOŚĆ, NA KTÓREJ POWSTAJĄ ODPADY

(wypełnić w przypadku, gdy adres nieruchomości/siedziba, na której powstają odpady jest inny niż adres zamieszkania)

GMINA
NĘDZA

.....

ULICA

.....

NR DOMU

.....

NR LOKALU

.....

MIEJSCOWOŚĆ

.....

KOD POCZTOWY

.....

POCZTA

.....

F. OŚWIADCZENIE WŁAŚCICIELA NIERUCHOMOŚCI ZAMIESZKAŁEJ

Oświadczam, że na terenie nieruchomości wskazanej w części D lub E niniejszej deklaracji zamieszkuje:

.....
(należy podać liczbę mieszkańców)**G. DEKLARUJĘ, ŻE ODPADY ZGROMADZONE NA TERENIE NIERUCHOMOŚCI WSKAZANEJ W CZĘŚCI E. BĘDĄ ZBIERAŁ I PRZEKAZYWAŁ W SPOSÓB:** SELEKTYWNY ZMIESZANY

H. OBLICZENIE WYSOKOŚCI OPŁATY ZA GOSPODAROWANIE ODPADAMI KOMUNALNYMI
(dotyczy nieruchomości zabudowanych budynkami mieszkalnymi jednorodzinnymi)

Liczba osób	Stawka miesięczna	Opłata za gospodarowanie odpadami komunalnymi
a	b	$c = a \times b$
1 osoba		
2 osoby		
3 osoby		
4 osoby		
5 osób		
... osób		
Wysokość opłaty miesięcznej za gospodarowanie odpadami komunalnymi (suma opłat z kolumny c)		
WYSOKOŚĆ OPŁATY KWARTALNEJ ZA GOSPODAROWANIE ODPADAMI KOMUNALNYMI		

I. OBLICZENIE WYSOKOŚCI OPŁATY ZA GOSPODAROWANIE ODPADAMI KOMUNALNYMI
(dotyczy nieruchomości zabudowanych budynkami mieszkalnymi innymi niż budynki jednorodzinne)

Liczba osób zamieszkujących lokal mieszkalny	Stawka miesięczna za gospodarowanie odpadami	Opłata za gospodarowanie odpadami komunalnymi	Liczba lokali mieszkalnych	Iloczyn opłat za poszczególne lokale
a	b	c	d	$e = d \times c$
1 osoba				
2 osoby				
3 osoby				
4 osoby				
5 osób				
... osób				
... osób				
Wysokość opłaty miesięcznej za gospodarowanie odpadami komunalnymi (suma opłat z kolumny e)				
WYSOKOŚĆ OPŁATY KWARTALNEJ ZA GOSPODAROWANIE ODPADAMI KOMUNALNYMI				

J. ZAŁĄCZNIKI (należy wymienić rodzaj załącznika)

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K. PODPIS SKŁADAJĄCEGO DEKLARACJĘ/OSOBY REPREZENTUJĄCEJ SKŁADAJĄCEGO DEKLARACJĘ

..... (miejsowość i data) (podpis)
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L. ADNOTACJE URZĘDU

POUCZENIE:

W przypadku niewpłacenia kwoty opłaty wynikającej ze złożenia deklaracji lub wpłacenia jej w niepełnej wysokości, niniejsza deklaracja stanowi podstawę do wystawienia tytułu wykonawczego, zgodnie z przepisami ustawy z dnia 17 czerwca 1966 r. o postępowaniu egzekucyjnym w administracji (t.j. Dz. U. z 2012 r. poz. 1015 ze zmianami).

Objaśnienia

1. Właściciel nieruchomości jest obowiązany złożyć do Wójta Gminy Nędza deklarację o wysokości opłaty za gospodarowanie odpadami komunalnymi w terminie 14 dni od dnia zamieszkania na danej nieruchomości pierwszego mieszkańca lub powstania na danej nieruchomości odpadów komunalnych.
2. W przypadku zmiany danych będących podstawą ustalenia wysokości należnej opłaty za gospodarowanie odpadami komunalnymi lub określonej w deklaracji ilości odpadów komunalnych powstających na danej nieruchomości właściciel nieruchomości jest obowiązany złożyć nową deklarację w terminie 14 dni od dnia nastąpienia zmiany. Opłatę za gospodarowanie odpadami komunalnymi w zmienionej wysokości uiszcza się za miesiąc, w którym nastąpiła zmiana.
3. W razie niezłożenia deklaracji o wysokości opłaty za gospodarowanie odpadami komunalnymi albo w przypadku uzasadnionych wątpliwości co do danych zawartych w deklaracji Wójt Gminy Nędza określi, w drodze decyzji, wysokość opłaty za gospodarowanie odpadami komunalnymi, biorąc pod uwagę uzasadnione szacunki, w tym średnią ilość odpadów komunalnych powstających na nieruchomościach o podobnym charakterze.
4. Właściciel nieruchomości, a w przypadku Spółdzielni Mieszkaniowych, Wspólnot Mieszkaniowych organ reprezentujący te jednostki, składa deklarację o wysokości opłaty za gospodarowanie odpadami komunalnymi, obejmującą całą nieruchomość i pełną wysokość opłaty.
5. Miesięczne stawki opłaty za gospodarowanie odpadami komunalnymi reguluje odrębna uchwała.
6. Niniejszą deklarację należy złożyć w siedzibie Urzędu Gminy Nędza, ul. Jana III Sobieskiego 5, 47-440 Nędza, bądź przesłać drogą pocztową na wyżej wskazany adres.
7. Załącznikami do deklaracji są w szczególności:
 - a) pełnomocnictwo w przypadku reprezentowania właściciela nieruchomości przez pełnomocnika.

Część F , H

Wypełnia właściciel nieruchomości jednorodzinnej, na której zamieszkują mieszkańcy. Wymieniona w części F opłata za gospodarowanie odpadami komunalnymi stanowi iloczyn liczby mieszkańców zamieszkujących daną nieruchomość oraz stawki opłaty ustalonej uchwałą Rady Gminy Nędza w sprawie metody ustalenia opłaty za gospodarowanie odpadami komunalnymi.

Część I

Wypełniają spółdzielnie, właściciele oraz zarządcy nieruchomości zabudowanych budynkami mieszkalnymi innymi niż budynki mieszkalne jednorodzinne

< **tdstyle**="BORDER-BOTTOM: #ece9d8; BORDER-LEFT: windowtext 1pt solid; PADDING-BOTTOM: 0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 118.8pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: #ece9d8; PADDING-TOP: 0cm; mso-border-left-alt: solid windowtext .5pt" **vAlign**= top **width**="158">

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< **tdstyle**="BORDER-BOTTOM: #ece9d8; BORDER-LEFT: #ece9d8; PADDING-BOTTOM: 0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 341.8pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-right-alt: solid windowtext .5pt" **vAlign**= top **width**="456">

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< **tdstyle**="BORDER-BOTTOM: #ece9d8; BORDER-LEFT: #ece9d8; PADDING-BOTTOM: 0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 341.8pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-right-alt: solid windowtext .5pt" **vAlign**= top **width**="456">

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< **pstyle**="MARGIN: 0cm 0cm 0pt" **class**="MsoNormal">< **spanstyle**="FONT-FAMILY: 'Arial','sans-serif'; FONT-SIZE: 8pt; mso-bidi-font-family: 'Times New Roman'">< o :p> < /o :p>< /span >< /p >< /td >

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< **pstyle**="text-align: right; MARGIN: 0cm 0cm 0pt" **class**="MsoNormal" **align**= right << **spanstyle**="FONT-FAMILY: 'Arial','sans-serif'; FONT-SIZE: 8pt; mso-bidi-font-family: 'Times New Roman'">Termin składania:< o :p>< /o :p>< /span >< /p >< /td >

< **tdstyle**="BORDER-BOTTOM: windowtext 1pt solid; BORDER-LEFT: #ece9d8; PADDING-BOTTOM: 0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 341.8pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-right-alt: solid windowtext .5pt; mso-border-bottom-alt: solid windowtext .5pt" **vAlign**= top **width**="456">

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< /table >

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Roman'">WOJEWÓDZTWO< o :p>< /o :p>< /span >< /b >< /p >
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:p>< /span >< /p >< /td >
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0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 117pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext .5pt"vAlign= top width="156"colSpan= 3>

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Roman'">POCZTA< o :p>< /o :p>< /span >< /b >< /p >
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mso-bidi-font-family: 'Times New Roman'">ADRES NIERUCHOMOŚĆ, < spanstyle="mso-spacerun:
yes">&nbsp;< /span >NA KTÓREJ POWSTAJĄ ODPADY< o :p>< /o :p>< /span >< /b >< /li >< /ol >
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Roman'">( wypełnić w przypadku, gdy adres nieruchomości/siedziba, na której powstają odpady jest inny niż
adres zamieszkania)< o :p>< /o :p>< /span >< /b >< /p >
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<
/tr
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#b3b3b3; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-
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5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
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5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext

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:p><
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5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
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><
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                                /td
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5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext
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ZAMIESZKAŁEJ < o :p>< /o :p>< /span >< /b >< /li >< /ol >
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PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-
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zamieszkuje:< o :p>< /o :p>< /span >< /b >< /p >
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ODPADAMI KOMUNALNYMI< spanstyle="mso-spacerun: yes"> < /span >< /span >< /b ><
spanstyle="FONT-FAMILY: 'Arial','sans-serif'; FONT-SIZE: 8pt; mso-bidi-font-family: 'Times New
Roman'">(dotyczy nieruchomości zabudowanych budynkami mieszkalnymi jednorodzinnymi)< /span ><
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3>
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miesięczna< o :p>< /o :p>< /span >< /p >< /td >
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:p><
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alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext
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alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext
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                top
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/o
:p><
        /span
                <<
        /p
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:p><
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                top
                                width="233"colSpan=
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:p><
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PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-
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/o :p>< /span >< /p >< /td >
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0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 175pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext .5pt"vAlign= top width="233"colSpan= 3>

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< **tdstyle**="BORDER-BOTTOM: windowtext 1pt solid; BORDER-LEFT: #ece9d8; PADDING-BOTTOM: 0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 84.2pt; PADDING-RIGHT: 5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext .5pt" **vAlign**= top **width**="112">

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alt: solid windowtext .5pt; mso-border-top-alt: solid windowtext .5pt; mso-border-left-alt: solid windowtext
.5pt"vAlign=
top
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2>
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FONT-SIZE: 10pt; mso-bidi-font-family: 'Times New Roman'">Liczba lokali mieszkalnych < o :p>< /o :p><
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><
/p
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/td
>
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.5pt"vAlign=
top
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/o
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>
|
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< tdstyle="BORDER-BOTTOM: windowtext 1pt solid; BORDER-LEFT: windowtext 1pt solid; PADDING-
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0cm; BACKGROUND-COLOR: transparent; PADDING-LEFT: 5.4pt; WIDTH: 103.6pt; PADDING-RIGHT:
5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
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5.4pt; BORDER-TOP: #ece9d8; BORDER-RIGHT: windowtext 1pt solid; PADDING-TOP: 0cm; mso-border-
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Roman">< o :p> < /o :p>< /span >< /b >< /p >
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< pstyle="MARGIN: 0cm 0cm 0pt; mso-layout-grid-align: none" class="MsoNormal">< spanstyle="FONT-FAMILY: A; FONT-SIZE: 10pt; mso-bidi-font-family: A">Część F , H< o :p>< /o :p>< /span >< /p >
< pstyle="text-align: justify; MARGIN: 0cm 0cm 0pt; mso-layout-grid-align: none" class="MsoNormal">< spanstyle="FONT-FAMILY: A; FONT-SIZE: 8pt; mso-bidi-font-family: A">Wypełnia właściciel nieruchomości jednorodzinnej, na < spanstyle="mso-spacerun: yes"> < /span >której zamieszkują mieszkańcy. Wymieniona w części F opłata za gospodarowanie odpadami komunalnymi stanowi iloczyn liczby mieszkańców zamieszkujących daną nieruchomość oraz stawki opłaty ustalonej uchwałą Rady Gminy Nędza w sprawie metody ustalenia opłaty za gospodarowanie odpadami komunalnymi.< o :p>< /o :p>< /span >< /p >
< pstyle="text-align: justify; MARGIN: 0cm 0cm 0pt; mso-layout-grid-align: none" class="MsoNormal">< spanstyle="FONT-FAMILY: A; FONT-SIZE: 8pt; mso-bidi-font-family: A">< o :p> < /o :p>< /span >< /p >
< pstyle="text-align: justify; MARGIN: 0cm 0cm 0pt; mso-layout-grid-align: none" class="MsoNormal">< spanstyle="FONT-FAMILY: A; FONT-SIZE: 10pt; mso-bidi-font-family: A">Część I< o :p>< /o :p>< /span >< /p >
< pstyle="text-align: justify; MARGIN: 0cm 0cm 0pt; mso-layout-grid-align: none" class="MsoNormal">< spanstyle="FONT-FAMILY: A; FONT-SIZE: 8pt; mso-bidi-font-family: A">Wypełniają spółdzielnie, właściciele oraz zarządcy nieruchomości zabudowanych budynkami mieszkalnymi innymi niż budynki mieszkalne jednorodzinne< o :p>< /o :p>< /span >< /p >< /td >
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