



Staff Report

TO: City Council
FROM: Sue Foxworth, Solid Waste & Recycling Manager
DATE: March 1, 2022
SUBJECT: **Public Hearing and Consideration of a Resolution Establishing a Solid Waste SB 1383 Organics Waiver Application Fee**

Background and Analysis:

On May 7, 2019, City Council unanimously approved a Collection Services Agreement for the provision of residential and commercial garbage, recyclable materials and organic waste collection services between the City and USA Waste of California, Inc., d.b.a. Waste Management of the Inland Empire. The Agreement went into effect on July 1, 2019. On November 16, 2021, City Council approved an ordinance to include the necessary provisions and enforcement mechanisms to ensure that residents and property owners, as well as the City's franchisee, Waste Management of Inland Empire, comply with the state law requirements concerning solid waste including Senate Bill 1383, Short-Lived Climate Pollutants (SB 1383) mandate.

SB 1383 builds on existing legislation, AB 341 and AB 1826. The stated purpose of SB 1383 is to reduce organic waste disposal, recover edible food waste from the waste stream and reduce methane emissions. In order to achieve the reduction of landfilled waste and to increase recovery, the State has mandated the following:

1. Provide organics collection services to all residents, multi-family complexes and businesses,
2. Establish edible food recovery programs,
3. Conduct education and outreach to the community,
4. Procure recyclable and recovered organics products, and
5. Monitor compliance and conduct enforcement.

The new solid waste management ordinance permits commercial businesses that choose not to obtain organic recycling waste services through the City's franchisee to apply for a temporary waiver. The ordinance provides that the fee for the waiver may be established by City Council via resolution.

Under Article II of Beaumont Municipal code Section 8.12.180, prior to issuing a waiver, among other things, City staff will need to review an application and supporting documents, conduct an inspection of the business, and monitor the applicant's compliance throughout the year to make sure the City is following the mandates set forth by the State. City staff estimates the issuance and administration that a waiver will require is approximately 10 hours of City staff time, per waiver, per year.

Per the proposed resolution, the waiver application fee shall reflect the City's reasonable costs of issuing and monitoring compliance with the permit. The administration and compliance duties will fall to the Assistant City Manager, the Public Works Director, and the Solid Waste Manager. The fully burdened salary rate of the Solid Waste Manager is \$74.22 per hour, the fully burdened salary rate of the Assistant City Manager is \$150.00 per hour and the fully burdened rate of the Public Works Director is \$140.00 an hour. City staff believes that administration and the monitoring of compliance with the waiver will cost the City on average \$100 per hour. Given the estimated 10 hours of City staff time, per permit, per year, City staff is recommending that the waiver application fee be set at \$1,000.

Fiscal Impact:

It is estimated that the cost to prepare this report is approximately \$1,000.

Recommended Action:

Hold a public hearing, and
Waive the full reading and approve by title only, "Resolution Establishing an Organics Waste Service Waiver Application Fee for Commercial Premises in Accordance with City of Beaumont Municipal Code Section 8.12.180."

Attachments:

- A. Resolution
- B. Ordinance 1143