

ORDINANCE NO. 13-794

AN ORDINANCE OF THE CITY OF ARTESIA ESTABLISHING CHARGES AGAINST RESIDENTIAL PROPERTIES WITHIN THE CITY FOR THE COLLECTION, REMOVAL AND DISPOSAL OF GARBAGE, RUBBISH AND WASTE MATERIALS.

THE CITY COUNCIL OF THE CITY OF ARTESIA DOES ORDAIN AS FOLLOWS:

Section 1. Republic Services, Incorporated ("Republic") currently collects, removes and disposes of garbage, rubbish and waste materials from residential and non-residential properties in the City under a franchise agreement with the City.

Section 2. Pursuant to the franchise agreement, on February 25, 2013, Republic submitted an adjustment proposal for an increase of 3.17 % in residential and non-residential collection rates to reflect an increase in disposal tipping fee costs of 0.39%, weighted at the percentage of the collection rate which such item represents (25%), (ii) and an increase in the Consumer Price Index of 4.09%, weighted at a percentage representing the balance of the collection rate (75%). The sum of these components ((i) 0.1% and (ii) 3.07%) is 3.17% The applicable Consumers Price Index is the All Urban Consumers Index for the Los Angeles-Riverside-Orange County area.

Section 3. Pursuant to law, the City caused a written report to be filed with the City Clerk pursuant to Section 5473 of the California Health and Safety Code (the "Report") which contains a description of each single-family residential parcel and mobile home park unit receiving refuse collection and disposal services and the proposed amount of the charge for each such parcel for fiscal year 2012-2013. The City provided notice of a public hearing on the Report and the increased charges to the owner of each residential parcel to be charged by way of a mailing to each property owner through Consolidated Disposal Service.

Section 4. Following notice duly given pursuant to law, the City Council has held a full and fair public hearing on the levy of a fee against residential properties within the City for solid waste and recyclable materials handling services. All interested persons were afforded the opportunity to hear and to be heard regarding the Report. The City Council hereby finds that there was no protest made by the majority of separate parcels of property described in the Report. All protests and objections to the Report are hereby overruled.

Section 5. The City Council hereby adopts the Report and approves the charges set forth in Attachment "A" attached hereto and incorporated herein by this reference. Such charges shall be effective as of July 1, 2013 and remain in effect for 24 months.

Section 6. The Deputy City Manager is hereby authorized and directed to transmit the charges to the County of Los Angeles Tax Collector for collection on the County property tax roll.

Section 7. The City provides refuse collection service within its boundaries. The amount of money from ad valorem taxes available to the City is inadequate to fund the cost of this service. Therefore, it is necessary to continue the practice of imposing a refuse collection service fee upon residential properties within the City to provide for the uninterrupted collection of refuse in order to protect the public health, safety and welfare of the residents therein and the general public. In order to collect the fees on the tax roll and thereby avoid the substantial costs of establishing a billing system for the collection of the fees, the City must submit the fee to the County of Los Angeles for collection on the tax roll prior to August 10th each year. Because of the County's August 10th deadline, the City has taken steps to ensure the process of the public hearing, preparing a resolution approving a request for a rate adjustment, and providing first and second readings for an ordinance to give authority for such collection through the County of Los Angeles Tax Collector.

PASSED, APPROVED and ADOPTED this 10th day of June 2013

SALLY FLOWERS, MAYOR

ATTEST:

GLORIA CONSIDINE, CITY CLERK/TREASURER

I, Gloria Considine, City Clerk/Treasurer of the City of Artesia do hereby certify that the foregoing ordinance was adopted at an adjourned regular meeting held on the 10th day of June 2013, by the following roll call vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

ABSTAIN: COUNCILMEMBERS

GLORIA CONSIDINE, CITY CLERK/TREASURER

ATTACHMENT "A"

CHARGES AGAINST RESIDENTIAL PROPERTIES
FOR THE COLLECTION, REMOVAL AND DISPOSAL
OF GARBAGE, RUBBISH AND WASTE MATERIALS

	Existing Monthly Rate	Proposed Monthly Rate
Single Family Residences		
Service includes:		
98 gallon cart (trash)		
64 gallon cart (recycling), and		
64 gallon cart (green waste)	\$22.01 per unit	\$22.71 per unit
Mobile Home Park Units		
64 gallon cart	\$19.72 per unit	\$20.35 per unit*
* Subject to CPI increases in future years		
* In future years, this rate is subject to increase, based on the increase in the Consumer Price Index (CPI) for all Urban Consumers in the Los Angeles-Riverside-Orange County Metropolitan Area.		
Temporary Residential	\$125.46 basic charge	\$129.44