



# Chapter 75 Ordinance Update

Solid Waste and Resource Recovery  
Gus Olmos



# Purpose of Update

- Meet Board objectives
- Address recurring issues
- Update or clarify information



# Board Objectives

- Exclusive franchise
  - 75.303(b) and (c) allow the procedures, qualifications, and standards for awarding and performing a franchise to be established through the procurement process or by resolution.
  - 75.601(c) – allows the Board to grant franchises of more than one year.
  - 75.601(e) – states that terms of a franchise contract supersede any conflicting terms in Chapter 75.
  - 75.601(h) – authorizes an exclusive franchise
  - Includes residential properties which are not in the Universal Area in Commercial Collection Services definition.



# Board Objectives

- Enhance waste reduction efforts
  - 75.302(d) - Requires messaging on commercially collected recycling containers identifying what is accepted in that container.
- Reduced litter
  - 75.301(a)(3) and (b)(1) – require waste to be securely contained so it does not scatter prior to, or during, collection or transport to a RCC.



# Recurring Issues

- Non-compliant waste piles remaining curbside
  - 75.301(a)(5) – Authorizes County to remove non-compliant material from the curb after notice and recover removal and disposal expenses from property owner.



# Recurring Issues

- Reclassification of residential property to commercial
  - 75.408(a) – Gives Director discretion to approve or deny application for reclass
  - 75.408(f) – allows County to revoke a reclass if the reclass results in a violation of Chapter 75 or if the property continues trying to utilize residential services.



# Update or Clarify

- Solid Waste no longer a part of Public Works
  - Update ordinance throughout to recognize that the Solid Waste and Resource Recovery Department is no longer a part of the Public Works Department.
- Transfer of responsibilities to the Office of Code Administration
  - 75.502 – states that the Office of Code Administration is responsible for enforcing Chapter 75.
  - 75.501 – states that fines and fees from enforcement of Chapter 75 shall accrue to the Office of Code Administration.



# Update or Clarify

- Other
  - 75.101(12) – update wording so the ordinance mirrors state law even if the state law is amended.
  - 75.409 – Clarifies that hardship exemptions expire on Sept. 30 of each year.
  - 75.301(d) and (e) – updates wording to state that bins, containers, and bulk items should not obstruct pedestrian traffic as well as vehicular traffic.





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Director