

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY  
AND RECORD OF ACTION**

**June 13, 2023**

**FROM**

**BRENDON BIGGS, Director, Department of Public Works – Solid Waste Management**

**SUBJECT**

**Ordinance Revisions Related to Solid Waste Handling Franchises and Refuse Franchise Fees**

**RECOMMENDATION(S)**

1. Consider proposed Ordinance to amend multiple sections of the San Bernardino County Code relating to Solid Waste Handling Franchises and relating to the Refuse Franchise Fee in the County Schedule of Fees.
2. Make alterations, if necessary, to proposed Ordinance.
3. Approve introduction of proposed Ordinance:
  - An ordinance of San Bernardino County, State of California, to amend Section 16.0222A of Title 1, Division 6, Chapter 2 of the San Bernardino County Code relating to the Refuse Franchise Fee and to amend Title 4, Division 6, Chapters 1, 2, 3, 4, 10 and 14 of the San Bernardino County Code, relating to Solid Waste Handling Franchise definitions, waiver requirements, Refuse Franchise Fee, and clean-up of previously amended language.
4. SCHEDULE ORDINANCE FOR FINAL ADOPTION ON TUESDAY, JUNE 27, 2023, on the Consent Calendar.

(Presenter: Brendon Biggs, Director, 387-7906)

**COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES**

**Operate in a Fiscally-Responsible and Business-Like Manner.**

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.**

**Provide for the Safety, Health and Social Service Needs of County Residents.**

**FINANCIAL IMPACT**

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost) as the Department of Public Works – Solid Waste Management Division (SWMD) is financed by fee revenue. SWMD establishes the Refuse Franchise Fee, which is included in the County Fee Ordinance and is utilized to manage the franchise agreements to meet the mandate of providing solid waste handling services in the unincorporated areas of the County. Sufficient appropriation and revenue are included in SWMD's 2023-24 budget and will be included in future recommended budgets.

**BACKGROUND INFORMATION**

The proposed Ordinance revisions aligns the San Bernardino County Code (Code) with the Solid Waste Handling Franchise Agreements that were approved on December 13, 2022, by the Board of Supervisors (Board) and includes updates to definitions, waiver requirements, Refuse Franchise Fee language, and cleans up language in the Code relating to Solid Waste Handling

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Franchises that was amended by the Board on June 14, 2022. It also amends the Refuse Franchise Fee in the County Schedule of Fees to stipulate that franchise fee calculations will be specified in each individual solid waste handling franchise agreement.

The effective date of the proposed Ordinance will be 30 days from the date of adoption.

**PROCUREMENT**

Not applicable.

**REVIEW BY OTHERS**

This item has been reviewed by County Counsel (Jolena Grider, Deputy County Counsel, 387-5455) on May 3, 2023; Finance (Carl Lofton, Administrative Analyst, 387-5404) on May 24, 2023; and County Finance and Administration (Paloma Hernandez-Barker, Deputy Executive Officer, 387-5423) on May 26, 2023.

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**APPROVED (CONSENT CALENDAR)**

Moved: Joe Baca, Jr. Seconded: Curt Hagman  
Ayes: Col. Paul Cook (Ret.), Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY   
DATED: June 13, 2023



cc: File - Final BAI  
JLL 06/13/2023