

## **SUBSTITUTE**

### **ORDINANCE No.     185349**

Revise residential solid waste and recycling collection rates and commercial solid waste tonnage fees, effective July 1, 2012. (Ordinance; amend Code Chapter 17.102)

The City of Portland ordains:

Section 1. The Council finds:

1. Ordinance No. 164701, passed October 2, 1991, granted residential solid waste, recycling and yard debris collection franchises in the City of Portland as a way to introduce services, and implement standards and rates to encourage increased recovery of recyclable material from the waste stream.
2. Ordinance No. 181666, passed March 12, 2008, renewed the residential franchise system for a ten-year term.
3. As specified by Section 8 of the residential collection franchise agreement, the Bureau of Planning and Sustainability Solid Waste and Recycling Program conducted an annual rate review during the spring of 2012 to evaluate the cost of providing required service, based on actual data on costs, offsetting revenues such as current market prices paid for recyclable materials, and management operations.
4. The proposed changes in residential rates strive to balance the following related factors: a) independently reviewed operating costs of franchisees; b) costs of the City's clean fleet program that retires older diesel trucks to reduce air emissions; and c) decreases in the recycling market revenue. Staff for the Bureau of Planning and Sustainability recommends that the Council approve the proposed amendments to the residential rate schedule, as set forth in Exhibit A to this Ordinance.
5. Chapter 17.102 is the means by which the City complies with the statutory directives that encourage waste prevention and recycling under ORS Chapter 459A. Portland carries out these efforts through residential franchising, issuing permits to commercial solid waste haulers, and requiring all businesses to participate in recycling.
6. The commercial tonnage fee charged to commercial permittees is assessed on each ton of garbage collected from commercial accounts in the City. Funds generated by the fee are used for management of the commercial solid waste and recycling program.
7. In order to generate necessary revenues for the management of the commercial solid waste and recycling program, the commercial tonnage fee is proposed to increase by \$1.50 per ton from \$6.80 to \$8.30 in FY 2012-2013.

NOW, THEREFORE, the Council directs:

- a. City Code Chapter 17.102 shall be amended by deleting the old Figure 6 and replacing it with the Figure 6 contained in Exhibit A.
- b. City Code Section 17.102.250, Commercial Tonnage Fee, is amended as follows:

Commercial Permittees shall, when invoiced quarterly by the Director, pay a tonnage fee to the City. Fees shall be assessed up to ~~\$6.80~~ \$8.30 per ton of commercial Solid Waste collected within the City and deposited in disposal facilities authorized by Metro. Payments shall be made within 30 days of the date of the invoice. Interest shall accrue at 1 percent per month on balances which remain unpaid as of 30 days after the date of invoice, compounded daily from the due date.

Section 2. The residential rate changes identified in Exhibit A, amending City Code Chapter 17.102 and the amendments under this Ordinance to City Code Section 17.102.250, Commercial Tonnage Fee, shall be effective on and after July 1, 2012.

Passed by the Council: **MAY 23 2012**

Mayor Sam Adams  
Prepared by: Megan Ponder  
Date Prepared: May 10, 2012

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By *Gayla Jennings*  
Deputy

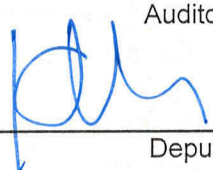
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Agenda No. **185349**  
**ORDINANCE NO.**  
Title

Revise residential solid waste and recycling collection rates and commercial solid waste tonnage fees, effective July 1, 2012. (Ordinance; amend Code Chapter 17.102)

INTRODUCED BY Commissioner/Auditor: <b>Mayor Sam Adams</b>	CLERK USE: DATE FILED <u>MAY 15 2012</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u></u> Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
BUREAU APPROVAL Bureau: Planning and Sustainability Bureau Head: Susan Anderson <u>Susan Anderson</u>	ACTION TAKEN: <b>MAY 16 2012</b> <i>Substitute</i> <b>PASSED TO SECOND READING 2 P.M.</b> <b>MAY 23 2012</b> <i>TIME CERTAIN</i>
Prepared by: Megan Ponder Date Prepared: May 8, 2012	
Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date <b>May 16, 2010</b>	
City Attorney Approval <u>Benjamin Walters</u>	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input checked="" type="checkbox"/> Start time: <u>10:15</u>
Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz		<input checked="" type="checkbox"/>
2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	<input checked="" type="checkbox"/>	
Adams	<input checked="" type="checkbox"/>	