

ORDINANCE NO. 1466-22

AN ORDINANCE IMPLEMENTING RESIDENTIAL SERVICE STANDARDS FOR SOLID WASTE AND RECYCLING.

WHEREAS, the administrative rules for Metro Code Chapter 5.15 became effective on April 4, 2021;

WHEREAS, the administrative rules set forth various standards for solid waste and recycling collection for residential customers in order to ensure compliance with the Regional Solid Waste Management Plan;

WHEREAS, the Council has adopted the standards in the administrative rules by resolution in accordance with Ordinance 1318-11, in order to ensure franchised haulers comply with the standards;

WHEREAS, Metro has determined that people living in multifamily communities, apartments, and condos face unique challenges when dealing with garbage and recycling, and has therefore established new standards for multifamily services to implement high-priority Regional Waste Plan actions; and

WHEREAS, the Council desires to enact standards that will be applicable to the general public in order to ensure compliance with the Regional Solid Waste Management Plan.

THE CITY OF TUALATIN ORDAINS AS FOLLOWS:

Section 1. Tualatin Municipal Code Chapter 9-12 (Solid Waste and Recycling Standards) is created to read as follows:

TMC 9-12-010 Definitions.

As used in this Chapter following terms mean:

- (1) "Acceptable Recyclable Materials" means mixed waste paper, newspaper, magazines, corrugated cardboard, steel cans, aluminum, scrap metal, plastic bottles and jars, round plastic containers and tubs, kraft paper, aseptic containers, glass bottles and jars, motor oil and yard debris.
- (2) "Landlord" means the owner, lessor or sublessor of a single family or multifamily residential property. "Landlord" includes a person who is authorized by the owner, lessor or sublessor to manage the premises or to enter into a rental agreement, and any person who has oral or written authority, either express or implied, to act for or on behalf of a landlord.

TMC 9-12-020 Access to On-Site Garbage and Recycling Collection Services

All landlords must provide access to on-site garbage and recycling collection services for tenants.

TMC 9-12-030 Service Requirement for Multi-Family Residential Properties

- (1) Unless service is provided through an on-call service, all landlords of multi-family residential properties must ensure that at least weekly collection of garbage, acceptable recyclable materials and source separated glass occurs at the following minimum per service volumes:
 - a. Garbage: 20 gallons per unit per week;
 - b. Acceptable Recyclable Materials: 20 gallons per unit per week;
 - c. Source Separated Glass: 1 gallon per unit per week.

- (2) Landlords are not required by this section to ensure weekly collection of motor oil.

- (3) Landlords are not required by this section to ensure yard debris collection if no yard debris is generated on-site, or the landlord meets one of the following conditions:
 - a. Uses a landscape maintenance firm that transports yard debris to a Metro-authorized facility;
 - b. Manages its yard debris on-site such as composting or mulching;
 - c. Self-hauls its yard debris to a Metro-authorized facility;
 - d. Uses another preapproved method.

TMC 9-12-040 Duty to Source Separate Glass

No person may mix glass with other acceptable recyclable materials within any collection receptacle.

Section 2. Severability. Each section of this ordinance, and any part thereof, is severable. If any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance remains in full force and effect.

Section 3. Effective Date. As provided in the Tualatin Charter, this ordinance is effective 30 days from the date of adoption.

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

CITY OF TUALATIN, OREGON

BY _____
Mayor

ATTEST:

BY _____
City Recorder