

## **ORDINANCE NO. 2013-0012**

Adopted by the Sacramento City Council

May 28, 2013

### **AN ORDINANCE AMENDING SECTIONS 13.10.010, 13.10.070, 13.10.100, 13.10.410, AND 13.10.460 OF CHAPTER 13.10 OF THE SACRAMENTO CITY CODE, RELATING TO SOLID WASTE MANAGEMENT**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

#### **SECTION 1.**

A. The definition of "Customer" in Section 13.10.010 of the Sacramento City Code is amended to read as follows:

"Customer" means the owner of the property to which city collection service is rendered pursuant to this chapter, or an association managing a condominium project billed for collection service pursuant to subsection A.1 of section 13.04.220. As used herein, "association" and "condominium project" have the meanings specified in section 13.12.010.

B. Except as specifically amended in subsection A above, Section 13.10.010 of the Sacramento City Code remains unchanged and in full force and effect.

#### **SECTION 2.**

Section 13.10.070 of the Sacramento City Code is amended to read as follows:

#### **13.10.070      Suspension of garbage and recycling collection service.**

A. If a residential dwelling unit is vacant and uninhabited for a period of at least 30 consecutive days, the customer may request that garbage and recycling collection service be temporarily suspended upon payment of a fee to cover the city's administrative costs to verify the dwelling unit is vacant and does not generate garbage and recyclables. The customer shall pay a reduced charge for the ongoing garbage and recycling collection program costs that the city continues to incur during the period collection services are suspended. The reduced charge shall apply to each vacant dwelling unit of the residential property. Garbage and recycling collection service shall be immediately restored when the dwelling unit is again occupied.

B. Suspension of collection service for vacant property does not apply to lawn and garden service unless the director determines that suspension of lawn and garden service is warranted where refuse will not be generated or accumulated on a property due to unique or unusual circumstances, and such circumstances pertain to the property itself, not to the property owners or inhabitants.

### SECTION 3.

A. Subsection E is added to Section 13.10.100 of the Sacramento City Code, to read as follows:

E. Any person violating this section is guilty of an infraction.

B. Except as amended in subsection A above, Section 13.10.100 of the Sacramento City Code remains unchanged and in full force and effect.

### SECTION 4.

A. Subsection B of Section 13.10.410 of the Sacramento City Code is amended to read as follows:

B. For purposes of lawn and garden service under this article, any residential condominium, residential stock cooperative, mobilehome park, or residential property on a private street, is not required to subscribe to the yard waste collection service provided by the city, but may request yard waste collection service, subject to any limitations and requirements established by the solid waste manager, including the minimum level of yard waste collection service, and the time, manner, and place of the deposit. Yard waste from any of the properties described in this subsection B shall not be deposited in the streets of the city or in city-provided yard waste containers without obtaining the prior written authorization of the solid waste manager.

B. Except as amended in subsection A above, Section 13.10.410 of the Sacramento City Code remains unchanged and in full force and effect.

### SECTION 5.

Section 13.10.460 of the Sacramento City Code is amended to read as follows:

#### **13.10.460 Exemption.**

A. Customers may request an exemption from yard waste collection service for residential property. The exemption may be granted upon payment of any applicable service or processing fee established by city council resolution, and the

solid waste manager's verification that the property has vegetation on five percent or less of the exterior surface area outside the dwelling unit(s).

B. No exemption shall be granted on the basis that the owner or tenant of residential property utilizes private gardening or landscaping services.

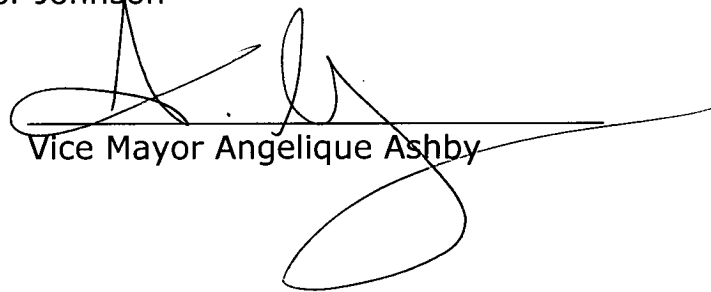
Adopted by the City of Sacramento City Council on May 28, 2013 by the following vote:

Ayes: Councilmembers Ashby, Cohn, Fong, Hansen, Pannell, Schenirer, and Warren

Noes: None

Abstain: None

Absent: Councilmember McCarty and Mayor Johnson



Vice Mayor Angelique Ashby

Attest:



Shirley Concolino, City Clerk

Passed for Publication: May 21, 2013

Published: May 24, 2013

Effective: June 27, 2013