

RESOLUTION NUMBER R- **316307**DATE OF FINAL PASSAGE **JUN 26 2025**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO ADOPTING THE FISCAL YEAR 2025-2026
SOLID WASTE MANAGEMENT FEE REPORT,
AUTHORIZING THE COLLECTION OF SOLID WASTE
MANAGEMENT FEES ON THE TAX ROLL IN THE SAME
MANNER, BY THE SAME PERSONS, AND AT THE SAME
TIME AS, TOGETHER WITH AND NOT SEPARATELY
FROM, GENERAL TAXES, AND ALL RELATED ACTIONS.

RECITALS

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

- A. On June 9, 2025, Council adopted Resolution R-316260, which established a cost-recovery fee for City-provided solid waste management services, including, waste, recycling, and organic waste collection services (Solid Waste Management Fee).
- B. The Solid Waste Management Fee was adopted in compliance with article XIIIID, section 6 of the California Constitution, California Government Code section 53750, *et. seq.*, and California Health and Safety Code (Health and Safety Code) section 5471.
- C. Under Health and Safety Code section 5473, the City may elect to collect the Solid Waste Management Fee on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, its general taxes, if approved by resolution by a two-thirds vote of Council.
- D. To collect the Solid Waste Management Fee on the tax roll, Health and Safety Code section 5473 requires a written report to be prepared each year and filed with the City Clerk, which contains a description of each parcel of real property receiving City-provided solid waste management services and the amount of the charge for each parcel for the year.

E. The City prepared a written report that contains a description of each parcel of real property receiving City-provided solid waste management services and the amount of the Solid Waste Management Fee charged to each parcel for Fiscal Year 2025-2026, computed in conformity with the charges prescribed by Resolution R-316260 (Report); the City filed the Report with the City Clerk 14 days prior to the hearing, and provided notice in compliance with Health and Safety Code section 5473.1.

F. On June 24, 2025, after providing all required notices, the Council held a hearing to consider the Report and considered all objections or protests to the Report.

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 Council finds and determines that notice of the filing of the Report and of the time and place of the hearing thereon was published in accordance with Health and Safety Code section 5473.1.

2. After hearing and considering all objections or protests to the Report, the Council finds that protests were not made by a majority of the separate parcels of property described in the Report, overrules any or all objections to the Report, determines that each charge described in the Report is correct and proper, and adopts the Report.

3. The Solid Waste Management Fees listed in the Report shall be collected on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, the general taxes.

4. On or before August 10, the City Clerk shall file a copy of the Report with the County of San Diego Auditor and Controller with a statement endorsed on the Report over the City Clerk's signature that the Report has been adopted by Council.

5. The County of San Diego Auditor and Controller is authorized to collect the Solid Waste Management Fees on the County tax roll.

APPROVED: HEATHER FERBERT, City Attorney

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

NMD:cm:amt
June 12, 2025
Or.Dept: ESD
Doc. No. 4093262

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
JUN 24 2025.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 6/26/25
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUN 24 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input 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 JUN 26 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 *Gilda Iruin*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- **316307**