

RESOLUTION NO. .

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

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RESOLUTION SETTING JANUARY 29, 2019 AT 9:15 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 THE UNINCORPORATED FRANCHISED AREA WITHIN THE SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY SERVICE AREA, EXCLUSIVE OF COUNTY SERVICE AREA NO. 8 (NORTH FAIR OAKS) AND WEST BAY SANITARY DISTRICT

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

WHEREAS, on October 20, 2009, this Board adopted Resolution No. 070423, which approved a new franchise agreement with Recology San Mateo County (RSMC) to provide services for the collection of recyclable materials, organic materials, and garbage in CSA-8, and the Unincorporated Franchised Area (County Franchised Area) within the South Bayside Waste Management Authority (SBWMA) service area (Burlingame to Menlo Park), exclusive of West Bay Sanitary District, from January 1, 2011 through December 31, 2020; and

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

WHEREAS, on February 13, 2018, this Board adopted Resolution No. 075693 setting the 2018 garbage and collection rates for CFA effective February 1, 2018; and

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

WHEREAS, the Franchise Agreement with RSMC 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, are not part of the base rates required for garbage and recyclables collection services, as they are fees 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 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 29, 2019 at 9:15 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, 2019.

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 CFA, which will be the basis for the collection of charges by Recology San Mateo County, and that the notice be sent by mail to the record owner of each parcel within CFA, .

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