

RESOLUTION NUMBER R- **316140**
DATE OF FINAL PASSAGE **APR 22 2025**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING PROCEDURES IN
ACCORDANCE WITH THE HEALTH AND SAFETY CODE
TO CONSIDER COLLECTING SOLID WASTE
MANAGEMENT FEES ON THE COUNTY TAX ROLL, IF
SOLID WASTE MANAGEMENT FEES ARE IMPLEMENTED.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. In November 2022, a majority of the voters approved Measure B, which amended Chapter 6, Article 6, Division 1, section 66.0127 of the San Diego Municipal Code, known as the “People’s Ordinance,” to, among other things, remove language that prevented the City from charging a fee for City-provided solid waste management services, including waste and recycling collection services (Solid Waste Management Fee).

B. Following the passage of Measure B, the City hired consultants to provide outreach and engagement services, analyze operational efficiencies, conduct a comprehensive cost of service study, and develop fee schedule recommendations for implementing a Solid Waste Management Fee.

C. The City worked with its consultants to develop Solid Waste Management Fees and a fee schedule that is compliant with all legal requirements, including Article XIID, section 6 of the California Constitution (Proposition 218).

D. The City wants to consider collecting Solid Waste Management Fees, if adopted, on the County tax roll pursuant to Health and Safety Code sections 5470 *et seq.*

E. The City desires to initiate proceedings under the Health and Safety Code to consider collection of Solid Waste Management Fees, if adopted, on the County tax roll; an

annual written report shall be prepared and filed with the clerk, which contains a description of each parcel of real property receiving City-provided solid waste management services and the amount of the proposed Solid Waste Management Fees to be charged to each parcel for the year (Report).

F. Pursuant to section 5473.1, the City Clerk shall mail a notice in writing regarding the filing of the Report and the public hearing to consider collecting Solid Waste Management Fees on the tax roll to each owner of real property that will be charged the proposed fees, if adopted, and of the time and place of the hearing thereon; the hearing will take place no less than fourteen (14) days after the Report is filed with the clerk.

G. The Office of the City Attorney prepared this Resolution based on the information provided by City staff (including information provided by affected third parties and verified by City staff), with the understanding that this information is complete and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The public hearing date for the Council to consider collecting the proposed Solid Waste Management Fees, if adopted, on the County tax roll will be held during the regularly scheduled Council meeting of June 24, 2025, and will be conducted in accordance with Health and Safety Code section 5470 *et. seq.*

2. The Mayor is authorized to notice the public hearing on collection of the proposed Solid Waste Management Fees on the County tax roll, and perform all related actions; the notice shall comply with the requirements of the Health and Safety Code.

APPROVED: HEATHER FERBERT, City Attorney

By Nicole M. Denow
Nicole M. Denow
Senior Deputy City Attorney

NMD;nsf
January 7, 2025
Or.Dept: ESD
Doc. No. 4011132

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
APR 14 2025.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 4/21/25
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 14 2025, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 22 2025.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Linda Aruen, Deputy

Office of the City Clerk, San Diego, California

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