



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: December 11, 2023

FROM: CITY ATTORNEY

SUBJECT: ORDINANCE AMENDING TITLE 8, CHAPTER 8.62 OF THE PASADENA MUNICIPAL CODE, PERTAINING TO THE CITY'S CONSTRUCTION AND DEMOLITION WASTE MANAGEMENT PROGRAM

TITLE OF PROPOSED ORDINANCE

AN ORDINANCE OF THE CITY OF PASADENA AMENDING TITLE 8, CHAPTER 8.62 OF THE PASADENA MUNICIPAL CODE, PERTAINING TO THE CITY'S CONSTRUCTION AND DEMOLITION WASTE MANAGEMENT PROGRAM

PURPOSE OF ORDINANCE

As directed by the City Council on August 28, 2023, this ordinance amends Chapter 8.62 of the Pasadena Municipal Code, the Construction and Demolition Waste Management Ordinance, by updating the deposit and refund process for the City's Construction and Demolition Waste Management Program.

REASON WHY LEGISLATION IS NEEDED

This legislation is needed to use best practices from neighboring Southern California cities, to streamline the process for those who obtain building permits and demolition permits, to conform to State requirements pertaining to waste diversion, and to address findings from a 2021 internal audit that recommended areas for improvement in the program.

This legislation was first introduced on October 16, 2023, but at the initial second reading on October 23, 2023, the clean version of the ordinance omitted a sentence that was added to Section 8.62.075 (Release of deposit), subdivision (A). The sentence previously omitted from the clean version stated as follows: "If there is no written request for a refund within 90 days of compliance determination, the deposit shall be

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forfeited by operation of law." That sentence has been added to the clean version of the ordinance presented here for second reading (see attached Ordinance, page 8).

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED

The Public Works Department will implement this ordinance.

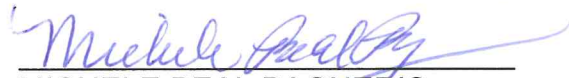
FISCAL IMPACT

Staff costs associated with processing, review, and approval of Construction and Demolition Waste Management Program submittals are recovered by the administrative review fee set forth in the General Fee Schedule. There is no proposed change to that fee, and therefore no fiscal impact as a result of this action.

ENVIRONMENTAL DETERMINATION

On August 28, 2023, the Council found that this ordinance is exempt from review under the California Environmental Quality Act pursuant to CEQA Guidelines sections 15061(b)(3) (common sense exemption) and 15308 (action by regulatory agency for the protection of the environment).

Respectfully submitted,




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Prepared by:



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Concurred By:



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For

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