

ORDINANCE NO. G-9212

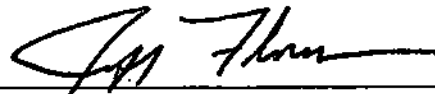
AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN, STATE OF CALIFORNIA ESTABLISHING THE SCHEDULE OF UNIVERSAL SOLID WASTE COLLECTION CHARGES IN THE WESTERN KERN UNIVERSAL COLLECTION AREA FOR FISCAL YEAR 2023-2024 AND PROVIDING FOR THE COLLECTION OF THE SAME ON THE TAX ROLL

The following Ordinance, consisting of eight (8) Sections, was duly and regularly passed and adopted by the Board of Supervisors of the County of Kern, State of California, at a regular meeting of the Board of Supervisors held on the 23rd day of May, 2023, by the following vote, to wit:

AYES: Peters, Scrivner, Flores, Couch

NOES: None

ABSENT: Perez



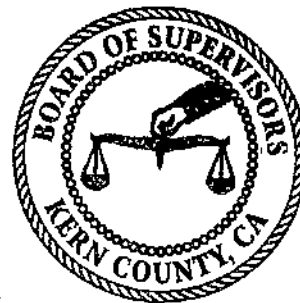
Chairman, Board of Supervisors
County of Kern, State of California

(SEAL)

ATTEST:

KATHLEEN KRAUSE
Clerk of the Board of Supervisors

By  Deputy Clerk



THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN ORDAINS AS FOLLOWS:

Section 1. This Ordinance, which shall take effect and be in full force on and after the 23rd day of June, 2023, shall have a summary published in accordance with the provisions of Government Code Section 25124(b)(1).

Section 2. Findings and Determinations.

1. The Western Kern Universal Collection Area was established pursuant to Kern County Ordinance 8.28.081 and designated by the Board of Supervisors as an area where solid waste collection services are required for all properties, except vacant land or uninhabitable properties.
2. A written Report containing a description of each parcel of real property subject to universal solid waste collection in the Western Kern Universal Collection Area and receiving collection services and the amount of the charge for services for each parcel for Fiscal Year 2023-2024 has been prepared by the Public Works Department and filed with the Clerk of the Board of Supervisors.
3. Prior to the adoption and approval of the Report, a properly noticed hearing has been held, all objections or protests heard, considered and ruled upon.
4. At the conclusion of the hearing and concurrently with this Ordinance, the Report, including the findings and charges for service were approved and adopted by this Board.
5. This Board hereby certifies that these rates are set in full compliance with the provisions of Proposition 218.

Section 3. Establishment of Universal Solid Waste Collection Charges for Fiscal Year 2023-2024 for the Western Kern Universal Collection Area.

1. Pursuant to Kern County Ordinance 8.28.084, the schedule of Universal Solid Waste Collection Charges for the Western Kern Universal Collection Area for Fiscal Year 2023-2024 is hereby established in Exhibit A.

Section 4. Collection of Charges on the Tax Roll. In accordance with the provisions of California law and Kern County Ordinance 8.28.084, this Board hereby approves and provides that the charges herein provided for shall be placed on the tax roll and collected at the same time and in the same manner as property taxes for Kern County. The Clerk of the Board of Supervisors is directed to file with the Auditor-Controller-County Clerk a copy of this Ordinance. The Clerk is further directed to include an endorsed statement that the Ordinance has been approved and adopted by the Board of Supervisors. The Auditor-Controller-County Clerk is directed to enter the amounts of the service charges against the respective lots or parcels as they appear on the current assessment roll.

Section 5. If any clause, provision, sentence, or paragraph of this Ordinance, or the application thereof, is deemed to be invalid as to any person, entity, establishment or circumstance, such invalidity shall not affect the other provisions of this Ordinance which

still remain in effect, and to its end, it is hereby declared that the provisions of this Ordinance are severable.

Section 6. At a properly noticed Public Hearing, the Kern County Board of Supervisors (Board) may approve future rate adjustments based on the prior fiscal year Consumer Price Index (CPI) for all Urban Consumers, Garbage and Trash Collection (Series ID: CUUR0000SEHG02) without a protest hearing for five years. If, in any year, the rate adjustment approved by the Board is lower than the amount resulting from the application of the CPI, the difference may be carried over and applied by the Board to future rate adjustments. In the event the cited index is substantively changed or is no longer published, the Board will select a substantially similar index.

Section 7. The schedule of Solid Waste Collection Charges shall become effective July 1, 2023.

Section 8. This Ordinance shall supersede and replace Kern County Ordinances G-9114, G-9116, G-9118, and G-9119.

#26Q2904-PWH

COPIES FURNISHED:
CAD; CoCounsel;
Public Works;
Auditor
10/7/2023 (TD)

EXHIBIT A

**SCHEDULE OF UNIVERSAL SOLID WASTE COLLECTION CHARGES
FISCAL YEAR 2023-2024
WESTERN KERN UNIVERSAL COLLECTION AREA**

Use Code	Description	Annual Service Charge¹
0017	Licensed Manufactured Home	\$434.18
0027	Licensed Manufactured Home	\$434.18
0067	Licensed Manufactured Home	\$434.18
0068	Licensed Manufactured Home	\$434.18
0077	Licensed Manufactured Home	\$434.18
0087	Licensed Manufactured Home	\$434.18
0097	Licensed Manufactured Home	\$434.18
0098	Two or more Licensed Manufactured Homes ²	\$434.18
0099	Miscellaneous Improvements ²	\$434.18
0100	Single Family Residence	\$434.18
0101	Single Family Residence	\$434.18
0102	Single Family Residence	\$434.18
0103	Single Family Residence	\$434.18
0104	Single Family Residence	\$434.18
0105	Single Family Residence	\$434.18
0106	Single Family Residence	\$434.18
0107	Single Family Residence + 1 Manufactured Home ²	\$434.18
0108	Single Family Residence + 2 or more Manufactured Homes ²	\$434.18
0180	Manufactured Home	\$434.18
0181	Manufactured Home	\$434.18
0182	Manufactured Home	\$434.18
0183	Manufactured Home	\$434.18
0186	Multiple Residences ²	\$434.18
0189	Multiple Manufactured Homes ²	\$434.18
0190	Manufactured Home	\$434.18
0191	Manufactured Home	\$434.18
0192	Manufactured Home	\$434.18
0193	Manufactured Home	\$434.18
0194	Modular Home	\$434.18
0196	Modular Home with Miscellaneous Improvements ²	\$434.18
0198	Multiple Residences ²	\$434.18
0199	Multiple Manufactured Homes ²	\$434.18
0200	Duplex or Building with Two Living Units ²	\$434.18
0201	Two Separate Residences ²	\$434.18
0207	Multiple Residences ²	\$434.18

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NOTES:

- ¹ Annual Service Charge includes the Admin Fee of \$12.00 per residential unit.
- ² Annual Service Charge is shown on a per residential unit basis.
- ³ Any Multi-Family Dwelling with five or more residential living units that has been designated as an IRS Tax Code Section 42 (Low Income Tax Credit) property may request relief from the Annual Service Charge and removal of the charge from the property tax roll. The property will be required to use bin service and shall be allowed to negotiate directly for solid waste services with the appropriate Franchise Hauler utilizing published rates for Residential Bins. The negotiated services will be direct billed by and payable to the Franchise Hauler. This written request must be submitted on an annual basis to the Director of the Public Works Department, located at 2700 M Street, Suite 400, Bakersfield, CA 93301. Partial year charges may remain on the tax roll dependent on when the request is received by the Department.
- ⁴ Any Multi-Family Dwelling with five or more residential living units will be provided with bin service, but the bin service must be equal to a total of 240 gallons of refuse, recycling, and organics service per residential living unit.

**EXHIBIT A
(continued)**

**SCHEDULE OF UNIVERSAL SOLID WASTE COLLECTION CHARGES
FISCAL YEAR 2023-2024
WESTERN KERN UNIVERSAL COLLECTION AREA**

Use Code	Description	Annual Service Charge¹
0300	Triplex or Building with Three Living Units ²	\$434.18
0301	Duplex and Single Residence ²	\$434.18
0302	Three Separate Residences ²	\$434.18
0307	Multiple Residences ²	\$434.18
0400	Fourplex or Building with Four Living Units ²	\$434.18
0401	Two Duplexes ²	\$434.18
0402	Triplex and Single Residence ²	\$434.18
0403	Four Separate Residences ²	\$434.18
0404	Duplex and Two Residences ²	\$434.18
0407	Multiple Residences ²	\$434.18
0500	5-9 Unit Apartment Complex ^{2,3,4}	\$434.18
0501	10-20 Unit Apartment Complex ^{2,3,4}	\$434.18
0502	21-30 Unit Apartment Complex ^{2,3,4}	\$434.18
0503	31+ Unit Apartment Complex ^{2,3,4}	\$434.18
0504	Combination of Living Units totalling 5 or more ^{2,3,4}	\$434.18
0600	Townhouse ²	\$434.18
0602	Cooperative Housing ^{2,4}	\$434.18
0603	Condominium ^{2,4}	\$434.18
0700	Single Family Residence	\$434.18
1007	Licensed Manufactured Home	\$434.18
1009	Multiple Manufactured Homes ²	\$434.18
1019	Multiple Manufactured Homes ²	\$434.18
1027	Licensed Manufactured Home	\$434.18
1029	Multiple Manufactured Homes ²	\$434.18
1200	Combination of Residences, Stores, and Offices ²	\$434.18
1201	Residence and Office ²	\$434.18
1203	Residence and Store ²	\$434.18
1290	Combination of Residences, Stores, and Offices ²	\$434.18
2900	Manufactured Home Park or Trailer Park ²	\$434.18
2990	Manufactured Home Park ²	\$434.18
4001	Single Residence on Rural/Agricultural Land	\$434.18
4002	Two Residences on Rural/Agricultural Land ²	\$434.18

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- ⁴ Any Multi-Family Dwelling with five or more residential living units will be provided with bin service, but the bin service must be equal to a total of 240 gallons of refuse, recycling, and organics service per residential living unit.

**EXHIBIT A
(continued)**

**SCHEDULE OF UNIVERSAL SOLID WASTE COLLECTION CHARGES
FISCAL YEAR 2023-2024
WESTERN KERN UNIVERSAL COLLECTION AREA**

Use Code	Description	Annual Service Charge¹
5001	Single Residence on Rural/Agricultural Land	\$434.18
5002	Two Residences on Rural/Agricultural Land ²	\$434.18
5007	Multiple Residences on Rural/Agricultural Land ²	\$434.18
5008	Multiple Residences on Rural/Agricultural Land ²	\$434.18
9000	Residential Possessory Interest - Federal ²	\$434.18
9010	Residential Possessory Interest - State ²	\$434.18
9020	Residential Possessory Interest - County ²	\$434.18
9030	Residential Possessory Interest - City ²	\$434.18
9040	Residential Possessory Interest - Other ²	\$434.18
9200	Residential Improvements - unsecured ²	\$434.18

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**EXHIBIT A
(continued)**

SPECIAL SERVICES - 2023 Zones 1, 2 and 3 (Universal and Non-Universal Areas)		
SERVICE	RATE	NOTES
Account Restart Fee	\$ 30.00	
Bear Proof Cart	\$ 6.00	\$/month
Bear Proof Cart Replacement	\$ 300.00	
Bin Rental Fee	\$ 20.00	\$/month
Bin Delivery Fee	\$ 55.00	each
Cart Replacement (96-gal)	\$ 85.00	
Cart Redelivery Fee (96-gal)	\$ 30.00	
Certification (Customer Req'd)	\$ 50.00	\$/hr/employee (FAA, Facility Safety Cert. etc)
Commercial Off-County Maintained Road	\$ 9.00	\$/mo - Distance > 0.25 miles
	\$ 5.00	\$/mo - Every additional 0.25 mile
Gravity Bin Service Fee	\$ 8.00	\$/month, No installation fee
Individually Scheduled Bin Service	\$ 50.00	\$/pick-up
Individually Scheduled/Extra Cart Service	\$ 30.00	\$/pick-up (may apply to contaminated cart)
Individually Dispatched Bin Service	\$ 85.00	\$/pick-up
Lock/unlock Customer Enclosure	\$ 12.00	\$/month
Install Manual Bar Lock	\$ 55.00	No monthly service fee
Install Gravity Lock	\$ 165.00	No monthly service fee
Manually Rolling Bins	\$ 10.00	\$/month/20'
Packer Truck Rate with Driver	\$ 180.00	\$/hour
Residential Off-County Maintained Road (Must be on public access easement road)	\$ 1.00	\$/pick-up
Residential Walk-in Service	\$ 5.00	\$/pick-up (No charge with Medical Exemption)
NOTE: If a Special Service is required - it will be directly billed by the Franchise Hauler.		