

# Ordinance Fact Sheet

**TO:** CITY COUNCIL

**DATE:** September 28, 2015

**FROM:** CITY ATTORNEY

**SUBJECT:**

**AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 8.60 (SOLID WASTE) OF THE PASADENA MUNICIPAL CODE TO ENHANCE AND UPDATE THE ANTI-SCAVENGING ORDINANCE**

**TITLE OF PROPOSED ORDINANCE**

**AN ORDINANCE OF THE CITY OF PASADENA AMENDING CHAPTER 8.60 (SOLID WASTE), SECTIONS 8.60.020 (DEFINITIONS) AND 8.60.310 (SCAVENGING) OF THE PASADENA MUNICIPAL CODE TO ADD DEFINITIONS AND CLARIFY SCAVENGING PROHIBITIONS**

**PURPOSE OF ORDINANCE**

On July 20, 2015, the City Council directed the City Attorney's Office to prepare this Ordinance. This Ordinance is intended to deter the large scale scavenging of recycling materials from City supplied recycling containers. If adopted, the Ordinance will enhance the enforceability of the City's Anti-Scavenging Ordinance by providing specific definitions of "scavenging", "special events", and "large venue events" and will clarify the City's ownership of recycling materials once those materials are placed in recycling containers for City collection. Confiscation of recycling materials which have been scavenged from City collection containers is authorized.

**REASON WHY LEGISLATION IS NEEDED**

Large scale scavenging from the City's residential and commercial collection containers has been an ongoing problem. Amendment of the Anti-Scavenging Ordinance as provided in this Ordinance addresses this problem.

MEETING OF 09/28/2015

AGENDA ITEM NO. 19

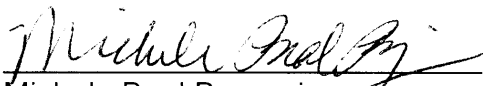
**PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED**

Adoption of the ordinance is likely to increase the number of citations issued by the City and administered by the Solid Waste Division of the Department of Public Works. More staff time will be involved to enforce the new provisions of the Anti-Scavenging Ordinance. Enforcement is anticipated to be more effective.

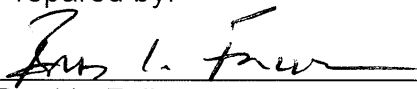
**FISCAL IMPACT**

Adoption of the ordinance is likely to increase the amount of recyclable materials recovered each year resulting in approximately \$31,500 in additional annual revenue. Enforcement will require additional staff time of a Code Compliance Officer that has already been included in the FY2016 budget for enforcement of environmental regulations and will be partially offset from additional citation revenue, vehicle inspection fees, and administrative review fees.

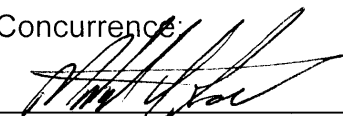
Respectfully submitted

  
Michele Beal Bagneris  
City Attorney

Prepared by:

  
Brad L. Fuller  
Assistant City Attorney

Concurrence:

  
Michael J. Beck  
City Manager