



El Dorado County Solid Waste Ordinance (8.42) Revision



Objectives

Mandatory Service

- ▶ Sec. 8.42.200 - Addition of mandatory collection to the Tahoma-Meeks Bay area for the Tahoe-Truckee Sierra Disposal Region
- ▶ Sec. 8.42.180 - Proposition 218 language

Other Changes

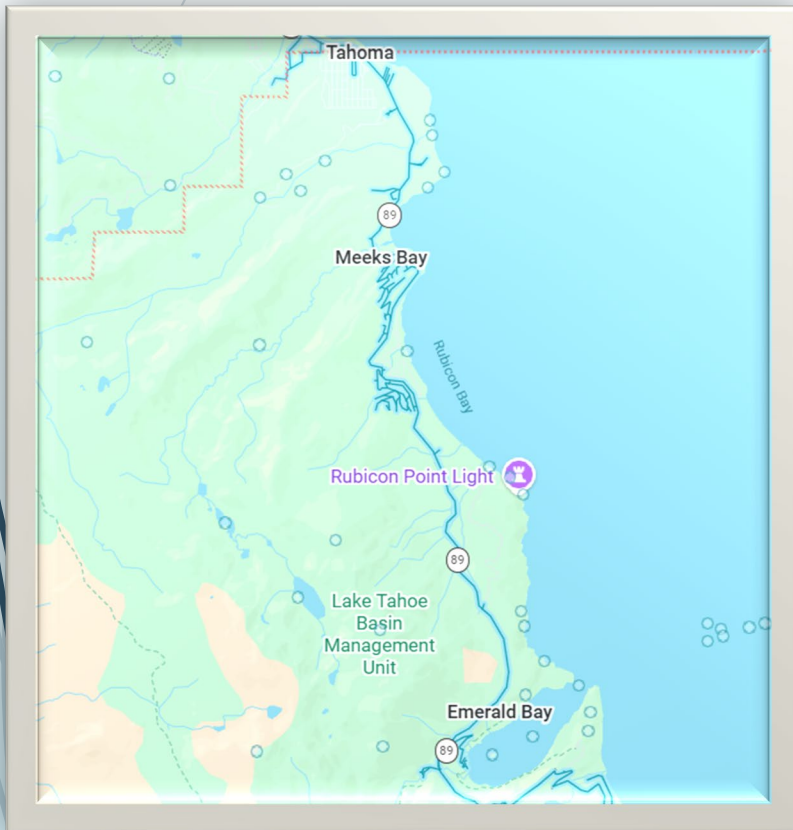
- ▶ Sec. 8.42.540 - Remove exceptions for yard waste in plastic bags
- ▶ Sec. 8.42.020 - Carefully defining recyclable materials
- ▶ Sec. 8.42.800 - Consolidate enforcement under Code Enforcement (9.02)
- ▶ Sec. 8.42.150 - Clarifying Board authority on rate setting
- ▶ 8.42.810 - Removed
- ▶ 8.42.820 - Removed
- ▶ 8.42.840 - Removed



Mandatory Service

- ▶ Addition of mandatory collection to the Tahoma-Meeks Bay area for the Tahoe-Truckee Sierra Disposal Region
- ▶ Proposition 218 language

Proposed Mandatory Service Area (TTSD)





Why Mandatory Service?

Mandatory service is **not always** a better solution for ratepayers and must be considered very carefully by haulers, the community, and policymakers.

In this case, mandatory service:

1. Allows Tahoe-Truckee Sierra Disposal to sustainably operate in the Tahoma-Meeks Bay area
2. Provides customers with a variety of disposal options
3. Is already required for vacation home rentals (VHRs)
4. Helps reduce illegal dumping
5. Helps mitigate wildlife risk
6. Provides rate stabilization



Proposition 218



- ▶ **New section:** Secs. 8.42.180 . Proposition 218: Notice, Hearing, and Protest for Mandatory Collection Areas
- ▶ The County must provide written notice to each affected property owner at least 45 days before the public hearing, describing the proposed rate adjustment, its basis, supporting studies, hearing details, and requirements for submitting a valid written protest.
- ▶ Protests must be written, signed, and delivered by mail or in person before or at the hearing; electronic or unsigned protests are invalid, and only one protest per parcel counts.
- ▶ At the public hearing, the Board accepts oral comments and written protests; after closing the hearing, the Clerk counts valid protests. A majority protest (more than 50% of affected parcels) prevents approval of the rate adjustment.
- ▶ If a majority protest is not reached, the Board may adopt the proposed rates with or without changes, and the Clerk must maintain all notices, protests, and tabulation records.



Other Changes

- ▶ Remove exceptions for yard waste in plastic bags
- ▶ Carefully defining recyclable materials
- ▶ Consolidate enforcement under Code Enforcement (9.02)
- ▶ Clarifying Board authority on rate setting

Removing the Plastic Bag Exemption


- ▶ **Sec. 8.42.530. Exception: deposit of yard waste in plastic bags.**
- ▶ Property owners and tenants may deposit yard waste in sealed or tied plastic bags for collection pickup provided that the bags are of sufficient durability to avoid breaking or tearing during placement on the curb and pick up.



Defining Recyclable Materials

- ▶ Sec. 8.42.020 - *Recyclables or recyclable material* means materials which are reused or processed or are in the future reused or processed into a form suitable for reuse through reprocessing or remanufacture, **that are currently able to be recycled in a technologically, economically, and culturally practical manner as determined by the department.**





Enforcement → 9.02 Code Enforcement

- Consolidates enforcement under the 9.02 protocols
- Allows any *Enforcement Official* to enforce the Solid Waste Ordinance
- Removes obsolete practices like “Immediate Abatement” and strict notification and posting procedures
- Preserves core violations like solid waste accumulation (8.42.500), illegal dumping (8.42.700), as well as prohibitions against tampering, improper cart placement, burning, and illegal storage
- Promotes Code Enforcement and Environmental Management working together on consolidated cases

Board's Authority on Rates

- ▶ Interim and Base Year rate applications must follow the Board-approved Rate Setting Manual.
- ▶ Staff review Franchisee rate applications to identify any deficiencies before the Public Hearing and Board consideration.
- ▶ If a proposed rate application meets all criteria in the Rate Setting Manual, the Board has no discretion to deny the request under the Franchise Agreement unless deficiencies are identified.
- ▶ If deficiencies are found, the Board may direct staff to further review the application and return with an updated rate analysis.
- ▶ For rates subject to Proposition 218, the Board may approve the rates provided there is no majority protest (50% plus one).



TTSD Presentation





Questions

