

(R-2009-991) # 332 B  
4/28/09

RESOLUTION NUMBER R- 304849

DATE OF FINAL PASSAGE MAY 4 2009

A RESOLUTION OF THE CITY OF SAN DIEGO APPROVING  
AN INCREASE IN THE CITY'S AB 939 RECYCLING FEE,  
EFFECTIVE JULY 1, 2009.

WHEREAS, by Resolution No. R-290385 adopted on June 29, 1998, the City Council approved a \$7.00 per ton Recycling Fee in accordance with the California Integrated Waste Management Act of 1989 and San Diego Municipal Code section 66.0134 [AB 939 Recycling Fee];

WHEREAS, the City's AB 939 Recycling Fee has not been increased since its establishment in 1998, and economic factors justify an increase in the City's AB 939 Recycling Fee; and

WHEREAS, on March 25, 2009, the Natural Resources & Culture Committee approved a \$3.00 per ton increase in the City's AB 939 Recycling Fee; NOW, THEREFORE,

1. BE IT RESOLVED, by the Council of the City of San Diego, that a \$10.00 per ton AB 939 Recycling Fee on all waste generated in the City of San Diego or disposed of at Miramar Landfill is hereby approved, effective July 1, 2009.

2. BE IT FURTHER RESOLVED, that the AB 939 Recycling Fee increase is statutorily exempt from the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines section 15273(a)(1) because it is for the purpose of meeting operating expenses.

APPROVED: JAN I. GOLDSMITH, City Attorney

By *Grace C. Lowenberg*  
Grace C. Lowenberg  
Deputy City Attorney

GCL:mb  
03/27/09  
Cert.No:N/A  
Or.Dept:ESD  
R-2009-991

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego,  
at its meeting of APR 28 2009.

ELIZABETH S. MALAND, City Clerk

By *Mary Zumaya*  
Deputy City Clerk

Approved: 5-4-09  
(date)

*JSL*  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor