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ORDINANCE NUMBER O- 20180 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 05 2012

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AMENDMENTS TO THE CLASS I AND THE CLASS II NON-EXCLUSIVE SOLID WASTE COLLECTION FRANCHISE AGREEMENTS.

WHEREAS, in September 2011 by Ordinance No. O-20090, the City Council authorized one-year extensions to the City's non-exclusive solid waste collection franchise agreements for Class I and Class II franchisees; and

WHEREAS, the City wishes to extend the franchise agreements for one year and to update language regarding refuse collection service on private streets;

WHEREAS, the City has discussed the proposed amendments with the franchisees; and

WHEREAS, on April 25, 2012, the Natural Resources & Culture Committee recommended that this action be approved by the full City Council; NOW, THEREFORE,

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

Section 1. That the Mayor or his designee is authorized to execute, for and on behalf of the City, Fifth Amendments to the Class I Non-Exclusive Franchise Agreements for Solid Waste Management Services with the Class I franchisees listed on the attached Exhibit A and under the terms and conditions set forth in the form of the Fifth Amendment, on file with the City Clerk as Document No. OO- 20180 - 1, effective July 1, 2012.

Section 2. That the Mayor or his designee is authorized to execute, for and on behalf of the City, Fourth Amendments to the Class II Non-Exclusive Franchise Agreements for Solid Waste Management Services with the Class II franchisees listed on the attached Exhibit A and

under the terms and conditions set forth in the form of the Fourth Amendment, on file with the City Clerk as Document No. OO- 20180 - 2, effective July 1, 2012.

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

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

APPROVED: JAN I. GOLDSMITH, City Attorney

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

GCL:mb  
05/14/12  
Or.Dept:ESD  
Doc.No:365905

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at its meeting of JUN 26 2012.

ELIZABETH S. MALAND, City Clerk  
By [Signature]  
Deputy City Clerk

Approved: 7.5.12  
(date)

[Signature]  
JERRY SANDERS, Mayor

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

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

EXHIBIT A  
CITY OF SAN DIEGO  
NON-EXCLUSIVE SOLID WASTE COLLECTION FRANCHISEES

CLASS I FRANCHISEES

Allan Company

Debris Box

Dependable Disposal & Recycling

Diamond Solid Waste Services, LLC

Express Waste & Recycling

John Smith Earthworks, Inc.

Tayman Industries

Ware Disposal Company, Inc.

CLASS II FRANCHISEES

EDCO Disposal Corporation (4)

- EDCO Disposal Corporation
- EDCO Waste & Recycling Services, Inc.
- Sani-Tainer, Inc.
- Webco Sanitation

Republic Services (Allied) (1)

Waste Management of San Diego (7)

- BDC Special Waste Services
- Coast Waste Management, Inc.
- Moor Refuse, Inc.
- Reliable Waste
- USA Waste of California, Inc.
- Waste Management of San Diego
- Emerald Waste & Recovery, Inc.