ORO LOMA SANITARY DISTRICT

Ordinance No. 34-52

AN ORDINANCE REGULATING THE COLLECTION, REMOVAL, AND DISPOSAL OF SOLID WASTE AND OTHER DISCARDED MATERIALS

Effective September 1, 2026

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Rates for Commercial & Industrial Recycle and Organics Collection Services

The Sanitary Board of Oro Loma Sanitary District, Alameda County, California, does ordain as follows:

1. DEFINITIONS

1.1 The term "Annual Debris Recycling Certification Application" means the completed Debris Recycling Certification Application approved by the District.

1.2 The term "Applicant" shall mean any individual, firm, limited liability company, association, partnership, industry, business, public or private corporation or any other entity that applies for permits to undertake any Covered Project within the District.

1.3 The term "Authorized Representative" means the District's General Manager, or such other Person as the Board or General Manager may designate.

1.4 The term "Tag It" means a prepaid label to be affixed onto a plastic bag with a maximum capacity of 35 gallons; the labels can be purchased from the District, and the bag filled with trash and disposed of on the customer's collection service day. The collection and disposal cost for this service is included with the purchase of the label and regular trash subscription service.

1.5 The term "Batteries" means single-use or rechargeable batteries and all other batteries identified by the California Integrated Waste Management Board as Universal Waste. Examples include AAA, AA, C, D, button cell, and 9-Volt batteries. Car batteries are excluded.

1.6 The term "Board" means the Sanitary Board of the District.

1.7 The term "Bulky Waste Collection Service" means the services provided by the Designated Collector, upon request, to each Residential Dwelling, two times per calendar year, at no cost. To qualify for a Bulky Waste Collection, the customer must have Curbside trash service and have four units or fewer. For Multiple Family Dwellings with four or fewer units using Curbside trash service and where the Owner pays for the service, the Owner will schedule each of the Bulky Waste Collections for all tenants on the same date. If the tenants have individual accounts for Curbside trash service with the Designated Collector, each tenant may schedule their own Bulky Waste Collection date(s). The Bulky Waste Collection program is designed to collect large items, such as furniture, mattresses, white goods, as indicated in Exhibit A and B, Sections 1.4 and 2.2 of this Ordinance.

1.8 The term "CalRecycle SLCP" means the State of California Code of Regulations Title 14, Division 7, Chapter 3 or commonly referred to as SB 1383 Short-lived Climate Pollutants (SLCP): Organic Waste Reductions regulations.

1.9 The term "Certified Applicant" means an Applicant who has demonstrated compliance with the requirements of Section 4.7-2 of this Ordinance.

1.10 The term "Collection Service Container" means a receptacle provided by a Person, the District, or the District's Designated Collector, which is constructed of metal or plastic material that properly contains the discarded materials without leakage and is compatible with the District's Designated Collector's service trucks. Collection Service Containers include residential or commercial Trash, Recycling, and Organics drop boxes, bins and carts.

1.11 The term "Commercial Business" means a firm, company, partnership, association, industrial facility, government entity, shopping center, religious facilities, schools, colleges, universities, recreational facilities, and parks.

1.12 The term "Compactor" means a stationary commercial packer that is defined as a closed container in which Discarded Materials (noncombustible solid waste) are mechanically compressed.

1.13 The term "Construction" means the building of any structure or portion thereof, including, but not limited to, improvements to or remodeling or repair of an existing facility or structure.

1.14 The term "Construction and Demolition Debris", "C&D Debris" and "Construction Debris" means used or Discarded Materials removed from the premises during Construction, Renovation or Demolition of a structure on any pavement, street, driveway, house, building, or other structure or improvement regardless of the nature of such structure or improvement.

1.15 The term "Container Contamination" or "Contaminated Container" means a Collection Service Container that contains prohibited discarded materials.

1.16 The term "Conversion Rate" means the rate set forth in the standardized Conversion Rate Table approved by the District, pursuant to this Section, for use in estimating the volume or weight of materials in a Debris Recycling Statement.

1.17 The term "Covered Project" means a Project that is subject to the requirements of this Ordinance.

1.18 The term "Curbside" means the placement of containers in the street, adjacent to the curb, or as designated by the Authorized Representative.

1.19 The term "Debris Recycling Statement" or "DRS" means the completed DRS form approved by the District and submitted by the Applicant for the purpose of assessing compliance with this Ordinance.

1.20 The term "Demolition" means the destroying, razing, tearing down or wrecking of any pavement, street, driveway, house, building, or other structure or improvement regardless of the nature of such structure or improvement whether in whole or in part, whether interior or exterior.

1.21 The term "Designated Collector" means an agent or employee of the District, or any Person, firm, corporation, or public agency to whom the District has issued a permit or entered into a contract for the collection of Solid Waste or other

Discarded Materials from premises within the District. There may be more than one Designated Collector.

1.22 The term "Discarded Materials" means anything that a Person, business, industry, or institution has determined to discard by delivery to a disposal facility, placement in or next to a receptacle that is regularly emptied for disposal, abandonment in a public place, or otherwise giving up ownership after use, except items that must be handled as hazardous, toxic or infectious waste in accordance with rules and regulations of the Alameda County Environmental Health Department. Discarded Materials include, but are not limited to:

a. "Crushables," including, but not limited to, rock, ceramics, concrete, and brick;
b. "Glass," including, but not limited to, glass containers and window glass;
c. "Organics," including, but not limited to: grass cuttings, leaves, trimmings from plants, trees, shrubs, including branches and other uncoated wood up to six inches in diameter;
d. "Manures," including, but not limited to, livestock and horse manure;
e. "Metals," both ferrous and nonferrous, including, but not limited to, cans, parts from abandoned vehicles, plumbing, fences, metal doors and screens;
f. "Paper," including, but not limited to, newsprint, ledger paper, computer paper, corrugated cardboard and mixed paper;
g. "Plastics," including, but not limited to, beverage containers, plastic packaging, tires, and plastic cases of consumer goods such as telephones or electronic equipment;
h. "Putrescibles," including, but not limited to, animal, fruit and vegetable debris resulting from preparation, storage, handling or consumption of such substances;
i. "Reusable goods," including, but not limited to, intact or repairable home or industrial appliances, household goods, and clothing; intact materials in Demolition debris, such as lumber or bricks; building materials such as doors, windows, cabinets, and sinks; business supplies and equipment; lighting fixtures; and any other item that can be repaired or Reused;
j. "Sewage sludge";
k. "Soils," including, but not limited to, excavation soils from barren or developed land, and excess soils from yards;
l. "Textiles," including, but not limited to, clothing, upholstery and pieces of fabric; and
m. "Wood," including, but not limited to, lumber, pallets, stumps, and tree branches larger than six inches in diameter.

1.23 The term "District" means Oro Loma Sanitary District.

1.24 The term "District SB 1383 Fee" means the fee collected to cover the costs associated with implementing and maintaining compliance with California Senate Bill 1383. SB 1383 mandates the reduction of organic waste disposal and the recovery of edible food to reduce methane emissions. The fee supports various requirements, including but not limited to education and outreach, color-coded

collection containers, labeling, monitoring, reporting, enforcement activities, and the procurement of recycled-content paper products. The following sections of the California Code of Regulations (CCR) refer to the jurisdictions' responsibilities that support the fee: Title 14 CCR, Section 18981.2, Section 18984.7, 18985.1, and Section 18993.3.

1.25 The term "Divert" means to use material for any purpose other than disposal in a landfill or incineration facility. Methods of diverting materials from landfills shall include Reuse, Recycling, Composting, and Salvage.

1.26 The term "Diversion Attainment" means the diversion of 100% of the asphalt, concrete and similar material, and at least 50% by weight, of the total of all other C&D Debris generated by a Covered Project.

1.27 The term "Enforcement Agency" means Oro Loma Sanitary District, Alameda County Waste Management Authority, or CalRecycle.

1.28 The term "Food Waste" means food and unlined/uncoated paper or cardboard used for food or drinks discarded as part of the Organics stream.

1.29 The term "Garbage" shall have the meaning ascribed to it in the Sanitary District Act of 1923, Section 6406 of the California Health and Safety Code: "Garbage," as used in this part, shall include all of the following: (a) animal, fruit and vegetable Refuse; (b) offal; (c) inorganic Refuse and rubbish; and (d) any Discarded Materials.

1.30 The term "Generator" means a Person that produces or accumulates solid waste and/or other discarded materials.

1.31 The term "Household Battery Collection" means collection of household Batteries that are contained in a Customer provided sealed heavy-duty plastic bag and placed on top of a Collection Service Container for Recyclables, as part of a Residential Dwelling Recyclables Collection Service.

1.32 The term "L1 Area of District" means that area situated within Unincorporated Alameda County.

1.33 The term "L2 Area of District" means that area situated in and overlapping the City limits of Hayward.

1.34 The term "L3 Area of District" means that area situated in and overlapping the City limits of San Leandro.

1.35 The term "monthly late charge" means the 2.0% fee imposed on residential refuse accounts that become 90 days delinquent and on commercial refuse accounts that become 30 days delinquent.

1.36 The term "Multi-Family Dwelling" means a Residential Dwelling consisting of five or more units, attached by a common wall.

1.37 The term "Organics" means material originated from living plants and animals, including but not limited to Food Waste, and yard trimmings such as, grass, flowers, leaves, and branches that are not larger than six inches in diameter.

1.38 The term "Overage" means the visually identified number of gallons of discarded material in excess of six (6) inches from the closed position of a residential or commercial Collection Service Container.

1.39 The term "Owner" means the Person to whom a parcel or parcels of real property is assessed in the last equalized assessment roll at the address shown on such assessment roll or as known to the District Secretary.

1.40 The term "Person" means any human being, individual, firm, company, partnership, association and private, public and municipal corporations, the United States of America, the State of California, and all political subdivisions, governmental agencies and mandataries thereof.

1.41 The term "Per Unit Fee" means the fee paid by Residential Customers based on the number of units on the premises. SFD and MFD Customers have a Per Unit Fee consisting of two parts: Organics and Recyclable Materials collection services fee (owed to the District's Designated Collector), plus the District SB 1383 fee (owed to the District). The District's Designated Collector shall invoice all Residential Customers the Per Unit Fee, including Customers exempt from trash collection services.

1.42 The term "Project" means any activity that requires an application for a building permit, Demolition permit, encroachment permit, sewer permit or other similar permit for work in the District.

1.43 The term "Recyclable Materials" means those Discarded Materials which, when separated from other Discarded Materials and properly processed, can be turned into materials made beneficial for Reuse, including, but not limited to empty bottles, empty jars, empty jugs, empty cans, paper not used for food or drink, and cardboard not used for food or drink.

1.44 The term "Recycling" means the process of collecting, sorting, cleansing, treating, and/or reconstituting of discarded materials that would otherwise be landfilled. .

1.45 The term "Recycling Service" means services and facilities for the collection and Recycling of those Discarded Materials determined by the District to be Recyclable Materials.

1.46 The term "Refunds" means the amounts of monetary reimbursement given to any recycling/green waste customer for charges which were erroneously levied and paid, limited to the maximum of the previous four years.

1.47 The term "Renovation" means any change, addition or modification in an existing structure or improvement.

1.48 The term "Residential Dwelling" means a residence, flat, apartment, mobile home or other facility used, or capable of being used, for housing one or more Persons.

1.49 The term "Reuse" means further or repeated use of Construction or Demolition Debris in the same or different form.

1.50 The term "Salvage" means the controlled removal of C&D Debris from a permitted building or Demolition site for the purposes of Recycling, Reuse, or storage for later Recycling or Reuse.

1.51 The term "Solid Waste" means mixed or segregated discarded materials, commonly referred to as Trash, Recyclables, or Organics, resulting from residential, commercial, or industrial activities. Solid Waste does not include discarded materials that require special handling, such as Hazardous, Medical, Demolition or Construction wastes.

1.52 The term "Source Separated" means Recyclable or Compostable Materials that have been segregated for recycling or organics collection by or for the Generator on the premises where they were generated.

1.53 The term "Targeted Materials" means the C&D Debris listed pursuant to Section 4.4-5 of this Ordinance.

1.54 The term "Tier 1 Commercial Edible Food Generator" means, as defined in SB 1383, a commercial edible food generator that is one of the following: supermarket, grocery store with a total facility size equal to or greater than 10,000 square feet, food service provider, food distributor, or wholesale food vendor.

1.55 The term "Tier 2 Commercial Edible Food Generator" means, as defined in SB 1383, a commercial edible food generator that is one of the following: restaurants with 250 or more seats or a total facility size equal to or greater than 5,000 square feet, or a hotel with an on-site food facility with 200 or more rooms, or a health facility with an on-site food facility with 100 or more beds, large venue, a large event, a State agency with a cafeteria with 250 or more seats or a total cafeteria facility size equal to or greater than 5,000 square feet, or a local education agency with an on-site food facility.

1.56 The term "Trash" means those Discarded Materials which, for the purpose of disposal, have been placed in a Collection Service Container that is regularly emptied by the District's Designated Collector; Trash shall not include Discarded Materials required pursuant to the provisions hereto to be separated, set aside, handled, packaged or offered for collection separately from other Discarded Materials for the purpose of Recycling or Composting or requires special handling such as demolition, construction, hazardous, and medical wastes.

1.57 The term "Trash Collection Service" means services and facilities for the collection and disposal of non-recyclable, non-compostable, and other discarded materials that do not require special handling.

1.58 The term "Motor Oil" means lubricating oils for passenger vehicles.

1.59 The term "Motor Oil Filters" means lubricating oil filters for passenger vehicles.

1.60 The term "Waiver" means a period of time a commercial business is allowed to be exempted from subscribing to the required recycling and/or organics collection services due to Physical Space constraints or De Minimis. The District or the District's Authorized Representative may grant a commercial business a waiver for up to five years.

1.61 The term "White Goods" means discarded washers, dryers, refrigerators, ranges, water heaters, small air conditioning units, and other similar household appliances.

2. GENERAL

2.1 Required Solid Waste Collection Services

It is hereby found, determined, and required that a Person within the District's boundaries shall subscribe to sufficient number, size, and frequency of Trash, Recycling, and Organics services in accordance with this Ordinance, the State, and local mandates.

The District shall provide Solid Waste Collection Services to all Persons in the District in accordance with the provisions hereof.

An Owner or a Person occupying a residential dwelling or commercial business in the District must subscribe to solid waste collection services with the District's Designated Collector and shall be charged for such services as herein provided, unless the Owner or occupant self-hauls or back-hauls their discarded materials to a permitted facility or another exemption or waiver applies.

An Owner and/or a Person shall ensure the proper disposal of Solid Waste produced or accumulating at the establishment or dwelling in accordance with this ordinance and state and local mandates. To ensure the public health and safety, the Owner of record of the commercial business or Residential Dwelling for which the District provides Trash, Recycling, and Organics collection services shall ultimately be responsible for payment of any service provided by the Designated Collector. Nothing in this paragraph is intended to prevent an arrangement or the continuance of an existing arrangement under which payment for any of such services is made by a tenant or tenants, or any agent, on behalf of the Owner. However, any such arrangement will not relieve the Owner's ultimate obligation to the District for payment of all services provided.

2.2 Residential Property Up to Four Dwellings

An Owner or Person in possession or control of a Residential Dwelling with four or fewer units, commonly referred to as a Single-Family Dwelling (SFD), shall subscribe to Trash, Recycling, and Organics collection services with the Designated Collector within 15 days of occupancy or shall demonstrate to the District that an exemption applies. A minimum of 20-gallons of trash collection

service per week is required per residential dwelling. A SFD is not eligible for a collection service waiver.

The District or the District's Authorized Representative may give the Owner or Person written notification that such service is required in the absence of an applicable exemption. If regular solid waste collection service is not initiated within 15 days from the date of mailing of the notice, the District or the District's Authorized Representative shall require the Designated Collector to initiate and continue Trash, Recycling, and Organics services for the dwelling. All costs for services provided or made available, including administration costs, are the obligation of both the Person receiving services and the Owner.

2.3 Residential Property with Five+ Dwellings

An Owner or Person in possession or control of a Residential Property with five or more units, commonly referred to as a Multi-Family Dwelling (MFD), shall subscribe and maintain sufficient number, size, and frequency of Trash, Recycling, and Organics services with the District's Designated Collector to ensure all discarded materials fit properly into the Collection Service Containers with the lid closed flat. The area(s) where the collection service containers are stored for usage and/or staged for collection must be kept free of debris on the ground; the area must be cleaned regularly to maintain a neat appearance. Collection service containers must be readily accessible to tenants, employees, the District, the District's Authorized Representative, and the Designated Collector. MFDs are not eligible for collection service exemption(s) or waiver(s).

Per SB 1383, the District or the District's Authorized Representative may give the Owner or Person written notification that regular solid waste collection service is required. If regular solid waste collection service is not initiated within 15 days from the date of mailing of the notice, the District or the District's Authorized Representative shall require the Designated Collector to initiate and continue Trash, Recycling, and Organics services for the dwelling. All costs for services provided or made available, including administration costs, are the obligation of both the Person receiving services and the Owner.

The owner or property manager shall provide the following information, at least annually, to employees, contractors, current tenants, and new tenants prior to their move-in date:

- How to use the trash, recycling, and organics Collection Service Containers
- How to segregate recyclables and compostables from trash
- How to dispose of hazardous and medical wastes
- How to dispose of bulky items
- Collection Service schedule

2.4 Commercial and Industrial Properties

An Owner or Person in possession or control of a commercial business and/or multi-tenant property such as a shopping center in the District is responsible for complying with this Ordinance and with State and local solid waste mandates. A commercial business and/or multi-tenant and/or industrial property shall

subscribe to and maintain a sufficient number, size, and frequency of Trash, Recycling, and Organics services with the District's Designated Collector to ensure no accumulation of putrescible waste shall exceed seven days on the property and all discarded materials are sorted properly and fit into the Collection Service Containers with the lids closed flat. Collection service containers must always be secured to prevent public rummaging, usage, and/or mining of discarded materials. The area(s) where the collection service containers are stored for usage and/or staged for collection must be kept free of debris on the ground; the area must be cleaned regularly to maintain a neat appearance. The service containers must be readily accessible to employees, janitorial service providers, the District, the District's Authorized Representative, and the Designated Collector.

Collection service waivers may be requested in writing with the District or the District's Authorized Representative. Waivers may be granted up to five years. Commercial and industrial businesses are not eligible for trash exemptions.

A commercial business and/or multi-tenant and/or industrial property that self-hauls, back-hauls, donates, or sells their recycling and/or organics material shall keep records of those transactions, including the following information: name and location of receiving facility, date, and weight of the material; the information shall be made available to the District and the District's Authorized Representative upon request.

Per SB 1383, the District or the District's Authorized Representative may provide the Owner or Person written notification that regular solid waste collection service is required. If regular solid waste collection service is not initiated within 15 days from the date of mailing of the notice, the District or the District's Authorized Representative shall require the Designated Collector to initiate and continue Trash, Recycling, and Organics services for the commercial business and/or multi-tenant and/or industrial property. All costs for services provided or made available, including administration costs, are the obligation of both the Person receiving services and the Owner.

The Owner or Person responsible for the day-to day activities of a commercial business shall provide employees, janitorial service providers, vendors, contractors, and any other Person using or occupying the establishment, the following information, at least annually:

- How to use the trash, recycle, and organics Collection Service Containers
- How to segregate recyclables and organics from trash and dispose of properly
- How to dispose of hazardous and medical wastes
- How to dispose of bulky items
- Collection service schedule

An Organic Waste Generator shall comply with the requirements set forth in CalRecycle SLCP, Section 18984.9. Tier 1 and Tier 2 Commercial Edible Food Generators shall comply with the requirements set forth in CalRecycle SLCP Section 18991.3.

2.5 Exemptions from Trash Collection Service

A Person in possession or control of a residential property with four or fewer dwellings in the District may request an exemption from the requirement of mandatory Trash collection service through the Solid Waste Collection Service of the District's Designated Collector by establishing to the satisfaction of the District any one of the following:

a. No Trash is produced or accumulated in, upon, or from such property;
b. All Trash produced or accumulated in, upon, or from such property is disposed of by agreement with a Person subscribing to the District's Trash collection service and approved by the District;
c. The Person in possession or control of the property demonstrates to the reasonable satisfaction of the District that Trash is regularly self-hauled directly to a permitted disposal site or transfer station within Alameda County.

Persons who feel they qualify for an exemption may submit a written request for a trash exemption to the District or District's Authorized Representative. A Trash exemption may be granted up to five years subject to the District's sole determination.

2.6 Insufficient Collection Service(s)

When, in the judgment of the District or District's Authorized Representative, additional solid waste collection service(s) are required, they shall be provided by the District's Designated Collector, and collection services paid for by the Owner and/or Person in control of the property upon written notification from the District or District's Authorized Representative. The additional collection service containers shall meet the requirements set forth in Section 4.1 "Containers for Solid Waste Collection Services."

2.7 Failure to Subscribe and Maintain the Required Collection Services

In the case of failure to subscribe and/or maintain the required collection services of Trash, Recycling, and Organics as required by this Ordinance and by the State and local mandates, a nuisance is presumed to exist on the premises and the District or the District's Authorized Representative shall initiate the required services unless there is an exemption or waiver on file.

If the District or the District's Authorized Representative, upon review of subscribed services, finds a Person not to have the required solid waste collection services: trash, recycling, and organics, the penalty process shall commence unless there is an exemption or waiver or Certification of Recycling Service (CRS) on file.

2.8 Collection Service Container Contamination

If the District or the District's Authorized Representative or the District's Designated Collector, upon review of Collection Service Containers, identifies prohibited materials, a notice shall be issued informing the Generator of the contaminant(s), along with information on how to use the Collection Service Containers and how to sort their discarded materials properly. The District's Collector may charge for and/or increase the trash collection service level as set

forth in Exhibit A of this Ordinance. The District or the District's Authorized Representative may issue a penalty as set forth in section 7.3"Violation and Penalty of this Ordinance."

2.9 Collection Service Container Overage

If the District or the District's Authorized Representative or the District's Designated Collector, upon review of Collection Service Containers, identifies collection service containers to be overfilled, a notice shall be issued informing the Generator of the overage, along with information on how to use the Collection Service Containers and how to sort discarded materials properly. The District's Designated Collector may charge for the excess materials and/or increase the trash collection service level as set forth in Exhibit A of this Ordinance. The District or the District's Authorized Representative may increase solid waste services to ensure all discarded materials fit properly into the Collection Service Containers with the lid closed.

3. Disposal of Solid Waste and Other Discarded Materials

3.1 Unlawful Disposal

No Person shall throw, dump, place, accumulate, store or bury any Solid Waste or other Discarded Materials in or upon any lot, land, street, alley, private or public place, building, or in any water or waterway or easement or right of way or elsewhere within the limits of the District, or dispose of the same in any manner other than as specified in this Ordinance.

Nothing herein shall prohibit a Person from selling, giving away or otherwise legally diverting their own Recyclables or Organics Materials to a location of their choice.

3.2 Burning

No Solid Waste or other deleterious or offensive substance shall be burned in the open air within the District.

4. Containers

4.1 Containers for Solid Waste Collection Services

The District's Designated Collector shall provide each Person subscribed to solid waste collection services in the District with trash, recycle, and organics containers to be used for regular collection of discarded materials. A Multi-Family Dwelling or a commercial business using their own Collection Service Container(s) must ensure their container(s) are compatible with the Designated Collector's collection service vehicles. A Person subscribed to cart service must use the District's approved collection service carts.

Collection service containers shall be constructed of metal or plastic material, be water tight, be equipped with handles, have tight fitting covers with handles, and shall, at all times, be proof against access of flies to the contents thereof. Such containers shall be kept in a sanitary condition by their Owner(s) or user(s). At no time shall the Designated Collector be required to remove discarded materials

not in a Collection Service Container, unless such service is specified by separate contract.

Persons occupying a shared collection service space should plainly mark their collection service containers so that the ownership thereof will be known.

4.2 Containers for Discarded Materials Other Than Solid Waste
The District's Designated Collector shall provide containers for the placement of Discarded Materials other than Solid Waste.

4.3 District Specified Containers and Designated Collection Area
The District may designate a specific container or containers for storage and collection of Solid Waste or specific types of Discarded Materials. Collection service container colors, as designated per SB 1383, must be: green for organics, blue for recyclables, and black or gray for trash. The District requires collection service containers be placed Curbside, as defined in Section 1.17, on the day specified for collection by the collector.

However, collection service containers shall not be placed or kept in or on any public street, sidewalk, footpath or other public place, such as to impede pedestrian or vehicular traffic. Containers shall be placed before collection so as to be readily accessible for removing and emptying by the Designated Collector. Containers shall be replaced after collection in such a way as to not impede pedestrian or vehicular traffic. Persons shall remove Collection Service Containers from public areas as soon as possible after collection, no more than 24 hours after the specified collection day.

4.4 Construction Projects - Container Required
Every contractor, builder or Person engaged in the Construction or Demolition of a building shall provide a container at or near such building to receive all Discarded Materials by the employees in the performance of their work.

4.5 Diversion of Construction and Demolition Debris
This Section is adopted in order to supplement the provisions of the California Integrated Waste Management Act of 1989, which requires that each local jurisdiction in the State Divert 50% of Discarded Materials from landfills by December 31, 2000, and aid in compliance with the Alameda County Waste Reduction and Recycling Act of 1990 (Measure D). The intent of this Section is to divert building materials from landfills, thereby conserving natural resources. To that end, Projects that are subject to the requirements of this Section shall achieve the District's Diversion Attainment as defined herein. This Section shall only apply to those areas of the District within jurisdictions that do not have a Construction and Demolition Diversion requirement.

4.5-1 Covered Projects
The provisions of this Section shall apply to all Covered Projects within the District involving Construction, Demolition, or Renovation that have a Project valuation in excess of $100,000. For the purposes of this Section, the estimated cost of Covered Projects shall be determined by the Building Official of the jurisdiction issuing building permits.

4.5-2 Non-Covered Projects

Applicants for Projects that do not meet the valuation threshold requirement set forth in Section 4.5-1 are Non-Covered Projects and shall be encouraged to meet the Diversion Attainment as defined herein.

4.5-3 Certification Process and Compliance Audits

a. Applicants who have completed two or more Covered Projects within the past 12 months are eligible to apply to the District for Certification under the terms of this sub-section. Such application shall be on a form approved by the District, and may be supplemented by any other statements, documents, or other materials that will assist the District's Authorized Representative in determining the Applicant's past compliance with the requirements of this Section.

b. Applicants certified under the terms of this sub-section must comply with all the requirements of this Section; however, Certified Applicants may not be required to complete a Debris Recycling Statement on a project-by-project basis. Certified Applicants may, instead, be required to file an Annual Debris Recycling Certification Application at the time of certification, and annually thereafter, at the time such certification is renewed.

4.6 Debris Recycling Statements

4.6-1 Submission of Debris Recycling Statement

a. Applicants other than Certified Applicants for permits involving Covered Projects shall complete and submit a Debris Recycling Statement (DRS) on a form approved by the District. The District shall provide, as part of the permit application package, a DRS form to the Applicant. The DRS form completed by an Applicant shall include and indicate all of the following:

1. The estimated volume or weight of the C&D Debris, by type of material generated;
2. The estimated volume or weight of materials that can feasibly be Diverted via Reuse or Recycling;
3. The vendor or facility that the Applicant proposes to use to Salvage, collect and/or receive Diverted material;
4. The estimated volume or weight of materials that will be deposited in a landfill;
5. Why at least 50% by weight of the remainder of the C&D Debris generated by the Project will not be so diverted;
6. That the Project will generate a negligible amount of C&D debris;
7. The District's Diversion Attainment; and
8. Any other information requested, and deemed necessary for determining compliance with this Section, by the District's Authorized Representative.

b. For the purposes of this Section, the Applicant shall use the standardized Conversion Rates approved by the District and contained in its Debris Recycling Statement form to estimate the volume and weight of materials identified in the DRS.

4.6-2 Review of Debris Recycling Statement

a. Approval of Debris Recycling Statement. The District's Authorized Representative shall review and notify the Applicant of approval or non-approval of Applicant's DRS within five working days of receipt.

b. Non-Approval of Debris Recycling Statement.

1. If the District's Authorized Representative determines that the Applicant has failed to comply with the parameters of the DRS, the District's Authorized Representative shall either return the DRS to the Applicant requesting complete documentation of the reasons that the requirements of this Section cannot be met, or shall return the DRS to the Applicant marked "Denied." If the DRS is returned marked "Denied," it shall be accompanied by a statement of reasons for the denial.
2. Pursuant to Section 7.1 of this Ordinance, Applicant may petition the District for a change in determination.

a) Emergency Demolition. No DRS is required where an authorized official of the District has made a determination that immediate Demolition is required to protect the public health or safety from imminent peril.

4.7 Compliance

4.7-1 Weighing of C&D Debris

Weight tags shall be required to verify compliance. Applicant shall make every reasonable effort to assure that all C&D Debris Diverted and/or deposited in a landfill are measured and recorded using the most accurate method of measurement available. To the extent possible, all C&D Debris shall be weighed by measurement on scales. Such scales shall be in compliance with all regulatory requirements for accuracy and maintenance. A volumetric measurement shall be used for all C&D Debris for which weighing is not practical due to small size or other considerations. Volumetric measurements shall be converted to weight by using the District's approved Conversion Rates as outline in the District's Debris Recycling Statement.

4.7-2 Determination of Compliance

a. Certified Applicants. Certified Applicants must demonstrate compliance with the requirements of this Section in connection with their initial application for certification, and thereafter in connection with their annual renewal of re-certification. Compliance will be determined based on information contained in the Annual Debris Recycling Certification

Application, through audits of weight tags and Recycling and/or disposal facility receipts, and other business records as necessary. Certified Applicants are required to keep such Recycling and disposal records for a period of three years from the date of issuance of building permit. The District's Authorized Representative may conduct audits as needed, in addition to the annual audit in connection with re-certification, to assure compliance with this Section.

b. Non-Certified Applicants. Upon completion of any Covered Project, an Applicant, other than a Certified Applicant, shall submit weight tags generated by such Covered Project to the District's Authorized Representative. The District's Authorized Representative shall review such weight tags to determine whether the Applicant has achieved Diversion Attainment. Such determination shall be based upon the requirements of this Section and the following guidelines.

   The Applicant shall be found to have achieved Diversion Attainment if:

   1. 100% of the asphalt, concrete, and similar material generated by the Project has been diverted, and appropriate documentation thereof as required by this Section has been provided to the District;
   2. At least 50%, by weight, of the remainder of the C&D Debris generated by the Project has been diverted, and appropriate documentation thereof as required by this Section has been provided to the District.

4.7-3 Right to Monitor and Inspect

a. During regular business hours and upon reasonable notice of not less than three working days, the District's Authorized Representative may inspect any Covered Project to determine levels of actual diversion activities, and to validate the information contained in the DRS or in other documents or representations provided by the Applicant.

b. Notwithstanding the above, the District's Authorized Representative may inspect any Covered Project with less than 24 hours' notice with the consent of the Applicant or any other Person on the Project site responsible for the Project in the absence of the Applicant.

c. Upon request by the District, Applicant shall provide as soon as practicable and no later than five working days, documentation, papers, and records relating to the disposal of C&D Debris for a Covered Project.

4.7-4 Supporting Documentation

Applicants shall retain receipts and weight tags for the quantities of materials Reused, Salvaged, recycled, and deposited in a landfill in connection with a Covered Project for a period of three years following the final inspection and issuance of a temporary or final Certificate of Occupancy. Applicant shall make such records available to the District as soon as practicable upon request.

4.7-5 Targeted Materials

In furtherance of the goals established by this Section, the District's Authorized Representative, shall establish a list of materials that could potentially be Reused, recycled, or Salvaged, and may, from time to time, amend the list based upon local markets and conditions, taking into consideration the economic feasibility of compliance, and the availability of local Recycling facilities as listed on the District's Debris Recycling Statement.

4.8 Non-Compliance

a. When the Applicant has not achieved Diversion Attainment for a Covered Project, the District's Authorized Representative shall determine if the Applicant has made a "good faith" effort to comply with the requirements of this Section.

b. Applicant shall be in a "Non-Attainment" status if it is determined that:

1. 100% of the asphalt, concrete, and similar material generated by the Project was not diverted;
2. 50% of the remainder of the C&D Debris was not diverted;
3. The Applicant fails to submit the documentation required by this Section; and,
4. A "good faith" effort was not made.

Failure to comply with any part of this Section of the Ordinance may result in fines and penalties as outlined in Section 7.3 of this Ordinance, and/or revocation of Applicant's sewer permit or right to discharge.

5. COLLECTION SERVICES

5.1 Frequency, Days, and Times of Collection

In no case shall Trash and Organics collection services be provided less often than once a week, except as exempted herein. Recycling collection service shall be at least bi-weekly for cart service and at least once a week for bin service.

The Board may provide for the separate collection of specified Discarded Materials.

For purposes of collection, the Board may divide the District into as many areas as it may deem necessary for the convenient collection of Solid Waste or other Discarded Materials, and may fix the day or days upon which the same shall be collected. The time of collections shall be between the hours of 6:00 A.M. and 6:00 P.M. in any residential district area, and before 10:00 A.M. in any business district area. During peak and seasonal periods, the District may allow a contractor or Designated Collector to extend its normal work schedule to ensure that Discarded Materials are collected on their designated service day.

5.2 Permit for Removal of Discarded Materials

It shall be unlawful for any Person(s) to collect or carry Discarded Materials through the streets of the District without first having obtained a permit from the

District to do so except as provided in Section 2.3 and with the exception that an Owner or Person receiving residential service shall have the right to remove the same without obtaining a permit.

5.3 Designated Collector - Professional Responsibilities

A Designated Collector shall not permit any material to fall or remain on any public street or private premises in the District; shall close all gates used by it in collection service; shall operate quietly; and shall not damage the container and, after emptying it, shall place it in the position where found after emptying it, or in the location agreed to by the Designated Collector and the District. It shall also abide by any and all laws of the State, ordinances of the County, regulations and orders of the County Health Department or officer, and ordinances and general regulations of the District, now or hereafter adopted.

The name of the Designated Collector shall appear on the side of all collection service vehicles in letters not less than six inches high. There shall also be an identifying number of each vehicle. The Board may prescribe specifications for trucks used to collect other Discarded Materials, including, but not limited to, specific recyclable materials and/or organics materials.

5.4 Location for Delivery, Processing, and/or Disposal of Solid Waste

A Designated Collector shall deliver, process, and/or dispose of discarded materials in accordance with State and local mandates.

The Board may direct a Designated Collector to deliver Discarded Materials to a specific site or facility selected by the Board.

5.5 Ownership of Discarded Materials

The District has exclusive control of the waste stream and all items discarded by its customers. All Discarded Materials shall be owned by the Person prior to it being placed in the Collection Service Containers. For residential collection service, once the container has been placed at the curb for collection, except for those with backyard service or MFDs, the discarded material(s) shall become the property of the Designated Collector and the Designated Collector shall make such material(s) accessible for inspection by the District or District's Authorized Representative upon request unless otherwise specified in the permit or contract applicable thereto. For commercial and industrial collection services, once the discarded materials are placed in the Collection Service Containers, the discarded materials shall become the property of the Designated Collector and the Designated Collector shall make such materials accessible for inspection at the request of the District or District's Authorized Representative.

6. RATES FOR SERVICE

6.1 Rates to Be Charged

The District's Designated Collector may collect charges for Trash, Recycling, and Organics collection services. Charges for Trash collection services are shown in Exhibits "A" and "B" attached hereto. Charges for Recycling and Organics services and facilities are shown on Exhibits "C" attached hereto.

The charges have been calculated by the Designated Collector so as to ensure that the amounts charged by the Designated Collector to customers are reasonable and that the Designated Collector receives a reasonable rate of return. The charges shown in Exhibits "A", "B", "C" and "D" have been reviewed for reasonableness by the District. Prior to any increase in the charges, the District shall publish notice of the meeting at which such increases of maximum charges will be heard.

6.2 Billing, Collection of Charges, and Enforcement of Collection

The District may direct a Designated Collector to bill directly for Trash collection service and/or for Recycling and Organics service. If so, the Designated Collector shall ascertain the amount of the charge or charges for the services furnished by it to each premise pursuant to this Ordinance and the applicable collection contract, and mail to the Owner of record or occupant thereof an invoice for such services. If the invoice is not paid in full, the Designated Collector is authorized to impose a 2.0% monthly late charge on residential solid waste accounts that become 90 days delinquent and on commercial solid waste accounts that become 30 days delinquent. The Designated Collector shall also send to the Owner of record written notification of the Owner's responsibility for payment for such services and the District's authority to collect said amount(s) on the tax roll.

The Designated Collector shall make every effort to collect all delinquent accounts.

Failure of the Designated Collector to mail any such invoice or failure of the Owner of record or occupant to receive such invoice shall not relieve the Owner of any parcel from the obligation of paying for such services.

In the event of the failure of the Designated Collector to collect any delinquent charge(s), the District or, if directed, its Designated Collector may enforce payment of such delinquent charge(s) in one or more of the following manners:

a. The District or Designated Collector may institute action in any court of competent jurisdiction to collect any charges which may be due and payable in the same manner as any other debts may be collected, in which event the District or Designated Collector shall have judgment for the costs of suit and reasonable attorney' fees.

b. The District may determine that delinquent payments 90 days or more in arrears be placed and collected on the tax roll.

c. The amount to be collected and placed on the tax roll shall include all past due amounts as of June 30 of each year, plus the cost of processing and the costs of collection and placement of the delinquent charges on the tax roll.

d. Take such other action as may be authorized by law and the Board.

All powers authorized by this Ordinance for the enforcement and collection of such charges are cumulative and may be pursued alternatively or collectively as the District determines.

6.3 Refunds for Solid Waste Overcharges

When it is determined that a customer's solid waste service is inconsistent with the billing records and the Designated Collector has been overcharging, the Designated Collector will process a refund to the customer for the retroactive period when the customer was overcharged, not to exceed three years.

7. MISCELLANEOUS

7.1 Disputes

In all cases of disputes or complaints including, but not limited to, the placement of Collection Service Containers awaiting removal of their contents, the quantities to be removed, the frequency of removal and the rates charged, and/or the C&D requirements of this Ordinance, the District's Authorized Representative shall make the necessary determination and his/her decision shall be final.

7.2 Authorization for District to Contract or Issue a Permit for Collection Services

The District may enter into a contract or issue a permit for the performance of one or more of the following services in the District: collection, removal, transfer, processing or disposal of Refuse and/or other specified Discarded Materials in the District, and for the collection of charges for such service or services, in accordance with the provisions of this Ordinance. The Board, by resolution, shall have the power to provide for the inclusion in such contract or permit of such terms, not in conflict with the provisions of this Ordinance, as it may deem necessary to protect the health and welfare of the District.

It shall be unlawful for any Person to interfere in any manner with the permitted or contracted collection, removal or disposal of Discarded Materials by the Designated Collector.

7.3 Violation and Penalty of this Ordinance

The Health and Safety Code of the State of California provides remedies for the violation of an ordinance or regulation of a sanitary district. Each day upon which a violation of this Ordinance continues shall be deemed a separate offense. Violations of this Ordinance may be punished or corrected by any mechanism provided for by law.

Penalties for Non-Compliance

The District or the District's Authorized Representative shall initiate the penalty process for the following violations of this Ordinance and/or as set forth in CalRecycle SLCP Section 18995.1, and/or set forth in Alameda County Waste Management Authority's Organics Reduction and Recycling Ordinance:

- Failure to subscribe and/or maintain required collection services;
- Failure to secure collection service containers;
- Failure to maintain the area where collection service containers are stored or staged for collection;

- Tier 1 and Tier 2 Edible Food Generators' failure to comply;
- Failure to comply with self-haul or back haul requirements.

The amount of penalties for the foregoing violations in accordance with this ordinance, CalRecycle SLCP, and/or Alameda County Waste Management Authority's Organics Reduction and Recycling Ordinance, shall be as follows:

- First violation, the amount shall be $50 to $100 per violation or such higher amount as may be established by the Enforcement Agency;
- Second violation, the amount shall be $100 to $200 per violation or such higher amount as may be established by the Enforcement Agency;
- Third or subsequent violation, the amount shall be $250 to $500 per violation or such higher amount as may be established by the Enforcement Agency.

The District or the District's Authorized Representative may impose penalties for prohibited discarded materials found in the Collection Service Containers, as follows:

Penalties for Container Contamination

- First violation, the amount shall be $50 to $100 per violation or such higher amount as may be established by the Enforcement Agency;
- Second violation, the amount shall be $100 to $200 per violation or such higher amount as may be established by the Enforcement Agency;
- Third or subsequent violation, the amount shall be $250 to $500 per violation or such higher amount as may be established by the Enforcement Agency.

7.4 Conflicts

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason declared to be invalid, unconstitutional, or unenforceable, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board hereby declares that it would have passed and adopted this Ordinance and each section, subsection, sentence, clause, phrase and portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions are declared to be invalid, unconstitutional or void.

7.5 Existing and Inconsistent Ordinances

Ordinance No. 34-50 is hereby superseded as of the effective date hereof.

7.6 Publication

The Secretary of this Board is hereby directed to cause a summary of this ordinance to be posted for one week in three public places within the District and published once in the Daily Review, a newspaper of general circulation within the District, and shall take effect upon the expiration of one week from publication.

I certify the foregoing is a full, true and correct copy of an ordinance duly and regularly adopted by the Sanitary Board of the Oro Loma Sanitary District, Alameda County, California, at a meeting thereof held on the 18th day of August 2026, by the following vote of the members thereof:

AYES, Members:	Dean, Duncan, Lee, Simon, Young
NOES, Members:	None
ABSTAIN, Members:	None

Sheila Young, President

Countersigned:

Rita Duncan, Secretary

EXHIBIT A
RATES FOR TRASH COLLECTION SERVICE
(Effective September 1, 2026)

1. RESIDENTIAL TRASH COLLECTION SERVICE

For the collection, removal, and disposal of Trash, there shall be a minimum of 20 gallons of collection service with at least once a week collection per residential dwelling. The 20-gallon cart rate shall only apply to those customers subscribing to one cart per residential unit service. Residential dwellings are not eligible to share 20-gallon trash cart collection service.

1.1) The monthly service charge for trash cart sizes, shall be as follows:

Cart Size:	L1 & L2	L3
20 gallons	$14.67	$16.92
35 gallons	$29.27	$33.960
65 gallons	$58.60	$67.80
95 gallons	$87.87	$101.74

1.2) For additional collection, removal, and disposal of Trash in excess of one collection per week which occurs on the same day as the customer's regular service day, the rate charged per cart serviced shall be as follows:

Cart Size	L1 & L2	L3
20 gallons	Not Available	Not Available
35 gallons	$9.12	$10.48
65 gallons	$17.80	$20.55
95 gallons	$27.12	$31.38
Prepaid "Tag-It" service, 35-gallons capacity:	$6.87	$7.96

1.3) Bulky Waste Collection Service

Each residential customer with four or fewer units subscribed to Trash cart collection service from the District's Designated Collector shall be entitled to two "on-call" Bulky Waste Collections per calendar year at no additional charge, pursuant to eligibility requirements and guidelines approved by the District. Each "on-call" Bulky Waste Collection Service could include up to three large household appliances, and up to four passenger vehicle tires without rims, and bundled yard trimmings and wood not exceeding 4 feet in length and 6 inches in diameter, and up to 2 cubic yards of bagged trash or disposable containers. Bulky waste collection service is only available on the customer's service day. Additional rates may apply:

Additional Bulky Rates	L1 & L2	L3
Overage per cubic yard	$32.71	$37.76
3rd + Bulky Waste Collection Service:		
Bulky Truck Service	$78.84	$91.18
Per Cubic Yard	$32.71	$37.76

2. MULTI-FAMILY DWELLINGS (MFDs) AND MOBILE HOME PARKS (MHPs)

2.1) For the collection, removal, and disposal of Trash, there shall be a minimum of 20 gallons of collection service with at least once a week collection per multi-family dwelling or mobile home park residential space. MFDs and MHPs subscribing to Trash "cart" collection service where collection is made on the premises and where the MFD Owner or designated representative of the mobile home park pays the Designated Collector directly for the service charge for all units therein, a 10% discount from the cart rates prescribed in subparagraph "1.1," above shall be charged. However, the 10% discount shall not apply to the 20-gallon cart rate. Multi-family dwellings and mobile home parks subscribed to commercial or industrial trash collection service are not eligible for 10% discount.

Cart Size	L1 & L2	L3
20 gallons	$14.67	$16.92
35 gallons	$26.33	$30.57
65 gallons	$52.79	$61.03
95 gallons	$79.07	$91.61

2.2) **Bulky Waste Collection Service**
Multi-Family Dwellings (MFDs) and Mobile Home Parks (MHPs) with centralized billing may arrange for bulky waste collection service at a cost. MFDs & MHPs are not eligible for the two Residential no-charge on-call bulky waste collection services per year. Bulky Waste MFD & MHP Collection Service Options and rates:

Bulky Waste Truck Collection Service Charges:

MFD & MHP Bulky Rates	L1 & L2	L3
Bulky Truck Service	$78.84	$91.18
Per Cubic Yard	$32.71	$37.76

Or

Roll-Off collection service charge same as set forth Exhibit A, Section 3.4.
The MFD or MHP and the Designated Collector shall agree upon the type of Bulky Waste Collection Service for the property and collection placement.

2.3) **Container Overage Fees: Residential Accounts**
The fee for overfilling a solid waste container may be applied to containers with lids open more than six (6) inches from the closed position on the third occurrence and subsequent incidents. The Designated Collector shall collect acceptable items in excess of six (6) inches from the closed position and may bill an additional fee after two written warnings to the customer, provided the Designated Collector has video or photo documentation of the overage incident and completes the collection on the scheduled service day.

Charge for 3rd and Subsequent Incidents	All Areas
Per Cart Per Occurrence	$13.17
Per Bin Per Occurrence	$164.65

2.4) **Contamination Fees: Residential Accounts**
The fee for contaminating the recycling and/or organics containers may be applied on the third occurrence and subsequent incidents. The Designated Collector may collect and charge an additional fee after two written warnings to the customer, provided the Designated Collector has video or photo documentation of the contamination incident and completes collection on the scheduled service day.

Charge for 3rd and Subsequent Incidents	All Areas
Per Cart Per Occurrence	$27.45
Per Bin Per Occurrence	$82.33

3. COMMERCIAL AND INDUSTRIAL COLLECTION SERVICE

3.1) For the weekly collection, removal, and disposal of Trash from commercial and industrial customers, the monthly rates shall be as follows:

Commercial: L1-L2						
Trash	**Number of Service Days per Week**					
Size	**1**	**2**	**3**	**4**	**5**	**6**
35 gal.	$32.91	Not Available	Not Available	Not Available	Not Available	Not Available
65 gal.	$66.32	Not Available	Not Available	Not Available	Not Available	Not Available
95 gal.	$99.46	Not Available	Not Available	Not Available	Not Available	Not Available
1 cu. yd	$191.42	$344.48	$497.55	$650.61	$803.68	$956.74
2 cu. yd	$353.91	$660.04	$966.17	$1,272.30	$1,578.44	$1,884.57
3 cu. yd	$509.89	$969.08	$1,428.28	$1,887.48	$2,346.67	$2,805.87
4 cu. yd	$673.42	$1,285.68	$1,897.95	$2,510.21	$3,122.47	$3,734.73
6 cu. yd	$990.56	$1,908.96	$2,827.35	$3,745.74	$4,664.14	$5,582.53
7 cu. yd	$1,158.54	$2,230.00	$3,301.46	$4,372.91	$5,444.37	$6,515.83

Commercial: L3						
Trash	**Number of Service Days per Week**					
Size	**1**	**2**	**3**	**4**	**5**	**6**
35 gal.	$38.35	Not Available	Not Available	Not Available	Not Available	Not Available
65 gal.	$76.74	Not Available	Not Available	Not Available	Not Available	Not Available
95 gal.	$115.12	Not Available	Not Available	Not Available	Not Available	Not Available
1 cu. yd	$221.56	$398.75	$575.93	$753.11	$930.30	$1,107.48
2 cu. yd	$411.47	$765.83	$1,120.20	$1,474.57	$1,828.94	$2,183.30
3 cu. yd	$590.19	$1,121.74	$1,653.29	$2,184.84	$2,716.39	$3,247.94
4 cu. yd	$779.56	$1,488.30	$2,197.03	$2,905.77	$3,614.50	$4,323.24
6 cu. yd	$1,146.48	$2,209.58	$3,272.68	$4,335.79	$5,398.89	$6,461.99
7 cu. yd	$1,341.09	$2,581.37	$3,821.66	$5,061.94	$6,302.23	$7,542.51

3.2) For scheduled, extra collection, removal, and disposal of Trash, in addition to the customer's subscribed collection service, rates shall be as follows, per container, per occurrence:

Commercial: L1-L2		
Size	**Regular Service Day**	**Non-Service Day**
20 gal.	N/A	N/A
35 gal.	$17.68	$26.52
65 gal.	$17.68	$26.52
95 gal.	$17.68	$26.52
1 cu. yd	$35.35	$52.52
2 cu. yd	$70.70	$105.04
3 cu. yd	$106.07	$157.57
4 cu. yd	$141.42	$210.08
6 cu. yd	$212.12	$315.14
7 cu. yd	$247.48	$367.70

Commercial: L3		
Size	**Regular Service Day**	**Non-Service Day**
20 gal.	Not Available	Not Available
35 gal.	$20.46	$31.98
65 gal.	$20.46	$31.98
95 gal.	$20.46	$31.98
1 cu. yd	$40.92	$60.73
2 cu. yd	$81.85	$121.46
3 cu. yd	$122.76	$182.15
4 cu. yd	$163.68	$242.90
6 cu. yd	$245.53	$364.39
7 cu. yd	$286.45	$425.11

3.3) For commercial compactor "front-end load" collection service, the per cubic rate shall be:

Rate Per Cubic Yard	L1-L2	L3
Compactor Rate (Non-Rolloff)	$68.28	$79.04

3.4) For roll-off solid waste collection service the rates shall be as follows:

Industrial: L1-L2	
Roll Off	
Size	**Rate per Haul**
6 Yards	$581.45
14 Yards	$581.45
20 Yards	$831.02
30 Yards	$1,246.53
40 Yards	$1,662.05
50 Yards	$2,077.57
Ancillary Fee	
Roll Off Rate per Cubic yard	$41.55
MSW Roll Off Compactor Rate per cubic yard	$83.10
Recycle Roll Off Compactor Rate per cubic yard	$41.55
Organic Roll Off Compactor Rate per cubic yard	$74.79
Placement Charge	$95.88
Demurrage Rate Per Week	$72.69
Demurrage Rate Per Day	$10.41
Flasher Rate per Haul	$47.92
Customer owned compactor Container cleaning only	$214.17
Roll off container relocation	$173.90
Roll off Trip Charge/Dry Run	$173.90

Industrial: L3	
Roll Off	
Size	**Rate per Haul**
6 Yards	$672.43
14 Yards	$672.43
20 Yards	$960.73
30 Yards	$1,441.09
40 Yards	$1,921.46
50 Yards	$2,401.83
Ancillary Fee	
Roll Off Rate per Cubic yard	$48.04
MSW Roll Off Compactor Rate per cubic yard	$96.07
Recycle Roll Off Compactor Rate per cubic yard	$48.04
Organic Roll Off Compactor Rate per cubic yard	$86.46
Placement Charge	$110.93
Demurrage Rate Per Week	$77.31
Demurrage Rate Per Day	$11.08
Flasher Rate per Haul	$55.39
Customer owned compactor Container cleaning only	$214.17
Roll off container relocation	$173.90
Roll off Trip Charge/Dry Run	$173.90

4. OVERAGE FEES: COMMERCIAL ACCOUNTS

The fee for overfilling a solid waste container may be applied to containers with lids open more than six (6) inches from the closed position on the third occurrence and subsequent incidents. The Designated Collector shall collect acceptable items in excess of six (6) inches from the closed position and may bill an additional fee after two written warnings to the customer, provided the Designated Collector has video or photo documentation of the container and completes the collection on the scheduled service day. If no chargeable incidents across all waste streams occur during the 12-month period between September 1 and the following August 31, then on each September 1 the number of warnings shall be reset to zero.

Charge for 3rd and Subsequent Incidents	All Areas
Per Cart Per Occurrence	$27.45
Per Bin Per Occurrence	$164.65

5. CONTAMINATION FEES: COMMERCIAL ACCOUNTS

The fee for contaminating the recycling and/or organics containers may be applied on the third occurrence and subsequent incidents. The Designated Collector may collect and charge an additional fee after two written warnings to the customer, provided the Designated Collector has video or photo documentation of the contamination incident and completes collection on the scheduled service day. If no chargeable incidents across all waste streams occurs during the 12-month period between September 1 and the following August 31, then on each September 1 the number of warnings shall be reset to zero.

Charge for 3rd and Subsequent Incidents	All Areas
Per Cart Per Occurrence	$27.45
Per Bin Per Occurrence	$82.33

6. ANCILLARY FEES

The charge for ancillary services provided by the Designated Collector, including but not limited to lock services, push/pull service, credit card processing, and returned check handling, shall be assessed as follows:

All Areas			
Ancillary	**Rate**	**Frequency**	**Description**
Hauler Lock	$31.89	Per Lock	Customers may purchase a lock from hauler; there is no charge to lock/unlock if customer uses a lock from hauler.
Non-Hauler Lock	$5.76	Per Key, Per Month	Hauler driver must unlock and maintain customer owned key. For Customer provided container locks only.
Push/Pull Distance			
0-10 feet	$11.57	Per Bin, Per Service	Driver must get out of truck and maneuver container in order to service it.
11-20 feet	$23.01		
21-30 feet	$34.56		
31-40 feet	$45.79		
Payment			
Convenience Fee: Residential Accounts	$1.99	Per Occurrence	Fee for paying with credit card, debit card, or digital wallet. The convenience fee is subject to increase by 3rd party vendor and may change without notice.
Convenience Fee: All Other Accounts	$9.99	Per Occurrence	Fee for paying with credit card, debit card, or digital wallet. The convenience fee is subject to increase by 3rd party vendor and may change without notice.
Late Payment	2%	Per Month	Payment of all invoices shall be due in full by the last day of the service period. Delinquent invoices will result in a monthly late charge of 2% of total balance.
Bad Check	$25.00	Per Check	Returned check due to insufficient funds

7. RESIDENTIAL BACKYARD CART COLLECTION SERVICE

The charge for the Designated Collector to retrieve the collection service carts from the residential property and return the carts to their original location after service. Not available for multi-family properties. The monthly rate shall be per cart:

Single-Family Property	L1-L2	L3
Per Cart, Per Month*	$18.57	$21.50

*Where the residential subscriber is physically unable to place the solid waste Collection Service Containers at the curb, the Designated Collector shall provide Backyard Service at no additional cost. The resident must submit to the District or the District's Authorized Representative a letter signed by a licensed physician, indicating that the resident is physically unable to wheel the carts to the curb.

8. STATE AND LOCAL MANDATED FEES

Residential and commercial billing shall state in a separate line item the amount of total charges reflected on the bill, which are required by state and local mandated fees. In addition, should additional state and local mandated fees be imposed upon the District's Designated Collector, the Designated Collector may request a Solid Waste rate adjustment as outlined in the District's then current Franchise Agreement for Solid Waste Collection Services.

9. CHANGE IN RATES

As of September 1, 2023, and annually thereafter, residential, multi-family, commercial, and industrial Solid Waste rates may be subject to adjustment as outlined in the District's then current Agreement for Solid Waste Collection Services.

EXHIBIT B
RESIDENTIAL PER UNIT FEE
(Effective September 1, 2026)

1. Residential Per Unit Fee

For the collection, removal, and processing of recyclables and organics, including the District's SB 1383 Fee.

1.1) Extent of Service

Recycle and Organics collection service shall be provided to all residential customers in the District by exclusive agreement issued to a Designated Collector authorized by the District. Pursuant to the state of California and local solid waste mandates, Recycle and Organics collection services are mandatory for all residential customers, including multi-family commercial properties, and exemptions from these services shall not be granted to single-family and multi-family properties.

1.2) Establishing Charges

For the purpose of charges each single-family home, each dwelling unit in a Multiple Family Dwelling (five or more units), each mobile home, motor home, or livable trailer in a mobile home park shall be considered a "residential unit." Each residential unit shall be charged the Per Unit Fee.

1.3) Residential Per Unit Fee

The Per Unit Fee includes the combined monthly charge for the collection and processing of recyclables and organics, along with the District SB 1383 Fee. The Designated Collector shall invoice all Residential Customers for the Per Unit Fee, including those exempt from trash collection services the following:

All Areas		
Per Unit Fee	**Single-Family**	**Multi-Family**
District SB 1383 Fee	$3.00	$3.00
Recycle and Organics Collection Services	$5.32	$5.00
Monthly Charge Per Residential Unit	$8.32	$8.00

1.4) Annual Rate Adjustment

The portion of the Per Unit Fee for collection services is subject to the annual rate adjustment per the District's current Agreement for Solid Waste Collection Services. The District shall review the District SB 1383 Fee annually to determine if any adjustments are needed to support the requirements of SB 1383.

2. Recycle Collection Services

Recycle cart collection service shall be provided bi-weekly, except in the L2 area of the District, where service is provided in accordance with the Memorandum of Understanding between the District, the City of Hayward, and the District's Designated Collector.

Residential customers with bi-weekly collection may recycle unlimited volumes, provided all materials fit inside the cart with the lid closed. The District's Designated Collector shall provide additional carts upon request, at no charge. Available cart sizes are 65 or 95 gallons. Accepted materials include empty bottles, cans, jars, jugs, paper, and cardboard not used for food or drink. All materials must be placed loose (not bagged) in the recycle cart.

In addition, residential single-family properties with up to four dwelling units can set out motor oil and motor oil filters for curbside collection on their service day. Only motor oil and filters in the District's approved jugs and bags shall be collected. The District's Designated Collector shall provide motor oil jugs and motor oil filter bags upon request. Residential single-family properties can also set out standard household batteries for collection in a sealable plastic bag placed on top of the cart.

3. Organics Collection Services

The organics collection service shall be weekly, with a volume limitation of one 95-gallon cart per residential unit. Available organics cart sizes are 65 or 95 gallons, and the following materials are accepted: food, yard trimmings, uncoated paper and cardboard used for food or drink, and shredded paper.

The District's Designated Collector shall provide additional organics carts upon request. The following monthly charges per additional cart shall be incurred and invoiced to the customer by the District's Designated Collector.

Residential: L1-L2						
Organics	Number of Service Days per Week					
Size	**1**	**2**	**3**	**4**	**5**	**6**
1st Cart	No Charge	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 65	$15.68	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 95	$24.34	Not Available	Not Available	Not Available	Not Available	Not Available

Residential single-family customers in the L3 area can request a second cart for each eligible unit, at no additional charge from the District's Designated Collector.

EXHIBIT C
RATES FOR COMMERCIAL & INDUSTRIAL RECYCLING AND ORGANICS COLLECTION SERVICES (Effective September 1, 2026)

1. RECYCLING COLLECTION SERVICE

For the collection, transportation, and processing of Recyclable Materials.

1.1) Extent of Service

Recycling collection service shall be required and provided, except when there is a waiver or Certified Recycling Service on file, to all commercial and industrial establishments in the Oro Loma Sanitary District by exclusive agreement issued to a Designated Collector authorized by the District.

1.2) Regularly Scheduled Collection Service

The monthly rates shall be as follows:

Commercial: L1-L2							
Recycle	Number of Service Days per Week						
Size	EOW*	1	2	3	4	5	6
1st Cart	$12.13	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 65	$26.73	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 95	$41.10	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
1 cy	Not Available	$82.21	$164.38	$246.59	$328.79	$410.97	$493.17
2 cy	Not Available	$164.38	$328.79	$493.17	$657.55	$821.96	$986.34
3 cy	Not Available	$246.59	$493.17	$739.76	$986.34	$1,232.94	$1,479.51
4 cy	Not Available	$328.79	$657.55	$986.34	$1,315.12	$1,643.90	$1,972.68
6 cy	Not Available	$493.17	$986.34	$1,479.51	$1,972.68	$2,465.85	$2,959.01
7 cy	Not Available	$575.37	$1,150.72	$1,726.10	$2,301.46	$2,876.83	$3,452.18

Commercial: L3							
Recycle	Number of Service Days per Week						
Size	EOW*	1	2	3	4	5	6
1st Cart	No Charge	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 65	$28.08	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 95	$43.21	Not Available	Not Available	Not Available	Not Available	Not Available	Not Available
1 cy	Not Available	$86.41	$172.80	$259.23	$345.64	$432.03	$518.43
2 cy	Not Available	$172.80	$345.64	$518.43	$691.24	$864.07	$1,036.88
3 cy	Not Available	$259.23	$518.43	$777.67	$1,036.88	$1,296.10	$1,555.32
4 cy	Not Available	$345.64	$691.24	$1,036.88	$1,382.53	$1,728.15	$2,073.76
6 cy	Not Available	$518.43	$1,036.88	$1,555.32	$2,073.76	$2,592.20	$3,110.65
7 cy	Not Available	$604.86	$1,209.70	$1,814.55	$2,419.39	$3,024.24	$3,629.10

*EOW-every other week collection service. All eligible public schools in the District shall receive Recycling collection services at no charge.

1.3) Additional Collection Service

In addition to the customer's subscribed collection services, for collection, transportation, and processing of Recyclable Materials, scheduled in advance with the Designated Collector, the rates shall be per container, occurrence:

Commercial: L1-L2		
Recycle: Extra Collection Service	Regular Service Day	Non-Service Day
20 gallons	Not Available	Not Available
35 gallons	Not Available	Not Available
65 gallons	$9.50	Not Available
95 gallons	$9.50	Not Available
1 cubic yard	$18.99	$28.48
2 cubic yards	$37.97	$56.94
3 cubic yards	$56.94	$85.43
4 cubic yards	$75.93	$113.89
6 cubic yards	$113.89	$170.84
7 cubic yards	$132.88	$199.32

Commercial: L3		
Recycle: Extra Collection Service	Regular Service Day	Non-Service Day
20 gallons	Not Available	Not Available
35 gallons	Not Available	Not Available
65 gallons	$9.98	Not Available
95 gallons	$9.98	Not Available
1 cubic yard	$19.95	$29.94
2 cubic yards	$39.92	$59.85
3 cubic yards	$59.85	$89.81
4 cubic yards	$79.82	$119.73
6 cubic yards	$119.73	$179.60
7 cubic yards	$139.70	$209.54

2. ORGANICS COLLECTION SERVICE

For the collection, transportation, and processing of Organics. The following materials are accepted: food, yard trimmings, uncoated paper and cardboard used for food or drink, and shredded paper.

2.1) Extent of Service

Organics collection service shall be required and provided, except when there is a waiver or Certified Recycling Service on file, to all commercial and industrial establishments, in Oro Loma Sanitary District by exclusive agreement issued to a Designated Collector authorized by the District. The District may require food establishments such as restaurants and grocery stores to subscribe to bin collection service due to weight and/or increased need for more service days per week to reduce odor, rodents, and/or bugs.

2.2) Regularly Scheduled Collection Service

The monthly rates shall be as follows:

Commercial: L1-L2						
Organics	Number of Service Days per Week					
Size	**1**	**2**	**3**	**4**	**5**	**6**
1st cart	No Charge	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 65	$59.69	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 95	$89.51	Not Available	Not Available	Not Available	Not Available	Not Available
1 cy	$172.28	$310.03	$447.80	$585.55	$723.31	$861.07
2 cy	$318.52	$594.04	$869.55	$1,145.07	$1,420.60	$1,696.11
3 cy	$458.90	$872.17	$1,285.45	$1,698.73	$2,112.00	$2,525.28
4 cy	$606.08	$1,157.11	$1,708.16	$2,259.19	$2,810.22	$3,361.26
6 cy	$891.50	$1,718.06	$2,544.62	$3,371.17	$4,197.73	$5,024.28
7 cy	$1,042.69	$2,007.00	$2,971.31	$3,935.62	$4,899.93	$5,864.25

Commercial: L3						
Organics	Number of Service Days per Week					
Size	**1**	**2**	**3**	**4**	**5**	**6**
1st cart	No Charge	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 65	$69.07	Not Available	Not Available	Not Available	Not Available	Not Available
ADD'L 95	$103.61	Not Available	Not Available	Not Available	Not Available	Not Available
1 cy	$199.40	$358.88	$518.34	$677.80	$837.27	$996.73
2 cy	$370.32	$689.25	$1,008.18	$1,327.11	$1,646.05	$1,964.97
3 cy	$531.17	$1,009.57	$1,487.96	$1,966.36	$2,444.75	$2,923.15
4 cy	$701.60	$1,339.47	$1,977.33	$2,615.19	$3,253.05	$3,890.92
6 cy	$1,031.83	$1,988.62	$2,945.41	$3,902.21	$4,859.00	$5,815.79
7 cy	$1,206.98	$2,323.23	$3,439.49	$4,555.75	$5,672.01	$6,788.26

All eligible public schools in the District shall receive Organics collection services at no charge.

2.3) Additional Collection Service

In addition to the customer's subscribed collection services, for the collection, transportation, and processing of Organics scheduled in advance with the Designated Collector, the rates shall be as follows, the rates shall be per container, occurrence:

Commercial: L1-L2		
Organics: Extra Collection Service	Regular Service Day	Non-Service Day
20 gallons	Not Available	Not Available
35 gallons	Not Available	Not Available
65 gallons	$15.91	$23.87
95 gallons	$15.91	$23.87
1 cubic yard	$31.82	$47.27
2 cubic yards	$63.63	$94.53
3 cubic yards	$95.45	$141.81
4 cubic yards	$127.27	$189.08
6 cubic yards	$190.92	$283.62
7 cubic yards	$222.74	$330.94

Commercial: L3		
Organics: Extra Collection Service	Regular Service Day	Non-Service Day
20 gallons	Not Available	Not Available
35 gallons	Not Available	Not Available
65 gallons	$18.42	$28.79
95 gallons	$18.42	$28.79
1 cubic yard	$36.83	$54.66
2 cubic yards	$73.66	$109.31
3 cubic yards	$110.49	$163.94
4 cubic yards	$147.31	$218.61
6 cubic yards	$220.98	$327.95
7 cubic yards	$257.80	$382.61

EXAMPLES OF EXPENSES ELIGIBLE FOR MEASURE D FUNDS - Updated 7/1/26

Below is a list of expenditure requests submitted and approved over the years. It is not a comprehensive list but meant to provide guidance on the types of approved expenditures and the rationale behind the acceptance as an eligible Measure D expense.

COST CATEGORY	Rationale
ADMINISTRATIVE/OVERHEAD	
Recycling staff hours, benefits, overhead expenses,	Must provide documentation on staff hours/time spent on 4Rs (see staff time documentation sheet)
Contract management, legal services	
Fund on site recycling coordinator at School District	
Sales tax paid to BOE for recycle bags	Or other purchase related to the 4Rs
Non controllable overhead (fleet mtc, etc.)	Related to the percentage of time employee spends on 4Rs
Fund AmeriCorps/Civicorp Fellows working on 4Rs	
FRANCHISED RECYCLING PROGRAM	
Costs to subsidize residential and commercial recycling	If not recovered through rates
Christmas tree curbside collection	Diversion from landfill
Food scrap and green waste collection	Diversion from landfill
Organics and food waste processing costs	Diversion from landfill
School district food scraps recycling program	Diversion from landfill
Pay for C&D Processing	Diversion from landfill
Commercial Recycling Technical Assistance	Commercial recycling outreach
Set up a reuse route for bulky waste pick up days	Reuse
OUTREACH AND EDUCATION	
White good recycling vouchers to residents	Diversion from landfill
Recycle game on website for city rules	Educational package promoting recycling
Recycled content coloring books and crayons for Earth day activities	Educational package promoting recycling
Stick and Flip card to identify proper sorting of materials	2 of 3 carts divert materials.
Environmental programs for kids	With focus on 4 Rs
Promotional items for 4 Rs (Design/print/mail postcards, inserts, web, etc.)	
Contests/Achievement/Awards with 4 Rs focus	Must focus on 4Rs
BAYROC contributions	
Advertisements promoting 4 Rs	
Reusable bags for community events	Reuse/Waste Reduction
Reusable tablecloths for events (purchased or rented)	Reuse/Waste Reduction
Grocery cart messaging about food waste prevention	Outreach for waste prevention
Food Waste Documentary purchase	Outreach for waste prevention
Awards for Teachers/Janitorial staff implementing 4Rs	
Signs to reduce contamination and increase awareness when sorting	Diversion and "clean streams" support
Translation of messaging for 4Rs	Outreach for waste prevention
Training for staff on waste sorting/waste reduction internally and all associated expenses (food, materials, outreach)	Outreach for waste prevention

Below is a list of expenditure requests submitted and approved over the years. It is not a comprehensive list but meant to provide guidance on the types of approved expenditures and the rationale behind the acceptance as an eligible Measure D expense.

COST CATEGORY	Rationale
PHYSICAL ASSETS	
Composting toilets	Sometimes plant bio solids are landfilled
Portable Fluid Recovery Tank (transfer used oil/antifreeze from vehicle to container to be recycled)	Measure D market development and source reduction program for haz waste.
Recycling trailers to collect recyclables	Increase recycling
Construction of vitrification facility (converts sludge into glass for road base)	Recycling project - allowed if final product used for application and not landfilled
Purchase & installation of dishwasher at city facility for reusable	Reduces single use servingware
3 stream containers, including Big Belly, (3 containers recycle, compost, garbage). Will consider 2 streams if in tandem with 3 stream placement OR space limits 3 stream options. Other infrastructure to support the containers (trolleys, etc) can also be included.	If all 3 together with signage will cover all costs (they do not have to be attached)
Pails for organics	Promoting composting
Recycle top litter containers	If signage for proper sorting on both parts
Reusable serving ware for city	Source reduction
Equipment rental for compost give away	Promoting composting
Street resurfacing project using recycled content asphalt	For product costs only, does not include installation or other costs
Purchase/rent equipment for material reuse (chippers/grinders)	May include labor costs to operate equipment.
Hand Dryers	Source reduction of paper towels
Office stamps to replace stickers	Source reduction/reuse
Rechargeable batteries and recharging stations	Source reduction/reuse
Water bottle refilling stations (plumbed)	Source reduction/reuse
Reusable water bottles	Source reduction/reuse
Reusable utensil sets and reusable cups/plates	Source reduction/reuse
Signage to reduce contamination in three streams containers	Increase marketability for recovered materials and reduce costs associated with sorting. Increase awareness
RECYCLED CONTENT MATERIALS	
Playground equipment made of out recycled products (not from shredded tires)	must be 50% post consumer, installation costs not eligible
Recycled content and/or refurbished products	must be 50% post consumer, installation costs not eligible
Signage/Decals	must focus on 4Rs
Recycled content carpet tiles (not roll carpet)	Must be carpet tiles, not roll carpet
PROFESSIONAL SERVICES/CONSULTANTS	
Consultants to implement 4 Rs at City	In general, expenses related to disposal activities can not utilize Measure D funds.

Below is a list of expenditure requests submitted and approved over the years. It is not a comprehensive list but meant to provide guidance on the types of approved expenditures and the rationale behind the acceptance as an eligible Measure D expense.

COST CATEGORY	Rationale
Rate study / Collection hauler contract services	If RFP/Contract does not include a reimbursement by contractor clause. Otherwise, consider pro rate costs of rate application based on percentage of contract payments that are for recycling services vs garbage services.
Contracts - less than 5 years in length. Greater than 5 years request to RB	See Measure D References Document relating to Contracts
High Diversion Strategic Plan	Landfill diversion
Bin cleaning services	Encourages longer use of bins
Supplement MRO technical Assistance for high contamination routes	Increases MRO compliance, reduces contamination
WELO enforcement by staff or contractor fees	Ensure WELO requirements, including compost and mulch use are enforced.
Fund ReThink Disposable programs in city	Reduces single use servingware
Disaster Debris Plan	Diverts materials from landfill
CONFERENCES/TRAININGS/CLASSES	
Cost for attending conferences, workshops, meetings related to 4 Rs	Staff, council members, volunteers
Smart Cities Conference	If 4Rs focus
Host and/or send staff to Bay Friendly Professional Landscaping Trainings	Staf time/labor costs and registration fees covered by Measure D.
Membership or Sponsorship to a 4 Rs organization or one that incorporates 4R's activities into its mission (CRRA, Green Business Network, NCRA)	
PROGRAM SUPPORT	
Green Halo, Go Green, EEK	
School recycling, reduction and education projects	
Pay for 3rd party facility certification recycling rates	
SPECIAL EVENTS	
City sponsored yard/rummage sales	As long as recycling and waste reduction are prominent themes of event
E-waste drop off events	Ensures ewaste is recycled and not landfilled
Costs (labor, supplies services, outreach, food, etc.) associated with Earth Day event	Prorated - waste reduction/compost related. 50%
Fix it clinics	Reuse/waste diversion
Filtered Water for Special events	If single use bottles replaced with reusable bottles or compostable cups, then yes. If not, no reduction in waste as single use water bottles recyclable and no difference than single use cups.
Event greening services	Ensure items are recovered from large events.
Food recovery for City Events	Distribute leftover food to those in need.
Events and costs (staff time, etc) supporting recycling and collection or proper disposal (solar panels, HHW collection, etc)	

Below is a list of expenditure requests submitted and approved over the years. It is not a comprehensive list but meant to provide guidance on the types of approved expenditures and the rationale behind the acceptance as an eligible Measure D expense.

COST CATEGORY	Rationale
Paper shredding events	As long as the resulting shredded paper is 100% recycled by the shredding service provider
PROJECTS/CONSTRUCTION	
Rental of asphalt grinder to remove asphalt for reuse as road base cost to transport road base, pay contractor to run grinder	Reuse of materials so yes
Design, construction and maintenance of recycling enclosures	Prorated % of costs covered if garbage included in enclosure
Recycled Content Building Materials	10% minimum Post Consumer, may consider difference between Virgin and recycled content.
HHW/E-waste	
HHW materials recycled instead of disposed	Yes as long as documentation to show materials are recycled and not disposed
Cover costs to collect city generated batteries, flourescent tubes and other hazardous waste, includes transport to facility. Cover recycling fees	Yes as long as documentation to show materials are recycled and not disposed
Anti Freeze recycling system	Promotes recycling vs landfill or HHW
CLIMATE ACTION PLANS	
Must include GHG mitigation measures recycling, composting, bay friendly, green building, gov purchases including recycled content. Can't be used to purchase PV or other non-solid waste reducing projects.	No more than 50% of plan, see Measure D Reference Document for details
LANDSCAPING	
Recycled Content Mulch and Compost- purchase cost	Material purchased, delivery, application costs are all eligible expenses.
Recycled Asphalt Pavement material -	For materials only. Cost of application/labor maybe considered ONLY if specific to installation of recycled content product.
Costs associated with disking the weeds under /grass cycling	Preferred weed control, don't need to haul off or use chemicals.
Conversion to a Rescape (Formerly called Bay Friendly) rated landscape	Must be certified Bay Friendly. Bay Friendly landscapes create less waste and chemical usage. Up to $50,000 for landscapes 2,500 sf - 1 acre. Up to $100,000 for landscapes greater than and acre. See Measure D references for details
Civic lawn conversion to low water landscapes using sheet mulch	Lawn conversions > 10,000 sq ft receive up to $25,000 for projects that meet the StopWaste Lawn to Landscape Checklist requirements
SUSTAINABLE BUILDINGS	

Below is a list of expenditure requests submitted and approved over the years. It is not a comprehensive list but meant to provide guidance on the types of approved expenditures and the rationale behind the acceptance as an eligible Measure D expense.

COST CATEGORY	Rationale
Pay for USGBC LEED certification (minimum silver rating)	Project > 50,000 sq. foot of conditioned space to receive $50,000 to offset costs of certification. Specific credits must be achieved. See Measure D references for details.
Purchase and utilize products found in Cradle To Cradle Certified Products Registry	Up to $100,000 per product type available (roll carpet excluded).. See Measure D references for details.
Design for Deconstruction	Funds available for projects incorporating design for deconstruction elements.
Salvage Assessment Cost	100% of the cost
Deconstruction of civic building	Funds available for projects deconstructing civic buildings instead of demolition. See Measure D references for more details
USGBC membership	Cost of membership

MEASURE D REFERENCE DOCUMENT

MEASURE D DOCUMENT LINK

CONTRACTS OVER 5 YEARS

Every municipal applicant should submit information and data regarding:

1. Their other uses of Measure D funds in the previous and current fiscal years, and proposed for the upcoming year, if known, including the percentage of Measure D revenues used to reduce the ratepayer rates for recycling services.

2. The circumstances of award of the contract under consideration

3. The expected benefits or factors necessitating a contract term longer than five years.

Applicants requesting use of Measure D funds for contracts over eight years in length (an no more than 10) shall also describe their good faith efforts to procure innovative services, where practical.

RB Counsel opined that options to extend an agreement, if at the sole discretion of the City, are considered separate contracts and do not add to the basic term length of the contract, whereas options to extend that require the agreement of the contractor DO add to the basic term length of the contract.

MEASURE D FEE

Per Resolution RB 2003-10, Measure D fee (currently $8.23/ton) applies to both solid waste tons disposed within the unincorporated County of Alameda (landfill pays fees) as well as to municipally controlled discards (municipal contractor pays fees). If fees are not paid by municipality contractor, a jurisdiction's Measure D pass-through funds are to be reduced in proportion to the amount of that jurisdiction's franchised or otherwise municipally controlled materials landfilled outside unincorporated Alameda County for which the Measure D fee is not collected.

FUND BALANCE - REPORTED INTEREST

If you have a use in mind and need to accumulate a couple of year's worth of revenues to start a new program, that is acceptable; if you want to accumulate funds until you can think of a good use, fine. (As long as you do no exceed the threshold of $8 x population, see next section Fund Balance Thresholds). However you can not accumulate Measure D funds in order to use the interest earned as a new revenue stream. The interest must be left in the Measure D accounts. Per Resolution RB 2003-11 Measure D specifies that member agencies report interest, and leave the interested in their Measure D accounts, in cases where the beginning of year Measure D fund balance is greater than $300k, or the Measure D fund distribution in the prior year (whichever is greater, See Resolution RB 2003-11) Anyone accumulating more than a year's worth of Measure D revenues must track the interest earned, and restrict its use to the same uses as Measure D allows.

FUND BALANCE - THRESHOLDS

Per Resolution RB 2021-2

Per Resolution RB 2021-2 any municipality receiving per capita disbursements of Recycling Fund monies that has an unspent balance that exceeds $8 multiplied by the population basis (used for the first quarterly disbursement of that that fiscal year) must present to the Board a written expenditure plan with details on the proposed specific uses of the remaining balance and future disbursements as well the proposed length of time and schedule to utilize funds. The scope of work and amount of funds proposed for expenditure to reduce the municipality's Measure D fund balance to 25% below the allowable threshold of $8.00 (eight dollars) multiplied by the population basis formula. If after two (2) years, the municipality has not reduced their fund balance per the expenditure plan, quarterly disbursements will be retained by StopWaste in a dedicated Measure D fund liability account. When municipality has reduced fund balance as required, municipality will also be eligible to receive funds

CLIMATE ACTION PLANS

No more than 50% of total cost of plan. Must included GHG mitigation measures relating to recycling, composting, bay friendly landscaping, green building, govt RPPP

MEASURE D REFERENCE DOCUMENT- Page 2 of 2

STAFFING

For each employee that works on Measure D related activities, you will need to provide supporting documentation for that employee. ***It is not sufficient to simply estimate an employee's time spent on Measure D without the following backup***

1. A complete description of the actual Measure D related activities each employee performed
2. A description of the methodology used to allocate that employee's time to Measure D activities (if employee spends time on
3. Supporting documents that substantiate the allocation of an employee's time to Measure D activities (e.g. accounting system reports, summaries of employee timesheet records, or a current cost allocation plan that ties exact allocation

Invoices over $2,000 need to be submitted for review.

BAY-FRIENDY LANDSACPE (BFL).

Two tiers of funding based on the size of the Rated landscape.

- For landscapes under an acre and at least 5,000 sq. ft. – $50,000 of Measure D funds
- For landscapes an acre or greater - $100,000 of Measure D funds
- Measure D Funds should not exceed the cost of the project

Landscape recognized as Bay Friendly Rated Landscape with ReScape CA
The project hired a Bay-Friendly Rater (as qualified by ReScape CA) ideally in the design phase or earlier.
The project applied for and received Bay-Friendly Rated Landscape Technical Assistance through StopWaste
It is recommended that the project landscape architect is a Bay-Friendly Qualified Landscape Professional

USGBC LEED CERTIFIED BUILDINGS

Project must be > 50,000 sq.ft. of conditioned space to receive $50,000 to offset the costs to certify building(s) with the

The project must be registered and certified (minimum Silver Rating) with USGBC LEED and complete the following waste

Building Reuse: if applicable, building reuse required through credit Option 1, 2 or 3.
Sourcing: credit Option 2 required, purchasing salvaged and recycled content products
C&D: Project must attain a 75% C&D material diversion rate
RCI Pilot Credit 87: Project must utilize 3rd Party Mixed C&D Certified Facility (facility list available at Recycling Certification Institute)

CRADLE TO CRADLE CERTIFIED PRODUCTS

Purchase and utilize products found in Cradle to Cradle Certified Products Registry under the following categories:

i. Building Supply and Materials
ii. Interior Design and Furniture (Roll carpet excluded)

A maximum of $100,000 per product type will be eligible for Measure D reimbursement to align with the intent of Measure D

DECONSTRUCTION ACTIVITIES

The City may want to consider deconstruction prior to demolition – a simple first step would be to conduct a building survey with a qualified deconstruction contractor to assess potential reuse opportunities. Please review deconstruction resources at - http://www.stopwaste.org/recycling/deconstruction

Measure D Funds may be used to offset the costs to implement deconstruction and reuse activities up to $100,000. Submittal of documentation from the deconstruction contractor regarding material recovery quantities and costs associated with

EXAMPLES OF EXPENSES NOT ELIGIBLE FOR MEASURE D FUNDS

Below is a list of expenditure requests submitted over the years that were not approved for Measure D funds. This is not a comprehensive list but meant to provide guidance on the types of expenditures not approved for Measure D funding. In general, expenses and staff time that are not related to the 4Rs and do not enhance or advance waste prevention/reduction, reuse, recycling, or composting are not eligible expenses. Below are examples of non-eligible expenses:

COST CATEGORY	Rational
Metal Signs/steel products	All metals have some recyled content
Purchase and installation of Porous concrete,	Not recycled content, despite a sustainable material
Diesel particulate matter traps (reduces tailpipe particulate matter)	Not recycled content
Solar products	Unless a case can be made that the battery life for new solar product last far longer then nonsolar. Could be considered source reduction of HHW
Storm Water (trash load reduction, mapping, etc)	Trash in water way is an env. issue but not eligible for Measure D funds
Manure	Compost is the preferred material. Manure generally does not end up in landfill
Litter/Creek Clean Up/Illegal Dumping cleanup	Unless collected materials are recycle or reused. Mattress, appliances, and tires are materials that have a fee for recycling which are eligible for Measure D
Environmental Awards	If 4 Rs incorporated will consider
Trash Cans	If not part of a 3 system
Membership to environmental organizations	Must be related to 4Rs (NOT stormwater, water, energy, etc no)
Monthly planning committee for environmental issues	Must be related to 4Rs (NOT stormwater, water, energy, etc no)
Ride Share	Not solid waste related
California Youth Energy Services contribution	Will consider prorated amount for pails/solid waste activities
Field turf/sports fields made with recycled content	Product that ends up in landfill, not recyclable, not supported
Organic Fertilizer Purchasing	Environmental product but not solid waste related.
Illegal dumping activities	Eligible ONLY if materials are recycled (generally most are contaminated they are not recyclable)
Car charging stations	Not directly related to diverting solid waste
Shredded Tire surfaces	Although recycled content a problematic material for health.
General office equipment including computers, phones, printers,desk	Equipment required for any city employee, not directly related to diverting waste.
Automobiles for staff - electric or gas	Equipment required for any city employee, not directly related to diverting waste.