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**ORDINANCE NO. 4485**

**An ordinance of San Bernardino County, State of California, to amend Subsection 46.0506(d), Section 46.0508, Subsection 46.0604(h), and Subsection 46.1003(d) all of Title 4, Division 6 of the San Bernardino County Code relating to collection of delinquent fees on the tax rolls, penalties for violations, commercial organics recycling/diversion and resolution of subscriber complaints**

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. Subsection 46.0506(d) of the San Bernardino County Code is amended to read as follows:

(d) Pursuant to Health and Safety Code sections 5473 through 5473a, the County elects to have delinquent fees, and the related penalties and interest and costs of collection, collected on the tax roll in the same manner, by the same person, and at the same time as, together with but not separately from, its general taxes. This election shall remain in effect until June 30, 2035.

SECTION 2. Section 46.0508 of the San Bernardino County Code is amended to read as follows:

Except as otherwise allowed in sections 46.1401, 46.1402, 46.1403, and 45.1404, it shall be unlawful for any person to fail or refuse to subscribe or pay for uniform handling service implemented under this Chapter. Such a failure or refusal to subscribe or pay for required uniform handling service shall subject such person to the penalties provided in section 46.1601.

SECTION 3. Subsection 46.0604(h) of the San Bernardino County Code is amended to read as follows:

1 (h) The County may grant, on a case by case basis and subject to the  
2 discretion of the Director or the Director's designee, an exemption (which exemption  
3 may be revoked by the Director or the Director's designee upon 30 days written notice  
4 to business) to a business from compliance with this section for any of the following  
5 reasons:

6 (1) Lack of sufficient space in the business to provide additional  
7 organic waste recycling bins.

8 (2) The current implementation by a business of actions that result in  
9 the recycling of a significant portion of its organic waste.

10 (3) The business does not generate at least one-half of a cubic yard of  
11 organic waste per week.

12 (4) Limited-term exemptions for extraordinary or unforeseen events.

13 (5) Any other reason that is authorized by the State of California.  
14

15 SECTION 4. Subsection 46.1003(d) is amended to read as follows:

16 (d) The Director may delegate the duties under this Section to a designee.  
17 The decision of the Director or a designee shall be final on any matter of \$5,000.00 or  
18 less. In the event of a decision on a matter awarding more than \$5,000.00, grantee may  
19 seek review pursuant to the notice of appeal procedure contained in § 46.1001.  
20

21 SECTION 5. This Ordinance shall take effect thirty (30) days from the date of its  
22 adoption.  
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26 \_\_\_\_\_  
DAWN ROWE, Chair  
Board of Supervisors  
27  
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1 SIGNED AND CERTIFIED THAT A COPY  
2 OF THIS DOCUMENT HAS BEEN DELIVERED  
3 TO THE CHAIR OF THE BOARD

4 LYNNA MONELL  
5 Clerk of the Board of Supervisors  
6 of San Bernardino County

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1 STATE OF CALIFORNIA )  
2 ) ss.  
3 SAN BERNARDINO COUNTY )

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of San Bernardino County,  
5 State of California, hereby certify that at a regular meeting of the Board of Supervisors  
6 of said County and State, held on the 6<sup>th</sup> day of May, 2025, at which meeting were  
7 present Supervisors: Col. Paul Cook (Ret.), Jesse Armendarez, Dawn Rowe, Curt  
8 Hagman, Joe Baca, Jr., and the Clerk, the foregoing ordinance was passed and  
9 adopted by the following vote, to wit:

10 AYES: SUPERVISORS: Col. Paul Cook (Ret. ), Jesse Armendarez,  
11 Dawn Rowe, Curt Hagman, Joe Baca, Jr.

12 NOES: SUPERVISORS: None

13 ABSENT: SUPERVISORS: None

14 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official  
15 seal of the Board of Supervisors this 6<sup>th</sup> day of May, 2025.

16 LYNNA MONELL  
17 Clerk of the Board of Supervisors  
18 of San Bernardino County

19 By: \_\_\_\_\_  
20 Deputy

21 APPROVED AS TO FORM:

22 TOM BUNTON  
23 County Counsel

24 By: \_\_\_\_\_  
25 JOLENA E. GRIDER  
26 Deputy County Counsel

27 Date: \_\_\_\_\_

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