

ORDINANCE NUMBER O- 15811 (New Series)

Adopted on SEP 13 1982

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 66.0107, 66.0115, 66.0120, 66.0124, 66.0125, 66.0126 AND 66.0127, RELATING TO COLLECTION, TRANSPORTATION AND DISPOSAL OF REFUSE.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter VI, Article 6 of the San Diego Municipal Code be and it is hereby amended by amending Sections 66.0107, 66.0115, 66.0120, 66.0124, 66.0125, 66.0126 and 66.0127 to read as follows:

SEC. 66.0107 LICENSE REQUIRED FOR THE COLLECTION, TRANSPORTATION AND DISPOSAL OF REFUSE

(a) No person shall collect, transport, or dispose of refuse within the City of San Diego without a current, unrevoked license issued by the City Treasurer. No vehicle shall be used in the collection, transportation, and disposal of refuse within the City of San Diego unless it carries a current, unrevoked tag or decal issued by the City Treasurer.

(b) Persons transporting refuse from their residences, refuse produced in the course of their own business, or refuse collected in the course of community clean-up campaigns shall not be required to obtain a license nor a tag or decal for their vehicles; provided, however, that such persons shall be required to transport said refuse in the manner set forth in Section 66.0104.

Municipal corporations and other governmental agencies engaged in the collection, transportation, or disposal of refuse within the City of San Diego shall be exempt from the license and tag or decal requirements of this section.

SEC. 66.0115 INSURANCE

All licenses shall maintain and keep in force on each vehicle a public liability combined single limits insurance policy for not less than \$1,000,000. Copies of the insurance policies or certificates evidencing such policies shall be filed with the Manager prior to the issuance of any license to collect, transport or dispose of refuse. All policies shall contain a provision requiring that ten (10) days' notice must be given to the Manager prior to cancellation, modification or reduction of the limits of the policy by the insured.

SEC. 66.0120 VEHICLE INSPECTION AND TAGS

All vehicles and other equipment used in the collection, transportation, and disposal of refuse shall be inspected as often as the Manager deems necessary and at such times and places as shall be designated by said Manager. The Manager shall provide for each vehicle operated by licensee, a durable tag or decal upon payment of the applicable license fee. Such tag or decal shall be securely fastened and maintained by the licensee on each vehicle so as to be clearly visible. The Manager may suspend the tag or decal of any vehicle that fails to meet the requirements of this Article, and such vehicle shall not be used for the collection, transportation or disposal of refuse until the tag or decal has been reinstated by the

Manager. In the event any vehicle fails to meet the requirements of this Article, or in the event any vehicle becomes temporarily or permanently inoperable or unavailable, the licensee may transfer said vehicle's tag or decal to another vehicle to be operated by licensee, which vehicle has passed City inspection and does meet the requirements of this Article. If the tag or decal transferred to such substitute vehicle is for a period of two (2) weeks or less, the requirements of name, address and telephone number designation specified by Section 66.0121 shall not apply.

SEC. 66.0124 REFUSE DISPOSAL FACILITIES--REGULATIONS

The following rules and regulations for the use of refuse disposal facilities operated or maintained by The City of San Diego are hereby established, and any person violating any of said rules or regulations shall be guilty of a misdemeanor:

(a) No material which cannot be safely or conveniently handled in the disposal operation shall be deposited.

(b) No ashes shall be deposited unless they are thoroughly wet and cold.

(c) No explosives or highly inflammable materials shall be deposited.

(d) All material shall be deposited in locations designated by signs or the person in charge or control of the disposal operation.

(e) Fires are prohibited in disposal areas.

(f) Salvaging is prohibited in disposal areas except as specifically authorized by the City Manager.

(g) Loitering is prohibited in disposal areas.

(h) The special access roads serving the refuse disposal facilities shall not be used by the public except when necessary in the course of depositing material in said fills.

(i) The speed limit on refuse disposal facilities and on any special access roads thereto shall be twenty (20) miles per hour.

SEC. 66.0125 FEE FOR USE OF REFUSE DISPOSAL FACILITIES

A. Intent and Purpose. The intent and purpose of the Council in the enactment of this section is to extend the useful life of the City's refuse disposal facilities; to recoup on an equitable basis some of the projected increased cost of refuse disposal necessitated by the eventual discontinuance of the use of the present refuse disposal facilities, and to provide a program for more uniform distribution of refuse among the existing refuse disposal facilities.

B. Fee Required. All persons seeking to dispose of garbage, rubbish or other refuse, any portion of which is generated outside the City limits, shall pay a fee for the use of refuse disposal facilities in which disposal is permitted.

In addition, a fee shall be paid for the disposal of any waste materials which, because of their bulk or composition, require special care in disposal regardless of place of origin. These wastes shall include, but not be limited to the following:

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1. Solid wastes generated as a result of the construction or demolition of buildings or other structures and debris from clearing or grubbing land.

2. Non-infectious materials and hospital and laboratory wastes as may be authorized for refuse disposal by governmental agencies.

3. Tree stumps, poles, pilings and similar objects.

4. Motor vehicle and construction equipment tires.

5. Boats of all types.

6. Automobile and truck bodies.

7. Large commercial appliances such as refrigerators, freezers, washing machines, dryers, water heaters and ranges.

C. Rules and Regulations. Subject to the approval of the Council by resolution, the Manager may establish and collect fees and may establish necessary regulations relating to the use of refuse disposal facilities. The Manager may forbid the use of any City refuse disposal facilities to implement the intent and purpose of this section.

D. Utilization of Fees. All fees collected pursuant to this section of the Municipal Code shall be used solely for the development, construction and operation of solid waste resource recovery systems or for the acquisition and improvement of refuse disposal facilities and equipment.

SEC. 66.0126 FEES APPLICABLE TO GOVERNMENTAL ENTITIES  
FOR USE OF REFUSE DISPOSAL FACILITIES

Fees required by Section 66.0125 shall apply to all governmental entities except the City. The Manager may negotiate for use of the refuse disposal facilities by other governmental entities without payment of a fee if no fees are required for the use, if any, by the City of refuse disposal facilities owned or operated by such other governmental entities.

SEC. 66.0127 USE OF NON-CITY OWNED LAND FOR  
REFUSE DISPOSAL FACILITIES

Subject to the approval of the Council, the Manager may negotiate and enter into agreements with landowners for the use of such landowners' property as refuse disposal facilities and may, as part or all of the consideration given by the City for such use, provide that no fee shall be required for the use by the landowners of the refuse disposal facilities.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By Stuart H. Swett  
Stuart H. Swett  
Chief Deputy City Attorney

SHS:rc:815  
6/30/82  
Or. Dept: Gen. Svcs.  
0-82-264  
Form=0.none

SEP 13 1982

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

AUG 23 1982

SEP 13 1982

\_\_\_\_\_, and on \_\_\_\_\_

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15811 Adopted SEP 13 1982

CERTIFICATE OF PUBLICATION

SAN DIEGO, CITY OF  
12th floor, 202 C St.  
San Diego, CA 92101  
  
ATTN: BERRIDGE

IN THE MATTER OF

NO.

ORDINANCE NO. O-15811

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(New Series)**

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 06.0107, 06.0115, 06.0120, 06.0124, 06.0125, 06.0126 AND 06.0127, RELATING TO COLLECTION, TRANSPORTATION AND DISPOSAL OF REFUSE.

This ordinance amends sections of the Municipal Code relating to collection, transportation and disposal of refuse to extend refuse disposal fees to all non-residential refuse pursuant to an amendment to People's Ordinance No. 7891 approved by the voters on November 3, 1981, and to reflect minor changes in terminology, clarification of intent and deletion of reference to industrial waste.

A complete copy of the Ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 12th Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101. Introduced on AUGUST 23, 1982.

Passed and adopted by the Council of The City of San Diego on SEPTEMBER 13, 1982.

AUTHENTICATED BY:  
PETE WALSON, Mayor of The City of San Diego, California,  
CHARLES G. ABDELNOUR, City Clerk of The City of San Diego, California.

(SEAL)  
By BARBARA BERRIDGE, Deputy  
Published September 27, 1982

I, Shelley Smith, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. O-15811  
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is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

September 27, 1982

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 27th day of Sept, 19 82.

2 3/8" x 2 x 8.87 = 42.13

Shelley Smith  
(Signature)

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