

Attachment C

FY 2013 Franchise Hauler Data

Franchisee	Temporary Customers	Permanent Customers	Solid Waste Tonnage	Solid Waste Diversion	C&D Tonnage	C&D Diversion	Inert Tonnage	Vehicles	Emissions Compliance	Franchise Fees
1 AAA Rubbish, Inc.	9	14	402	100%	42	79%	--	2	Yes	\$9,430
2 American Reclamation	15	18	2,553	83%	--	--	--	10	Yes	\$26,817
3 Arakelian Enterprises, Inc./Athens Services	1,087	1,986	46,652	60%	867	84%	--	3	Yes	\$1,775,152
4 Cedarwood/Allan Company	0	5	563	99%	--	--	--	3	Yes	\$249
5 City Rent-A-Bin/Ser-Well Disposal	17	--	9	100%	--	--	--	1	Yes	\$815
6 Consolidated Disposal/Republic	466	772	16,122	61%	908	93%	--	7	Yes	\$1,093,927
7 Crown Disposal Company	308	40	212	87%	4,445	93%	--	29	Yes	\$94,777
8 Direct Disposal	26	--	--	--	190	81%	145	1	Yes	\$7,939
9 Haul-Away Rubbish	5	13	980	62%	5	100%	8	2	Yes	\$16,625
10 Heritage Disposal, Inc.	208	1	206	77%	494	77%	710	9	Yes	\$26,097
11 Interior Removal Specialist	122	--	--	--	1,730	83%	--	10	Yes	\$49,505
12 J&L Hauling & Disposal	17	--	--	--	121	83%	--	4	Yes	\$2,661
13 Metropolis Disposal, Inc.	26	--	--	--	290	86%	--	3	Yes	\$3,005
14 NASA Services	25	--	--	--	1,133	79%	300	1	Yes	\$20,980

Franchisee	Temporary Customers	Permanent Customers	Solid Waste Tonnage	Solid Waste Diversion	C&D Tonnage	C&D Diversion	Inert Tonnage	Vehicles	Emissions Compliance	Franchise Fees
15 Perez Disposal	50	--	--	--	318	97%	--	1	Yes	\$4,650
16 Southland Disposal	2	33	1,211	64%	--	--	--	3	Yes	\$43,696
17 United Pacific Waste	7	--	30	100%	71	100%	134	1	Yes	\$5,457
18 Universal Waste Systems	21	120	3,233	62%	151	100%	230	3	Yes	\$74,068
19 USA Waste of California	68	6	453	62%	410	81%	--	2	Yes	\$76,479
20 Valley Vista Services	3	181	2,856	70%	--	--	--	5	Yes	\$75,531
21 Ware Disposal	--	4	338	100%	--	--	--	1	Yes	\$6,590
22 Waste and Recycling	36	264	10,268	74%	128	91%	40	10	Yes	\$206,570
	2,518	3,457	86,088		11,303		1,567	111		\$3,621,020

Note - Italics denotes C& D hauler only

*Total fees collected excludes \$420k in franchise fees allocated to general fund per resolution #9199

**Tonnage revised to reflect the 2013 audit results

***Customer information updated to reflect temporary & permanent numbers

Attachment D

Proposed Amendments to PMC Chapters 8.60 (“Solid Waste”) and 8.61 (“Solid Waste Collection Franchise System”)

Proposed amendments to PMC Chapter 8.60 (“Solid Waste”):

Section	Description
8.60.020 Definitions	<p>Add definition for “composting” to coincide with Chapter 8.61– “composting” means process of collecting, grinding, mixing, piling, and supplying sufficient moisture and air to <u>organic materials</u> to speed natural decay. Finished product of a composting operation is compost, a soil amendment suitable for incorporating into topsoil and for growing plants. Compost is different than mulch, which is a shredded or chipped organic product placed on top of soil as a protective layer as described by Public Resources Code section 40116 or CalRecycle</p> <hr/> <p>Clarify definition of “excluded materials” to coincide with franchise Ordinance 8.61 definition</p> <hr/> <p>(new) Add definition of “organics” - “Organics” means materials that are or were recently living, such as leaves, grass, agricultural crop residues, or food scraps</p> <hr/> <p>(new) Add definition of “other compostable material” means any material, confirmed in writing as compostable by a certified processing facility</p> <hr/> <p>(new) Add definition of “hauler” means any individual, partnership, joint venture, unincorporated private organization, or private corporation engaged in the business of providing collection, removal or transportation of solid waste or source-separated materials</p> <hr/> <p>Modify definition of “container” – Added plastic containers to definition</p> <hr/> <p>Clarify definition of “self-hauler” – any person engaged in collecting, transporting, disposing, and/or recycling of solid waste or organics generated solely from its own operation and using equipment obtained for self-hauling</p> <hr/> <p>Clarify definition of “solid waste” – to support California Public Resources Code section 40191 and any successor provision</p>
8.60.026 Exemptions	<p>(new) Add exemption for “composting” haulers – allow composting haulers to pick up organics, yard waste, and other compostable materials from residential and commercial properties</p>
8.60.050 Solid waste containers	<p>Add availability of locking recycling containers information – notify customers that locking recycling containers are available at a reasonable cost</p>
8.60.120 Solid waste reduction program	<p>Edit “solid waste reduction program” – add “organics, and other compostable materials” to definition</p>

Section	Description
8.60.210 Solid waste collection and service fees	Edit "Fees for an Unoccupied Residential Unit" section – update Ordinance to reflect current process to change to an administrative fee for unoccupied residential units
8.60.219 Claims	(new) Add "claims" section 8.60.219 – all claims submitted regarding billing issues shall be reviewed and processed per government code Section 911.2
8.60.250 Curbside dumping prohibited	Edit "Curbside dumping prohibited" section – add under Curbside dumping that dumping in alley is prohibited

Necessary amendments to PMC Chapter 8.60 to comply with Government Code and Public Resources Code include:

Section	Description
8.60.275 Processing Organic Material	Add "Processing Organic Material" section 8.60.275 – mandate composting haulers take organic material, yard waste, and other compostable material to a state certified/permitted composting facility

Proposed Amendments to PMC Chapter 8.61 (“Solid Waste Collection Franchise System”):

Section	Description
<p>8.61.010 Definitions</p>	<p>Clarify definition of “bins” – to comply with various container types offered by franchisees</p>
	<p>Clarify definition of “bulky goods/items” – identify bulky items not permitted for collection per existing procedures</p>
	<p>Clarify definition of “city” – mention state City is located since there are other Pasadena cities in other states</p>
	<p>Add definition of “composting” – “composting” means process of collecting, grinding, mixing, piling, and supplying sufficient moisture and air to <u>organic materials</u> to speed natural decay. Finished product of a composting operation is compost, a soil amendment suitable for incorporating into topsoil and for growing plants. Compost is different than mulch, which is a shredded or chipped organic product placed on top of soil as a protective layer as described by Public Resources Code section 40116 or CalRecycle</p>
	<p>Clarify definition of “construction and demolition debris” – to coincide with City’s construction and demolition Ordinance definition</p>
	<p>Clarify definition of “franchise” – to specify franchise categories and purpose of franchise</p>
	<p>Add definition of “roofing material” – remove roofing material definition from self-hauler section of Ordinance and put roofing material in its own section (Solid Waste, Construction and Demolition and Composting)</p>
<p>8.61.030 Activities which are unlawful unless authorized</p>	<p>Edit “activities which are unlawful unless authorized” – add “organics, yard waste, and other compostable materials” to definition</p>
<p>8.61.040 Exemptions</p>	<p>Add exemption for “persons hauling strictly tree trimmings” – remove tree trimming definition from self-hauler section of Ordinance and put tree trimmings in its own section</p>
	<p>Add exemption for “persons hauling strictly scrap metal” – remove scrap metal material definition from self-hauler section of Ordinance and put scrap metal in its own section</p>
	<p>Add exemption for “persons hauling and removing roofing material” – remove roofing material definition from exempt section of Ordinance</p>
	<p>Add exemption for “persons hauling strictly paper material” – remove paper material definition from self-hauler section of the Ordinance</p>

Section	Description
	Edit exemption for "The city or any person employed by the city" – add "organics, yard waste (when combined with organics for composting purpose), and other compostable materials from single-family residential units"
8.61.160 Non-exclusive franchise fees	Edit "non-exclusive franchise fees (b)" – add "option for flat fee" to definition
8.61.210 Penalties and administrative proceedings	Edit "penalties and administrative proceedings (c-other provisions)" – add "Chapter 1.24-General Penalty" as stated on citations

Necessary amendments to PMC Chapter 8.61 to comply with CalRecycle and California Code of Regulations include:

Section	Description
	Add definition of "inert" – to comply with 14 California Code of Regulations – inert means, concrete (including fiberglass or steel reinforcing bar embedded in the concrete), fully cured asphalt, glass, fiberglass, asphalt or fiberglass roofing shingles, brick, slag, ceramics, plaster, clay and clay products. Type A inert debris is waste that does not contain soluble pollutants at concentrations in excess of water quality objectives and has not been treated in order to reduce pollutants, as described by 14 California Code of Regulations, Section 17381
	(new) Add definition of "organic" - "Organic" means materials that are or were recently living, such as leaves, grass, agricultural crop residues, or food scraps
	(new) Add definition of "other compostable material" means any material, confirmed in writing as compostable by a certified processing facility
Definitions 8.61.010	(new) Add definition of "hauler" means any individual, partnership, joint venture, unincorporated private organization, or private corporation engaged in the business of providing collection, removal or transportation of solid waste or source-separated materials
	Clarify definition of "solid waste" – to support California Public Resources Code Section 40191 and any successor provision, all putrescible and non-putrescible solid, semisolid, and liquid wastes, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, dewatered, treated, or chemically fixed sewage sludge which is not hazardous waste, manure, vegetable or animal solid and semisolid wastes, and other discarded solid and semisolid wastes
	Spell out definition of "exemptions" section (g-persons hauling strictly inert debris) – a category of waste that includes rock, concrete, brick, sand, soil, ceramics, and cured asphalt as described by Public Resources Code section 41821.3(a)(1) and as defined in 14 California Code of Regulations, section 17381

	Add definition of "yard waste" – yard waste" means any wastes generated from maintenance or alteration of public, commercial or residential landscapes including, but not limited to, yard clippings, leaves, tree trimmings, prunings, brush, and weeds
8.61.170 (h) Requirements for waste reduction and recycling services	Mandate composting haulers take organic material, yard waste, and other compostable material to a state certified/permited composting facility