


ORDINANCE NO. G-9223

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN, STATE OF CALIFORNIA ESTABLISHING THE SCHEDULE OF THE SOLID WASTE ADMINISTRATION FEE FOR FRANCHISE GARBAGE HAULERS FOR FISCAL YEAR 2023-2024 AND PROVIDING FOR THE COLLECTION OF THE SAME ON THE TAX ROLL FOR UNIVERSAL COLLECTION AREAS

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

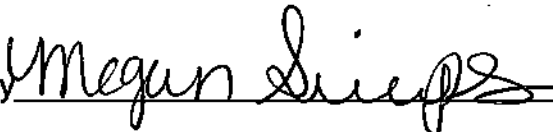

Chairman, Board of Supervisors
County of Kern, State of California

(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. A written Report describing the amount of the Solid Waste Administration Fee and assessing each Franchise Hauler its applicable portion of the fee for Fiscal Year 2023-2024, has been prepared by the Public Works Department and filed with the Clerk of the Board of Supervisors.
2. 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.
3. At the conclusion of the hearing and concurrently with this Ordinance, the Report, including the findings and charges for service was approved and adopted by this Board.
4. This Board hereby certifies that these rates are set in full compliance with the provisions of Proposition 218.

Section 3. Establishment of the Solid Waste Administration Fee for Fiscal Year 2023-2024 for Universal Collection Area residential properties and all other residential and non-residential (commercial) properties that subscribe to the services of a Franchise Hauler.

1. Pursuant to Kern County Ordinance Code 5.36.055, although excepting Alternate Universal Collection Areas in the County of Kern, all residential and non-residential (commercial) properties subscribing to the services of a franchise hauler will be assessed the Solid Waste Administration Fee on a per unit basis. The Solid Waste Administration Fee calculation and assessment is shown in Exhibit A.

Section 4. Collection of Charges on the Tax Roll. In accordance with the provisions of law, this Board hereby approves and provides that the fee herein provided for shall be placed on the tax roll for all residential properties in established Universal Collection Areas (excepting Alternate Universal Collection Areas) 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. This fee is included with the rates set for Universal Collection Areas and will be deducted monthly by the Public Works Department.

Section 5. Collection of Charges not on the Tax Roll. In accordance with the provisions of law, this Board hereby approves and provides that the fee herein provided for shall be invoiced to the Franchise Hauler by the Public Works Department for all residential properties that are not located in an established Universal Collection Area and that subscribe to the services of the franchise hauler and all non-residential properties that subscribe to the services of the franchise hauler.

Section 6. 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 7. The schedule of the Solid Waste Administration Fee shall become effective July 1, 2023.

Section 8. This Ordinance shall supersede and replace Kern County Ordinance G-9131.

#26L7127-PWH

COPIES FURNISHED:	
CAO; Co Counsel;	
Public Works;	
Auditor	
6/7/2023	(7)

EXHIBIT A

Kern County Public Works Department Hauler Administration Fee For Fiscal Year 2023-2024

Labor	\$968,718
Services and Supplies	\$85,122
Total Hauler Administration Fee	\$1,053,840

Proposed Distribution of Hauler Administration Fee Costs and Calculation of Equivalent Annual and Monthly Rate

Hauler	Total No. of Units	Hauler % of Total	Hauler Total Based Upon % of No. of Units
American Refuse	1,509	1.72%	\$18,108
Howard's Garbage Service	2,761	3.14%	\$33,132
Lamont Sanitation	5,704	6.50%	\$68,448
Mountainside Disposal	1,471	1.68%	\$17,652
Price Disposal	10,808	12.31%	\$129,696
South Tulare Richgrove-Refuse	552	0.63%	\$6,624
Superior Sanitation	7,320	8.34%	\$87,840
Thomas Refuse	5,275	6.01%	\$63,300
Valley Garbage	4,122	4.69%	\$49,464
Varnier & Son	30,436	34.66%	\$365,232
Varnier Bros.	2,210	2.52%	\$26,520
Waste Management	10,670	12.15%	\$128,040
Westside Waste Management	4,982	5.67%	\$59,784
Total	87,820	100.00%	\$1,053,840

Equivalent Annual Rate	<u>Total Cost</u>	<u>\$1,053,840</u>	\$ 12.00
	<u>Total Units</u>	<u>87,820</u>	

Equivalent Monthly Rate		\$ 1.00
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