



City of Tualatin

CITY OF TUALATIN Staff Report

TO: Honorable Mayor and Members of the City Council
THROUGH: Sherilyn Lombos, City Manager
FROM: Lindsay Marshall, Management Analyst II
DATE: April 25, 2022

SUBJECT:

Consideration of **Ordinance No. 1466-22** and **Resolution No. 5612-22** Adopting Metro Regional Service Standards

RECOMMENDATION:

Staff recommend adopting **Ordinance No. 1466-22** and **Resolution 5612-22** which will bring the City into compliance with the Residential Service Standard as required by the Regional Waste Plan and Metro Code 5.15.130. The ordinance will apply to all residential customers, including single-family and multifamily customers, and the Resolution will apply to franchised solid waste haulers. A separate resolution is required for the haulers in order to comply with the City's franchise, Ordinance 1318-11. Combined, the Ordinance and Resolution outline new minimum service standards for garbage and recycling collection.

EXECUTIVE SUMMARY:

The Regional Waste Plan (RWP) sets the policy direction for the region's solid waste and recycling system. The 2030 RWP is different from previous plans in that its values, principles, goals and actions specifically reflect the needs and aspirations of members of the regional community who haven't historically had a strong voice in the development of environmental plans, policies and programs.

Service Standards

The Regional Residential Service Standards set the base level of service to for all government recycling collection programs in the Metro area. Changes to Residential Service Standards deliver on three actions under Goal #10 of the 2030 RWP, which states: *Provide regionally consistent services for garbage, recyclables and other priority materials that meet the needs of all users:*

- 10.1 - Provide comprehensive collection services and supporting education and assistance for source-separated recyclables, source-separated food scraps and garbage, in compliance with state, regional and local requirements, including the Regional Service Standard, Business Recycling Requirement, and Business Food Waste Requirement in Metro Code.
- 10.2 - Implement minimum service levels or performance standards for all collected materials for multifamily and commercial tenants.

- 10.3 - Implement regional standards for collection container colors, signage and other related informational materials for single-family, multifamily and commercial services.

A local government must adopt and implement the residential service standard as required by the Regional Waste Plan.

The Residential Service Standards require that a local government must:

- (a) Provide comprehensive single-family residential solid waste collection services including collection of acceptable recyclable materials;
- (b) Provide comprehensive multifamily residential solid waste collection services including collection of acceptable recyclable materials;
- (c) Implement minimum service levels for all collected materials for multifamily residential customers;
- (d) Develop and implement standards for collection areas, to ensure adequate access to collection receptacles;
- (e) Provide supporting solid waste outreach and education programs and materials to all residential solid waste generators;
- (f) Implement regional standards for collection container colors, signage and related informational materials; and
- (g) Provide bulky waste collection service.

Single-Family Residential Service Standards

For all single-family residential customers:

1. Provide at least one receptacle, with capacity of at least 60 gallons, for the collection of all acceptable recyclable materials except glass and motor oil.
2. At least one receptacle for source-separated glass collection will be provided. The receptacle for glass must have a capacity of at least five gallons.
3. Weekly collection of acceptable recyclable materials, glass, motor oil, and yard debris on the same day of the week as garbage must be provided, unless exempted.
4. Provide at least one receptacle for yard debris collection. The receptacle must have a capacity of at least 60 gallons.
5. Bulky waste collection services must be provided.
6. Property owners and managers must provide access to on-site garbage and recycling collection service to renters of single-family residential properties

Multifamily Residential Service Standards

Given that twenty-five percent of people in the Portland metro area live in multifamily communities, apartments, and condos and that these communities face unique challenges when dealing with garbage and recycling, new standards for multifamily services were adopted to implement high-priority Regional Waste Plan actions.

Garbage and recycling services for these properties have often not met the needs of their residents for many years and are not nearly as good as services provided to people living in single-family homes. The garbage and recycling bins can be inconsistent and confusing, and often there aren't enough of them. This results in loose garbage in and around garbage and recycling areas, which creates safety issues for both residents and haulers. The inconsistency and confusion have also led to a twenty-one percent contamination rate of the recyclable stream—which means that twenty-one percent of items put in the recycling bins do not belong there. Compare this to the single-family home contamination rate of nine percent.

The new standards will help meet the needs expressed by people living in multifamily communities, apartments, and condos so they can effectively navigate their garbage and recycling system. It will also create safer conditions for residents and collection companies while decreasing the contamination rate of the recyclable stream.

Significant changes include:

- required use of regional signage on bins and in collection areas
- per unit service volume minimums for garbage, mixed recycling and glass streams
- weekly minimum collection frequency for all streams
- collection container color standard for all material streams.

For all multifamily residential customers minimum per unit service volumes must be provided according to the table below. All material streams are collected at least weekly. On call services are exempt from collection frequency and minimum per unit service volume requirements.

Garbage	Acceptable Recyclable Materials	Source-separated Glass
20 gallons per unit per week	20 gallons per unit per week	1 gallon per unit per week

Regularly-occurring bulky waste collection service must be provided by July 1, 2025.

Receptacle colors, signage, and information materials must comply with the regional standards for collection receptacles for all multifamily residential customers by the following dates, which have been established by Metro Code and rule:

1. All receptacles ordered after July 1, 2022 must comply with the color standard below and must be labeled with the correct Metro-approved regional signage.
2. 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.
3. 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.
4. Garbage receptacles must be gray or black, acceptable recyclable materials receptacles must be blue, yard debris and/or food scraps receptacles must be green and source-

separated glass receptacles must be orange by July 1, 2028.

5. Color standards do not apply to compactors and drop boxes.

OUTCOMES OF DECISION:

Adoption of Ordinance No. 1466-22 and Resolution No. 5612-22 would bring the City into compliance with the Residential Service Standard as required by the Regional Waste Plan and Metro Code 5.15.130. The ordinance would apply to all residential customers, including single-family and multifamily customers, and the Resolution would apply to franchised solid waste haulers. A separate resolution is required for the haulers in order to comply with the City's franchise, Ordinance 1318-11. Combined, the Ordinance and Resolution would outline new minimum service standards for garbage and recycling collection.

FINANCIAL IMPLICATIONS:

Adoption of the ordinance and resolution will not fiscally affect the City. Minimum service volumes should not result in additional costs for garbage and recycling customers. However, for those who live in multifamily housing communities that have not had enough garbage and recycling services to meet the needs of residents, new containers may need to be added and the frequency of garbage and recycling collection may need to increase to ensure the right level of service. Property owners or managers make the decision about how the costs of garbage and recycling are shared, but are limited by state law in how much they can charge residents for these changes ([Oregon Revised Statutes, Title 10, Residential Landlord and Tenant, Chapter 90.315](#)).

ATTACHMENTS:

- Ordinance 1466-22 Solid Waste and Recycling Residential Service Standards for the Public
- Resolution 5612-22 Solid Waste and Recycling Residential Service Standards for Haulers