

ORDINANCE NO. 812

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY REPEALING AND REPLACING CHAPTER 8.24 OF THE GRASS VALLEY MUNICIPAL CODE RELATED SOLID WASTE

Be it ordained by the council of the City of Grass Valley:

SECTION 1. CODE AMENDMENT. Chapter 8.24 of the Grass Valley Municipal Code is repealed and replaced as shown in Attachment 1.

SECTION 2. CODE AMENDMENT. California State Mandates. Assembly Bills 939 (1989), 341 (2011), 1826 (2014) and Senate Bill 1383 (2016), created a series of mandates that local jurisdictions must implement to increase recycling efforts and to reduce organic materials into landfills. The code amendments in this Ordinance are taken to reflect the requirements in these four bills.

SECTION 3. CODE AMENDMENT. CEQA Findings. This Ordinance is exempt under the California Environmental Quality Act (CEQA) Guideline Sections 15061(b)(3) and 15308 because it can be seen with certainty that the enhanced solid waste regulations, as provided in this Ordinance, will not have a significant effect on the environment and the new requirements, which strengthen the rules for handling of solid waste, represent actions by the City for the protection of the environment. Furthermore, this ordinance is consistent with the goals of the California State Assembly Bills 939, 341, and 1826, and Senate Bill 1383.

SECTION 4. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or its application to any person or circumstance is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance or its application to other persons and circumstances. The City Council of the City of Grass Valley declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional and, to that end, the provisions hereof are hereby declared to be severable.

SECTION 5. Effective Date. This Ordinance shall be in full force and effect 30 days after its adoption under Article VII, § 2 of the Grass Valley City Charter.

SECTION 6. Publication. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published once in *The Union*, a newspaper of general circulation printed, published, and circulated within the City.

INTRODUCED and first read at a regular meeting of the City Council on the 11th day of January 2022.

FINAL PASSAGE AND ADOPTION by the City Council was at a meeting thereof held on the 25th day of January, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINING:

Ben Aguilar, Mayor

APPROVED AS TO FORM:

ATTEST:

Michael G. Colantuono, City Attorney

Taylor Day, Deputy City Clerk