

RESOLUTION NO. 5612-22

A RESOLUTION IMPOSING SOLID WASTE COLLECTION REQUIREMENTS ON THE CITY'S FRANCHISED HAULERS PURSUANT TO SUBSECTIONS 7(a),7 (j), 7(n); and 11(a), AS WELL AS SECTIONS 14 AND 16 OF ORDINANCE 1318-11.

WHEREAS, on April 4, 2021, the administrative rules implementing Metro code chapter 5.15 became effective;

WHEREAS, the administrative rules impose new standards for solid waste and recycling collection for residential services;

WHEREAS, various subsections and sections of Ordinance 1318-11, which awards solid waste hauling franchises in the City, require haulers to comply with the Metro administrative rules when they are adopted by the City Council by resolution; and

WHEREAS, the Council desires to adopt the residential service standard as set forth in the Metro administrative rules in order to ensure compliance with the Regional Waste Management Plan and to provide a comprehensive and consistent level of recycling service throughout the Metro region.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON, that:

Section 1. Pursuant to the terms of Ordinance 1318-11, the Council adopts the solid waste and recycling collection standards set forth in Exhibit A.

Section 2. The City Manager is further authorized to take any and all steps necessary to implement this resolution, including but not limited to providing a copy of the standards in Exhibit A to all franchised waste haulers within the City.

Section 4. This resolution is effective upon adoption.

INTRODUCED and ADOPTED by the City Council this 25th day of April, 2022.

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder

EXHIBIT A

Solid Waste and Recycling Collection Standards

Pursuant to the terms of Ordinance 1318-11, all franchised haulers shall comply with the following standards, which are adopted in order to ensure compliance with the Regional Waste Management Plan. These standards are in addition to and not in lieu of any applicable standards set forth in Ordinance 1318-11.

Section 1. For all single-family residential customers, franchised haulers shall, at a minimum provide:

- A. At least one receptacle, with capacity of at least 60 gallons, for the collection of all acceptable recyclable materials except glass and motor oil.
- B. At least one receptacle for source-separated glass collection. The receptacle for glass must have a capacity of at least five gallons.
- C. At least one receptacle for yard debris collection. The receptacle must have a capacity of at least 60 gallons.
- D. Weekly collection of acceptable recyclable materials, glass, motor oil, and yard debris on the same day of the week as garbage, unless exempted by the City Manager.
- E. Bulky waste collection services upon request.

Section 2. For all multi-family residential customers:

- A. Franchised haulers shall, at a minimum, provide the following minimum per unit service volumes
 - I. Garbage: 20 gallons per unit per week;
 - II. Acceptable Recyclable Materials: 20 gallons per unit per week;
 - III. Source Separated Glass: 1 gallon per unit per week.
 - IV. All material streams must be collected at least weekly, provide that on call services are exempt from these collection frequency and minimum per unit service volume requirements.
- B. Franchised haulers shall provide regularly occurring bulky waste collection service to multi-family residential customers no later than July 1, 2025.
- C. Franchised haulers shall ensure that receptacle colors, signage, and information materials comply with the regional standards for collection receptacles for all multifamily residential customers as follows by the following dates:
 - I. All plastic receptacles for garbage, acceptable recyclable materials, and yard debris and/or food scraps ordered after July 1, 2022 must contain at least 30% post-consumer recycled content.
 - II. All receptacles must be labeled with the correct Metro-approved regional decals for acceptable recyclable materials, glass, yard debris, and garbage by December 31, 2023. All previous garbage and recycling instructional decals must be completely removed from each receptacle and replaced with correct and approved regional decals.
 - III. By July 1, 2028, all garbage receptacles must be gray or black, acceptable recyclable material receptacles must be blue, yard debris and/or food scraps receptacles must be green and source-separated glass receptacles must be orange. These color standards do not apply to compactors and drop boxes.

- D. Franchised haulers are not required to but may provide used motor oil collection to multi-family residential customers.
- E. Franchised haulers are not required to provide yard debris collection to multi-family residential customers if no yard debris is generated on-site, or the customer meets one of the following conditions:
 - I. Uses a landscape maintenance firm that transports yard debris to a Metro-authorized facility;
 - II. Manages its yard debris on-site such as composting or mulching;
 - III. Self-hauls its yard debris to a Metro-authorized facility;
 - IV. Uses another preapproved method.

Section 3. Franchised haulers shall annually provide comprehensive education and assistance for waste, recycling and reuse services to all customers, including single-family, multifamily and business customers.

- A. Comprehensive education and assistance includes:
 - I. Information about waste prevention, reuse, recycling, yard debris and food waste;
 - II. Instructions about the proper preparation of materials for recycling, composting and disposal; and
 - III. Contact information for customers to receive additional information or assistance.
- B. All information provided by franchised haulers under this section must be accurate, culturally-responsive and reflect local conditions. Culturally-responsive means adapted to maximize the respect and relevance to the beliefs, practices, culture and linguistic needs of diverse consumer populations and communities.
- C. As part of the education and assistance required by this Section, franchised haulers must provide direct performance feedback to individual customers regarding any contamination of acceptable recyclable materials.
- D. Franchised haulers must provide timely inclement weather notifications in multiple languages and through a variety of media.

Section 4. Franchised haulers may not mix glass with other acceptable recyclable materials within any collection vehicle.