



23 Russell Boulevard, Davis CA 95616

Attend the Public Hearing
Tuesday, September 24, 2013
Meeting begins at 6:30 p.m.
City of Davis Community Chambers
23 Russell Boulevard
The meeting agenda will be available no later than September 20 at CityofDavis.org

NOTICE OF PUBLIC HEARING SINGLE-FAMILY RESIDENTIAL SOLID WASTE SERVICE FEES

Commercial and multi-family residential customers will receive a separate notice.

CITY OF DAVIS NOTICE OF PUBLIC HEARING REGARDING PROPOSED INCREASES IN SINGLE-FAMILY RESIDENTIAL SOLID WASTE SERVICE FEES

NOTICE IS HERBY GIVEN that the City of Davis (the "City") will hold a Public Hearing on September 24, 2013, at 6:30 p.m., in the City of Davis Community Chambers, 23 Russell Blvd., Davis, CA, to consider adopting increases to the solid waste service fees. **This notice contains the proposed fee increases for single-family residential customers only. Commercial and multi-family residential customers will receive a separate notice.**

PROPOSED FEE INCREASES

The City has an exclusive franchise agreement ("agreement") with Davis Waste Removal, Inc. ("DWR") for the collection and handling of solid waste, yard materials, commercial food scraps, recycling, and street sweeping within the City (collectively, "solid waste services"). All properties within the City are required to subscribe to the weekly solid waste services provided by DWR. Pursuant to the agreement, the City collects solid waste service fees from customers who receive solid waste services from DWR and those who do not put their waste out for collection by DWR. The City uses the revenues from the fees to pay DWR for the solid waste services provided under the agreement, and to recover operational and administrative costs of providing these services, including billing and collection of the service fees.

The agreement establishes a formula for the amount that DWR will charge the City for the solid waste services within the City. DWR recently increased the rates it charges the City for these services. The agreement further provides that the amount to be paid DWR each year may be adjusted annually for increases in the cost of living. The cost of living adjustment is based on a 3-year average of the Consumer Price Index, All Items, San Francisco-Oakland-San Jose ("CPI"), as maintained and published by the Bureau of Labor Statistics, United States Department of Labor, for the preceding three years ending in April of the year under consideration. Additionally, the amount paid to DWR may be adjusted for any increases in the rates for the tipping fees ("Tipping Fees") paid to Yolo County for disposal of solid waste at the Yolo County Central Landfill.

Pursuant to state law, the City is currently required to annually divert 50% of its waste (3.8 pounds of waste generated per person, per day equivalent) from the landfill. Both the City and the State have set a goal of reaching 75% diversion by 2020. To comply with the state diversion mandate, the City implemented a recycling program, a yard material composting program, and a commercial food scrap program. Additionally, it has determined to restructure its single-family residential solid waste service fees to a variable rate structure to encourage further waste diversion. This revised variable rate structure and the service fees are calculated on the basis of the charges imposed on the City by DWR for solid waste services pursuant to the agreement and the City's administration and operations costs. In accordance with the new rate structure, the monthly single-family residential solid waste service fees will change from a flat rate of \$30.63 to a variable rate that is based on the size of the customer's garbage cart. As restructured, the fees proportionately allocate the cost of providing solid waste services to those who generate the most waste.

In order to recover increases in the City's costs of providing solid waste services, the City has determined that it is necessary to increase the fees for its solid waste services. If adopted, the proposed fees will be effective for services provided on and after December 1, 2013. The proposed fees for single-family residential solid waste services are set forth in the table below.

SINGLE-FAMILY RESIDENTIAL SOLID WASTE FEES - Monthly charge

Individually Served Residents	Current	Effective 12-1-2013
35-gallon	\$30.63	\$28.06
65-gallon	\$30.63	\$31.06
95-gallon	\$30.63	\$37.06

(continued on back)

(continued from front)

In addition to the rate increases provided on the front side of this notice, beginning on December 1, 2014, and each December 1 thereafter, through and including December 1, 2018, the rates for the single-family residential solid waste services identified on the front side of this notice may be adjusted annually for increases in the cost of living based on the CPI ("CPI Adjustment"); provided, however, any annual CPI Adjustment to the rates shall not exceed 3%. Additionally, in the event that Yolo County increases the rates for its Tipping Fees, the City will also adjust the rates for the solid waste service fees identified on the front side of this notice to pass through any such future rate increases to the Tipping Fees that are imposed on its solid waste disposed of at the Yolo County Central Landfill ("Tipping Fee Adjustment"). Such Tipping Fee Adjustments may be imposed annually by an amount not to exceed 3% beginning on or after December 1, 2014, through and including December 1, 2018. Provided, however, in no event shall the fees for the solid waste services identified on the front side of this notice be adjusted, as a result of the annual CPI Adjustment or any Tipping Fee Adjustment, by more than the City's cost of providing solid waste services. Prior to implementing any annual CPI Adjustment or Tipping Fee Adjustment, the City must provide written notice of such adjustment to any property owner whose property is subject the payment of the solid waste service fees. The notice must be mailed not less than 30 days prior to the effective date of any rate adjustment.

In some instances a customer may choose not to put his or her garbage out for collection by DWR, but still retains recycling and yard material pick-up services and street sweeping services. In such an instance, the City continues to incur costs for recycling and yard material services, street sweeping services as well as costs to ensure that garbage disposal services are ready and available to such customers. The City imposes a fixed monthly solid waste service fee on these customers for recycling and yard material services, street sweeping services and fixed costs of ensuring that the garbage services are ready and available in the event that the customer elects to have his or her waste collected. The proposed fixed monthly solid waste service fee for such customers is currently \$18.26 and is proposed to increase to \$19.54.

PUBLIC HEARING AND PROTESTS

Any property owner whose property is to be subject to the proposed increases to the solid waste service fees (i.e., a customer of record) may submit a written protest to the proposed fee increases; provided, however, only one protest will be counted per identified parcel. Any written protest must:

- (1) state that the identified property owner is in opposition to the proposed fee increases;
- (2) provide the location of the identified parcel (by assessor's parcel number or street address); and
- (3) include the name and signature of the property owner submitting the protest.

If the person submitting the written protest is the owner of record but was not shown on Yolo County's last equalized assessment roll as the property owner, that person must provide written evidence that the person is the property owner. Written protests may be submitted by mail or in person to the City Clerk at 23 Russell Blvd. Suite 4, Davis, CA, 95616-3896, or at the Public Hearing (September 24, 2013, at 6:30 p.m.), provided they are received prior to the conclusion of the public comment portion of the Public Hearing. If submitting your protest by mail, please provide sufficient time for it to arrive prior to the close of the public comment portion of the public hearing. Any protest submitted via e-mail or other electronic means will not be accepted. Please identify on the front of the envelope for any protest, whether mailed or submitted in person to the City Clerk, Attn: Public Hearing on Rate Increases.

The City Council will consider all written protests and hear and consider all oral comments to the proposed rate increases and annual rate adjustments at the Public Hearing. Oral comments at the Public Hearing will not qualify as formal protests unless accompanied by a written protest. Upon the conclusion of the Public Hearing, the City Council will consider adoption of the rate increases to the City's solid waste service fees and the annual CPI Adjustments and Tipping Fee Adjustments as described herein. If written protests against the proposed rate increases and annual CPI Adjustments and Tipping Fee Adjustments are not presented by a majority of the property owners of the identified parcels upon which the fees are proposed to be imposed, the City Council will be authorized to impose the rate increases and annual CPI Adjustments and Tipping Fee Adjustments as outlined on the front side of this notice. If adopted, the proposed rate increases will take effect beginning December 1, 2013.

If you have questions regarding this notice or how it may impact your property, call (530) 757-5686 Monday through Thursday, and every other Friday, beginning June 28, 2013, from 8:00 a.m. to 5:00 p.m. or visit CityofDavis.org for answers to frequently asked questions. For more information about pick-up service, recycling and composting, visit DavisRecycling.org.

The City will be converting to monthly billing starting with the August 2013 City Services Bill. City Services Bills will be mailed to customers by the 1st of each month and due by the 25th. Online bill payment and automatic payment options are available, please see your bank for more information or visit CityofDavis.org.