

**RESOLUTION NO. \_\_\_\_\_**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION: A) SETTING TUESDAY, JANUARY 23, 2024, AT 9:45 A.M. AT THE REGULARLY SCHEDULED BOARD MEETING AS THE TIME AND PLACE FOR A PUBLIC HEARING ON THE GARBAGE AND RECYCLABLES COLLECTION PROPOSED RATES FOR UNINCORPORATED FRANCHISED AREA FOR CALENDAR YEAR 2024; AND  
B ) DIRECT THE NECESSARY NOTICES FOR SAID HEARING**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on October 20, 2009, the Board adopted Resolution No. 070423 which approved a franchise agreement with Recology San Mateo County (Recology) to provide services for the collection of recyclable materials, organic materials, and garbage from January 1, 2011, through December 31, 2020; and

**WHEREAS**, on June 4, 2019, the Board adopted Resolution No. 076641 approving the amended and restated Recology Franchise Agreement for an additional 15-year term expiring on December 31, 2035; and

**WHEREAS**, on January 17, 2023, the Board adopted Resolution No. 079405, approving a 4 percent rate increase for CY 2023, for the 20-gallon, 32-gallon and 64-gallon residential cart sizes and the mixed-use /commercial (32-gallon and 64-gallon) garbage carts for CFA, effective as of January 1, 2023; and

**WHEREAS**, the Director of the Office of Sustainability (OOS) has recommended garbage and recyclables collection rates for the CFA attached hereto as Exhibit A; and

**WHEREAS**, the Franchise Agreement with Recology included the Unscheduled Service Fees attached hereto as Exhibit B, that are specifically requested and are paid

for by the ratepayer, adjusted annually based upon the Consumer Price Index, and are in addition to the base collection rates; and

**WHEREAS**, the Unscheduled Service fees Recology charges customers for additional services that are electively subscribed to by ratepayers, were approved at the time the Franchise Agreement was executed by the County and are not property-related fees subject to the Proposition 218 rate setting requirements and apply to the County Service Area No.8 and CFA; and

**WHEREAS**, the Constitution of the State of California requires that written notice of any proposed new or increased fees or property related charges be provided by mail to the record owners of each parcel upon which the charges are proposed for imposition; and

**WHEREAS**, in light of the proposed new rates, a written notice of the rates and public hearing must be provided to the record owner of each parcel within the CFA to comply with Proposition 218 requirements; and

**WHEREAS**, a written notice of the public hearing will be posted in a newspaper of general circulation, attached hereto as Exhibit C.

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:**

1. **Tuesday, January 23, 2024, at 9:45 a.m.** in the Chambers of the Board of Supervisors of the County of San Mateo, in the Hall of Justice and Records, Redwood City, California, is hereby fixed as the time and place of the hearing on the garbage and recyclables collection rates for the CFA, effective January 1, 2024.

Pursuant to Government Code Section 54953(e), the board meeting will be a hybrid meeting, open to the public for both in person participation and via Zoom online meeting format. Anyone interested may appear in person or via Zoom and be heard on this matter or may submit a written statement to the Clerk of the Board. To view the Zoom meeting please visit <https://sanmateocounty.legistar.com/Calendar.aspx>, choose the calendar item by date (January 23, 2024). The link for the zoom or in person meeting will be published on Friday January 19, 2024. You can also send a written statement to the Clerk of the Board, via email to [boardfeedback@smcgov.org](mailto:boardfeedback@smcgov.org) or via mail to Clerk of the Board 1<sup>st</sup> Floor, 400 County Center, Redwood City, CA 94063.

2. Director of the OOS shall cause a copy of the "NOTICE OF PUBLIC HEARING," attached hereto, to be published **once a week for two successive weeks** prior to the date set for the public hearing in a newspaper of general circulation.
  
3. Director of the OOS shall prepare a written notice of the proposed garbage and recyclables collection rates for CFA, which will be the basis for the imposition and collection of charges by Recology consistent with County Ordinance Codes, and that the notice be sent by mail to the record owner of each parcel within CFA.

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