

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

319



SUBMITTAL DATE:
March 31, 2009

FROM: Waste Management Department

SUBJECT: Introduction of Ordinance No. 779.11, Amending Ordinance No. 779, Relating to County Solid Waste Facilities and Establishing Fees

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and set for public hearing those changes set forth below and in Appendices A and C of Ordinance No. 779; and
2. Direct the Clerk of the Board to publish a notice of the public hearing date of May 12 2009 and the proposed Waste Management Department charges, as provided in Government Code Section 6066; and
3. Adopt Ordinance No. 779.11 at the close of public hearing on May 12 2009 with the changes to the appendices to be effective July 1, 2009.

BACKGROUND: Ordinance No. 779 outlines the General Manager-Chief Engineer's (GM-CE) authority to operate the County disposal sites and transfer stations. In addition to establishing fees and penalties, this ordinance includes the basis for operation regulations including waste inspection, salvaging, and safety.
(Continued)

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	No
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	FY 09/10

SOURCE OF FUNDS: Waste Management Department Disposal Fees	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE
BY:
Alex Gann

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of the reading and is set for public hearing on Tuesday, May 12, 2009, at 1:30 p.m.

Ayes: Buster, Tavaglione, Stone and Ashley
Nays: None
Absent: Wilson
Date: April 21, 2009
xc: Waste Mgmt., Auditor, COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy: 58

Prev. Agn. Ref.:	District: All
------------------	------------------

**ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD**

Agenda Number: 12.2

12.2

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, Auditor-Controller
 BY: 1/17/09
 NEAL R. KIPNIS, DATE
 FORM APPROVED COUNTY COUNSEL
 BY: 1/16/09
 Departmental Concurrence
 Policy
 Policy
 Consent
 Consent
 Dep't Recomm.:
 Per Exec. Ofc.:

It is recommended that the Ordinance be amended to allow for fee increases. The Waste Management Department (Department) is limited to annual Consumer Price Index (CPI) increases for all its long-term, contracted transfer station haulers and the contract franchise area direct haulers. These haulers represent approximately 87% of the tonnage accepted at County landfills. The Department is recommending the same CPI increase for direct haul tonnage received at the gated and scaled landfills. The CPI increase based on the 12-month period ending December 31, 2008 is 0.11% or \$0.03 and \$0.04 per ton for long-term, contracted transfer station haulers and direct haulers, respectively. The rates would then become \$26.35 for transfer trucks (\$26.94 for Area 8 transfer trucks) and \$34.37 for direct haul vehicles. Charges for vehicles hauling loads of more than 9 tires and hard-to-handle disposals are calculated separately and are recommended to be increased by the same CPI.

Since the 1990's, Riverside County has been accepting Alternative Daily Cover (ADC) material at no cost due to the demand from the greenwaste recycling industry in the County to find an alternative outlet for the processed material. This practice has resulted in a loss of airspace capacity in the landfill system that is not funded. On July 29, 2008 the Board of Supervisors approved a \$10 per ton charge for haulers and greenwaste processors who deliver greenwaste to the landfills that may be used as ADC to be implemented on July 1, 2009. This fee will contribute to long-term rate stabilization.

The Department constantly strives to curtail illegal dumping and, to that end, recommends that there be no change in the minimum load fees for routine miscellaneous refuse and that the County continue its policy of allowing for the disposal of no more than two cathode ray tube (CRT) appliances (e.g. televisions or computer monitors) per customer per day at no charge. In addition, the Department recommends that those residents in exempt collection service areas and charged under Appendix B of the Ordinance have no increase in their disposal rate and no changes in the discount schedule.

The fees for commercial haulers within the rural areas (Appendix C) are recommended to be adjusted to reflect the CPI increase that is recommended for all non-contract haulers with waste loads in excess of .4 ton. The Commercial Card is used in ½ ton increments for 24 times without expiration. The recommended fee for this card is \$412.44 (or \$34.37 per ton for 12 tons).

Attachment 1 has been provided to outline the recommended changes to the WMD fee structure.

California Environmental Quality Act (CEQA) Findings

Pursuant to CEQA Guidelines Section 15273, the proposed changes to County Ordinance No. 779, Relating to County Solid Waste Facilities and Establishing Fees, are found to be statutorily exempt from CEQA, because the proposed changes are for the purpose of:

- Meeting operating expenses, including employee wage rates and fringe benefits,
- Purchasing or leasing supplies, equipment, or materials,
- Meeting financial reserve needs and requirements, and
- Obtaining funds for existing capital projects, necessary to maintain service within existing service areas.

A Notice of Exemption to this effect will be filed with the County Clerk upon adoption of Ordinance 779.11.