

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Tuesday **June 16, 2020 at 7:00 p.m.**, or as soon thereafter as the matter may be heard, the City Council of the City of Placentia will hold a Public Hearing in the Council Chambers of the Placentia City Hall, 401 E. Chapman Avenue, to consider proposed increases to the City's solid waste rates for Fiscal Year 2020-21, with a proposed effective date of July 1, 2020.

REASON FOR PUBLIC HEARING: The City Council will hold a public hearing on the above date and time to consider increasing rates for residential and commercial refuse collection services. In 1996, California voters approved Proposition 218, which establishes a specific process for cities to impose or increase certain types of fees. Proposition 218 provides that certain "Property Related" rates are subject to a noticed public hearing and "majority protest" process. Solid waste and recycling collection fees for single-family residential properties can be considered "Property Related" fees under Proposition 218 because in Placentia, fees for refuse collection and recycling services paid by single family residential customers are collected via the property tax roll. In most other Cities, refuse haulers bill customers directly or the fees for service are billed via a water or other utility bill.

This notice is being provided to you pursuant to Section 6 of Article XIID of the California Constitution (Proposition 218) and Section 53755 of the Government Code which require that notification be sent 45 days in advance of the public hearing, to the address to which the City customarily provides the refuse collection service, or the known mailing address of the property owner, for each identified single family residential parcel upon which any new or increased refuse rate or charge is being proposed ("customer of record"). You are being provided with this notice 45 days in advance of the public hearing as the identified owner of real property in the City of Placentia subject to the proposed solid waste and recycling rates. As a property owner, you have a right to submit a written protest to the proposed rate change.

BASIS FOR RATE INCREASES: The request for the proposed rate increase is based upon the City's existing refuse collection franchise agreement with Republic Services ("Franchise Agreement"). The Franchise Agreement provides for increases in refuse rates due to following: (a) the Service Component will automatically be adjusted each July 1st in proportion to the increase or decrease in the cost of living as determined by the percentage change in the Consumer Price Index ("CPI") for All Urban Consumers in the Los Angeles-Long Beach-Anaheim, CA area for the twelve (12) month period ending on January 31st, (b) the Disposal Component will automatically be adjusted in proportion to the increase or decrease in disposal costs as determined by the percentage change in the County Landfill Gate Tipping fee, and (c) changes in other operational costs in providing refuse collection services. The proposed rate increase for Fiscal Year 2020-2021 is due to a 3.1% increase in the cost of living as determined by CPI-U, Los Angeles-Long-Beach Anaheim, CA index for January 2020 over January 2019, a 1.76% increase in the County Landfill Gate Tipping Fee as determined by County of Orange, which will be in effect July 1, 2020 and composting costs for residential green waste due to the passage of Assembly Bill (AB) 1594.

Pursuant to the City's franchise agreement with Republic Services, residential solid waste service rates included the cost of disposing of solid waste at the landfill operated by the County of Orange. Due to the passage of AB 1594 in 2014, commencing on January 1, 2020, the County begin charging for the disposal of green material used for alternative daily cover (cover material placed on the surface of the landfill) because this use will no longer constitute diversion through recycling. Previously, the County did not charge for the disposal of green material that it uses as alternative daily cover. As a result, the proposed increase to the solid waste service rates for residential customers includes an increase cost to compost residential green waste to meet compliance with AB 1594. On February 4, 2020, the City Council approved a Memorandum of Understanding between the City of Placentia and Republic Services to implement AB 1594 for the initial six (6) months of 2020. The proposed residential solid waste and recycling collection rates effective July 1, 2020 are included on page 3 of this notice and are reflective of the costs related to AB 1594 commencing January 1, 2020.

WRITTEN PROTEST PROCEDURES: Any property owner whose property will be subject to the imposition of the proposed solid waste service fees and any tenant directly responsible for the payment of such fees (i.e., a customer of record) may submit a written protest to the proposed changes; provided, however, that only one protest will be counted per identified parcel. Any written protest must state that the identified property owner is

in opposition to the proposed solid waste service charges; (2) provide the location of the identified parcel (by assessor's parcel number, street address, or customer account); (3) provide written evidence (example: current copy of City Services Bill) that the person is the property owner, if the person was not shown on Orange County's last equalized assessment roll as the property owner; and (4) include the name and signature of the property owner submitting the protest. Written protests may be submitted by mail or in person to the City Clerk's Office at 401 East Chapman Avenue, Placentia, CA 92870 or at the Public Hearing (date and time noted above), provided they are received prior to the conclusion of the public comment portion of the Public Hearing. *Any protest submitted via e-mail or other electronic means will not be accepted.*

PUBLIC HEARING PROCESS: All property owners of record and members of the public are invited to attend the public hearing. All members of the public are entitled to make comments at the public hearing, regardless of whether they choose to submit a written protest or own property that would be subject to the new increased rates. The City Council will hear and consider all materials and testimony concerning these matters, as well as, all written protests against the proposed rate increases. At the Public Hearing, the City Council will hear and consider all written and oral protests to the proposed solid waste service charges. **Oral comments at the Public Hearing, however, will not qualify as formal protests unless accompanied by a written protest.**

The City Clerk will tabulate written protests immediately following the close of the public hearing and will report the results directly to the City Council.

- If you do not want to protest the proposed rates, you do not need to take any action.
- If you want to protest the proposed rates, you must provide a written protest as outlined above.

At the close of the Public Hearing, the City Council will be authorized to adopt new refuse rates and related fees if written protests against the proposed increases are not presented by a majority of identified parcels upon which the proposed rates are to be imposed. If the proposed rates and fees are adopted, the increases will be effective July 1, 2020.

The City Council meeting agenda and staff report for the Public Hearing should be available by 7:00 p.m., Friday, June 12, 2020 on the City's website at: <http://placentia.org/citycouncilagenda>.

If you have questions regarding this notice or how it may impact your property, please contact the Department of Public Works at (714) 993-8148, Monday through Thursday from 7:30 a.m. to 6:00 p.m.

On page 3 of the notice, please find a summary of the proposed solid waste and recycling collection rates effective July 1, 2020 for single-family residential customers.

EN ESPAÑOL: Para recibir una copia de este documento en español sobre la propuesta de incrementar las tarifas de la colección de basura por favor llámenos al (714) 993-8148, de lunes a viernes de 7:30 a.m. a 6:00 p.m.

**EXHIBIT 1
PROPOSED RESIDENTIAL SOLID WASTE RATES FISCAL YEAR (FY) 2020-21
(Effective July 1, 2020)**

Residential Solid Waste Rate Summary - FY 2020-21

Monthly Residential Waste Rate:	FY 19-20	FY 20-21	Difference per month
Single Family	\$25.54	\$29.63	\$4.09
<u>Additional Containers</u>			
Black "Trash"	\$9.14	\$9.38	\$0.18
Brown "Yard"	\$5.08	\$5.24	\$0.16
Green "Recycling"	\$0.00	\$0.00	N/A
<u>Residential Special Services</u>			
Residential Roll-Out Service	\$11.96	\$12.33	\$0.37
Extra Dump - All 3 Containers	\$25.41	\$26.19	\$0.78
Exchange of All 3 Containers	\$39.30	\$40.50	\$1.20
Container Replacement - Misuse	\$69.52	\$71.66	\$2.14
<u>Residential Bulky-Item Pick-ups</u>			
Additional Pick-ups over 3x p/year	\$49.17	\$50.69	\$1.52
Charge for each item over 10	\$7.02	\$7.24	\$0.22
Additional Fee Gas Recovery	\$49.17	\$50.69	\$1.52
<u>Three Yard Containers</u>			
3 Days + Dump	\$96.70	\$99.60	\$2.90
Each Additional Day	\$7.43	\$7.66	\$0.23

Residential Solid Waste Rate Breakdown – FY 2020-21

Monthly Residential Waste Rate:	Base Service Fee	Green Waste Composting Fee	CPI Adjustment of 3.1% (January 2020 over January 2019)	Orange County Landfill Fee	Green Waste Composting Fee (Jan-June 2020)	Total Rate
Single Family	\$22.26	\$2.18	\$0.75	\$3.34	\$1.09	\$29.63
<u>Additional Containers</u>						
Black "Trash"	\$5.86	N/A	\$0.18	\$3.34	N/A	\$9.38
Brown "Yard"	\$5.08	N/A	\$0.16	N/A	N/A	5.24
Green "Recycling"	\$0.00	N/A	N/A	N/A	N/A	N/A
<u>Residential Special Services</u>						
Residential Roll-Out Service	\$11.96	N/A	\$0.37	N/A	N/A	\$12.33
Extra Dump - All 3 Containers	\$25.41	N/A	\$0.78	N/A	N/A	\$26.19
Exchange of All 3 Containers	\$39.30	N/A	\$1.21	N/A	N/A	\$40.50
Container Replacement - Misuse	\$69.52	N/A	\$2.14	N/A	N/A	\$71.66
<u>Residential Bulky-Item Pick-ups</u>						
Additional Pick-ups over 3x p/year	\$49.17	N/A	\$1.51	N/A	N/A	\$50.69
Charge for each item over 10	\$7.02	N/A	\$0.22	N/A	N/A	\$7.24
Additional Fee Gas Recovery	\$49.17	N/A	\$1.51	N/A	N/A	\$50.69
<u>Three Yard Containers</u>						
3 Days + Dump	\$96.70	N/A	\$2.80	\$5.80	N/A	\$99.60
Each Additional Day	\$7.43	N/A	\$0.23	0N/A	N/A	\$7.66