

RESOLUTION NO. .

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA
ACTING AS THE GOVERNING BOARD OF COUNTY SERVICE AREA NO. 8**

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**RESOLUTION SETTING FEBRUARY 11, 2020 AT 10:00 A.M. AT THE REGULARLY
SCHEDULED BOARD MEETING, AS THE TIME AND PLACE FOR A PUBLIC
HEARING ON THE GARBAGE AND RECYCLABLES COLLECTION RATES FOR
COUNTY SERVICE AREA NO. 8 (NORTH FAIR OAKS)**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, as the Governing Board of County Service Area No. 8 (CSA-8), that

WHEREAS, October 20, 2009, your Board adopted Resolution No. 070423 which approved a franchise agreement with Recology San Mateo County (RSMC) to provide services for the collection of recyclable materials, organic materials, and garbage from January 1, 2011, through December 31, 2020. On June 4, 2019, your Board adopted Resolution 076641 approving the amended and restated Recology Franchise Agreement for an additional 15-year term expiring on December 31, 2035; and

WHEREAS, RSMC began service in the SBWMA service area on January 1, 2011; and

WHEREAS, on January 29, 2019, this Board adopted Resolution No. 076372 setting the 2019 garbage and collection rates for CSA-8, effective January 1, 2019; and

WHEREAS, on July 23, 2019 this Board adopted Resolution No. 076814, on the filing of the 2019-20 FY Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8 (North Fair Oaks) based on the effective rates; and

WHEREAS, the Director of the Office of Sustainability has recommended garbage and recyclables collection rates for the CSA-8 attached hereto as Exhibit A; and

WHEREAS, the Franchise Agreement with RSMC included the Recology Unscheduled Service Charges 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 Charges are 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, are not property-related fees subject to the Proposition 218 rate setting requirements and apply to the CSA-8 and County Franchised Area; 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 CSA-8 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, February 11, 2020 at 10:00 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 CSA-8, effective February 1, 2020.

2. **IT IS HEREBY FURTHER DETERMINED AND ORDERED** that the Director of the Office of Sustainability 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. **IT IS HEREBY FURTHER DETERMINED AND ORDERED** that the Director of the Office of Sustainability shall prepare a written notice of the proposed garbage and recyclables collection rates for CSA-8, which will be the basis for the imposition and collection of charges by the County on the tax roll and by Recology San Mateo County consistent with County Ordinance Codes 4.04.200 - 4.04.240, and that the notice be sent by mail to the record owner of each parcel within CSA-8.

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