

ORDINANCE NUMBER O- 18699 (NEW SERIES)

ADOPTED ON OCT 18 1999

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 66.0129 TITLED "FEES FOR USE OF REFUSE DISPOSAL FACILITIES;" AND BY AMENDING CHAPTER III, ARTICLE 1, DIVISION 3, BY AMENDING SECTION 31.0306 TITLED "REFUSE COLLECTOR BUSINESS TAX" RELATING TO LONG TERM WASTE DELIVERY AGREEMENTS.

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

Section 1. That Chapter VI, Article 6, Division 1 of the San Diego Municipal Code is hereby amended by amending section 66.0129, to delete differential fees for non-City generated waste, to read as follows:

Sec. 66.0129 Fees for Use of Refuse Disposal Facilities

(a) through (c) - No change in text.

(d) Fee Schedule. The Manager shall periodically establish a schedule of refuse disposal fees for the types of vehicles using City waste management facilities which shall be ratified by resolution of the City Council. Such fees shall be assessed and collected based on the weight of the waste materials delivered for disposal. The Manager reserves the right to weigh vehicles and charge fees based on actual tonnages; or when appropriate, to establish flat rate fees for various classes of vehicles based upon average measured tonnages delivered in such classes of vehicles. All refuse disposal fees collected at the City waste

management facilities shall be rounded to the nearest whole dollar to avoid problems associated with handling coins.

In addition to the standard fee, the Manager may charge additional fees for waste materials which, because of bulk or other characteristics present a problem during disposal or which require special care of handling during the disposal process. These wastes shall include, but not be limited to, construction and demolition materials, bulk loads of tires, mattresses or car seats, portions of boats, automobile or truck bodies, certified non-infectious medical wastes, etc. Supplementary or additional fees for such materials shall be described in the approved schedule of refuse disposal fees.

(e) No change in text.

Section 2. That Chapter III, Article 1, Division 3 of the San Diego Municipal Code is hereby amended by amending section 31.0306, to read as follows:

Sec. 31.0306 Refuse Collector Business Tax Proposed Amendment

(a) through (e) - No change in text.

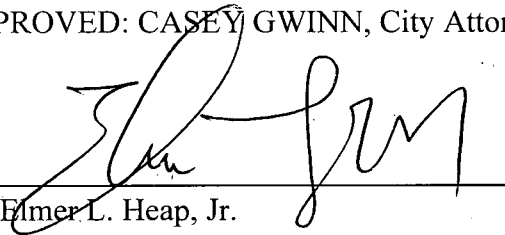
(f) Municipal corporations, the City's nonexclusive franchise waste haulers, and other governmental agencies engaged in the collection, transportation, or disposal of refuse within The City of San Diego shall be exempt from the business tax.

(g) - No change in text.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: CASEY GWINN, City Attorney

By 
Elmer L. Heap, Jr.
Deputy City Attorney

ELH:smf
09/24/99
Or.Dept.:Env.Serv.
O-2000-44
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NEW LANGUAGE - REDLINED
OLD LANGUAGE - STRIKEOUT

(O-2000-44)

STRIKEOUT ORDINANCE NUMBER O-_____ (NEW SERIES)

ADOPTED ON _____

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 6, DIVISION 1, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 66.0129 TITLED "FEES FOR USE OF REFUSE DISPOSAL FACILITIES;" AND BY AMENDING CHAPTER III, ARTICLE 1, DIVISION 3, BY AMENDING SECTION 31.0306 TITLED "REFUSE COLLECTOR BUSINESS TAX" RELATING TO LONG TERM WASTE DELIVERY AGREEMENTS.

Sec. 66.0129 Fees for Use of Refuse Disposal Facilities

a. ~~(a)~~ No change in text.

b. ~~(b)~~ No change in text.

c. ~~(c)~~ No change in text.

d. ~~(d)~~ Fee Schedule. The Manager shall periodically establish a schedule of refuse disposal fees for the types of vehicles using City waste management facilities which shall be ratified by resolution of the City Council. Such fees shall be assessed and collected based on the weight of the waste materials delivered for disposal. The Manager reserves the right to weigh vehicles and charge fees based on actual tonnages; or when appropriate, to establish flat rate fees for various classes of vehicles based upon average measured tonnages delivered in such classes of vehicles. All refuse disposal fees collected at the City waste management facilities shall be rounded to the nearest whole dollar to avoid problems associated with handling coins.

In addition to the standard fee, the Manager ~~is authorized to establish and collect other~~

fees as follows:

~~1. The Manager may charge additional fees for waste materials which, because of bulk or other characteristics, present a problem during disposal or which require special care or handling during the disposal process. These wastes shall include, but not be limited to, construction and demolition materials, bulk loads of tires, mattresses or car seats, portions of boats, automobile or truck bodies, certified non-infectious medical wastes, etc. Supplementary or additional fees for such materials shall be described in the approved schedule of refuse disposal fees.~~

~~2. Vehicles transporting any quantity of wastes generated outside the City shall be considered as hauling all non-City originated refuse and be charged the higher of the City disposal fee or the disposal fee charged by the jurisdiction where the refuse originated. may charge additional fees for waste materials which, because of bulk or other characteristics present a problem during disposal or which require special care of handling during the disposal process. These wastes shall include, but not be limited to, construction and demolition materials, bulk loads of tires, mattresses or car seats, portions of boats, automobile or truck bodies, certified non-infectious medical wastes, etc. Supplementary or additional fees for such materials shall be described in the approved schedule of refuse disposal fees.~~

e. ~~(e)~~ Discounts and Exemptions. - No change in text.

1. ~~(1)~~ No change in text.

2. ~~(2)~~ No change in text.

(a) ~~(A)~~ No change in text.

(b) ~~(B)~~ No change in text.

(c) ~~(C)~~ No change in text.

(d) (D) No change in text.

(e) (E) No change in text.

Section 2. That Chapter III, Article 1, Division 3 of the San Diego Municipal Code is hereby amended by amending section 31.0306, to read as follows:

Sec. 31.0306 Refuse Collector Business Tax Proposed Amendment

(a) through (e) - No change in text.

(f) Municipal corporations, the City's nonexclusive franchise waste haulers, and other governmental agencies engaged in the collection, transportation, or disposal of refuse within The City of San Diego shall be exempt from the business tax. ~~This exemption shall not apply to refuse generated outside the corporate limits of The City of San Diego.~~

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