

ORDINANCE NO. G-9214

AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF KERN, STATE OF CALIFORNIA
ESTABLISHING THE SCHEDULE OF SOLID WASTE
COLLECTION CHARGES IN COMMERCIAL ZONE 1
FOR FISCAL YEAR 2023-2024

The following Ordinance, consisting of seven (7) 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. Commercial properties are designated by the Board of Supervisors as an area where solid waste collection services are required for all properties, except vacant land or non-developed properties.
2. A written Report containing a description of commercial properties requiring solid waste collection in Commercial Zone 1 and the amount of the charge for services 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. Solid Waste Collection Charges for Fiscal Year 2023-2024 for Commercial Zone 1.

1. Pursuant to Kern County Ordinance 8.28.060 and 5.36.090, the schedule of Solid Waste Collection Charges for Commercial Zone 1 for Fiscal Year 2023-2024 is hereby established as per Exhibit A.

Section 4. 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 5. 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 6. The schedule of Solid Waste Collection Charges shall become effective July 1, 2023.

Section 7. This Ordinance shall supersede and replace Kern County Ordinance G-9127.

#26L6770-PWH

COPIES FURNISHED:
<i>CAD: Co Counsel:</i>
<i>Public Works</i>
<i>6/7/2023 (2)</i>

EXHIBIT A

COMMERCIAL BIN AND CART RATES - JULY 2023 Zone 1 - All Franchise Areas Uncompacted Waste*
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Container**			Service Frequency	1st Commercial Container**	Each Additional Commercial Container	Each Additional Service Pickup
Size	Units	Type	Pick-up/Week	\$/Cont./Month	\$/Cont./Month	\$/Cont./Month
96	Gal	Cart	1	\$ 51.52	\$ 43.30	\$ 20.79
1	CY	Bin	1	\$ 106.99	\$ 98.77	\$ 60.37
1.5/300	CY/Gal	Bin	1	\$ 124.45	\$ 116.24	\$ 68.89
2	CY	Bin	1	\$ 149.38	\$ 141.16	\$ 81.53
3	CY	Bin	1	\$ 187.96	\$ 179.75	\$ 91.22
4	CY	Bin	1	\$ 233.51	\$ 225.30	\$ 117.54

* Bins of mechanically compacted waste or extreme density bins (density > 330 lbs/CY) shall be charged at three times the rate established above.

** Rates include the monthly Admin Fee; \$1.00 per commercial unit per month is included.

ORGANIC WASTE - JULY 2023						
96	Gal	Cart***	1	\$ 48.78	\$ 43.30	N/A
2	CY	Bin	1	\$ 293.28	\$ 282.32	\$ 163.07
3	CY	Bin	1	\$ 370.45	\$ 359.49	\$ 182.44

*** Commercial carts will only be picked up one time per week, commercial bins may be picked up multiple times per week

ROLL-OFF CONTAINER RATES - JULY 2023	
Zone 1 - All Franchise Areas	
Standard Roll-Off Service Fee	\$ 297.95
Rental Per Month ^(1,2,3)	\$ 254.78
Delivery Charge	\$ 137.37
Per Hour Charge	\$ 165.79
Roll-Off Compactor Service Fee	\$ 363.33

⁽¹⁾ Monthly rental may be prorated for periods less than one month.

⁽²⁾ Rates include the monthly Admin Fee; \$1.00 per commercial unit per month is included.

⁽³⁾ If account does not include a rental, the Admin Fee of \$1.00 per month and the SB 1383 Fee of \$1.74 per month will be added.

**EXHIBIT A
(continued)**

<p>SOURCE SEPARATED RECYCLING RATE SCHEDULE ZONE 1</p>

Level of Service	Service Rate \$ per Container per month July 2023
96/101 Gallon Commercial Recycling Weekly service*; includes cart rental \$4	\$31.80
96/101 Gallon Commercial Recycling Bi-Weekly service, includes cart rental \$4	\$19.25
300 Gallon Commercial Recycling Weekly service*; includes cart rental \$4	\$71.86
300 Gallon Commercial Recycling Bi-Weekly service, includes cart rental \$4	\$38.55
3 CY Bin Commercial Recycling Weekly service*, includes bin rental \$14	\$125.79
3 CY Bin Commercial Recycling Bi-Weekly service, includes bin rental \$14	\$70.56
6 CY Bin Commercial Recycling Weekly service*, includes bin rental \$20	\$180.23
6 CY Bin Commercial Recycling Bi-Weekly service*, includes bin rental \$20	\$103.19

*Each additional pick up per week is the Basic Rate minus the cart/bin rental.

**EXHIBIT A
(continued)**

**SPECIAL SERVICES - 2023
Zone 1
(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.