

Introduced by City Councilmember

ORDINANCE NO. _____

AN UNCODIFIED ORDINANCE OF THE CITY OF PASADENA GRANTING
NON-EXCLUSIVE FRANCHISES FOR SOLID WASTE COLLECTION TO
FIVE (5) APPLICANTS.

The People of the City of Pasadena ordain as follows:

WHEREAS, on March 21, 2005, the City Council of the City of Pasadena considered five (5) applications for a non-exclusive solid waste collection franchise and adopted Resolution No. 8449, after determining that said applications comply with Chapter 8.61 of the Pasadena Municipal Code; and

WHEREAS, said Resolution was duly published on April 15, 2005, and;

WHEREAS, a duly-noticed public hearing pursuant to said Resolution was held on April 25, 2004 for the applications; and

WHEREAS, after reviewing each application, and after public hearing, it was determined that each of the five (5) applications complies with Chapter 8.61 of the Pasadena Municipal Code and each applicant has agreed to comply with all provisions of this Chapter, including but without limitation, required recycling diversion rates.

NOW THEREFORE, the People of the City of Pasadena ordain as follows:

SECTION 1. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a separate non-exclusive solid waste collection franchise is hereby granted to each of the following applicants, listed by name and business address, according to the terms and conditions set forth in the text of this ordinance and to the terms and conditions of a separate franchise agreement to be executed by each franchisee.

Each grant of franchise is based on the certifications of that franchisee that it shall comply with all of the provisions of Chapter 8.61 of the Pasadena Municipal Code, including, but without limitation the provisions of Section 8.61.175, which establish a contract requirement of minimum recycling diversion rates which must be met by each franchisee and liquidated damages for each franchisee for failing to meet those rates. Each franchise shall be for a period of one year, commencing as of July 1, 2005, if a written franchise agreement has been fully executed by the franchisee and all other requirements of Chapter 8.61 of the Pasadena Municipal Code have been met by that franchisee. Each franchise may be extended for up to three additional renewal terms at the option of the City Manager and according to the provisions of Section 8.61.120 of the Pasadena Municipal Code, with each renewal term being a term of one year.

SECTION 2. Pursuant to Chapter 8.61 of the Pasadena Municipal Code, a separate, non-exclusive solid waste collection franchise is granted to each of the following applicants:

1. D'Angelus Disposal
P.O. Box 1727
Montebello, CA 90640
2. Direct Disposal
5901 Warner Avenue #229
Huntington Beach, CA 92649
3. Interior Removal Specialist, Inc.
9309 Rayo Avenue
South Gate, CA 90280
4. Nu-Way Roll-off Service
145 West Duarte Road
Monrovia, CA 91016
5. Pinnacle Disposal & Environmental Services Inc.
P.O. Box 215
La Verne, CA 91750

