

ORDINANCE NO. C.S. 762

**AN ORDINANCE REGARDING REFUSE REMOVAL
BY OWNERS OR OCCUPANTS OF PROPERTY AND
PERMIT FEES FOR INDUSTRIAL REFUSE COLLECTION**

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

Section 1. Subdivision A of Section 9.04.040 of the Stanislaus County Code is amended to read as follows:

"A. The owner or occupant of each occupied dwelling unit or other place of human habitation, including a business establishment, within all mandatory collection service areas, shall cause all refuse to be removed weekly and shall subscribe to weekly collection service with the appropriate franchised refuse collector, from the first through the last date of occupancy. The owner, or the owner's authorized agent, of each business within all mandatory collection service areas that disposes of refuse or produces garbage, shall subscribe to collection service, with the appropriate franchised refuse collector, causing the business refuse to be removed from the premises no less than once each week, from the first through the last date of occupancy. The department may require a greater number of collections as it deems necessary."

Section 2. Section 9.04.100 of the Stanislaus County Code is amended to read as follows:

"The owner(s) and/or occupants, within a mandatory collection service area, or the owner(s) and/or occupant(s), within an exempt collection service area, may request the department to approve a plan whereby special arrangements are made for effective and efficient refuse removal. The proposed plan shall include a statement of expected charges and such other comments as the refuse collector whose services will be utilized considers appropriate. The department is authorized to grant variances to any provision of this chapter and to approve the proposed plan with such conditions as are deemed necessary."

Section 3. Section 9.08.190 of the Stanislaus County Code is amended to read as follows:

"A. The permit fee for engaging in the business of collecting industrial refuse shall be the sum of one hundred dollars per year, payable on July 1st of each year. In addition to the annual fee, the holder of a permit, for engaging in the business of collecting industrial refuse, shall pay quarterly to the county, a percentage of the gross revenue derived from the furnishing of such industrial refuse collection services within the county. The percentage amount shall be determined by the board.

"B. The business of collecting industrial refuse shall include all aspects of providing industrial refuse collection services, including without limitation the rental or lease of refuse containers, the collection, transport, processing and handling of industrial refuse, and the disposal of industrial refuse at an approved and permitted disposal site or disposal facility.

"C. This section is a declaration and clarification of existing law."

Section 4. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor Caruso, seconded by Supervisor Simon, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the 12th day of June, 2001, by the following called vote:

AYES: Supervisors: Mayfield, Blom, Simon, Caruso, and Chair Paul

NOES: Supervisors: None

ABSENT: Supervisors: None



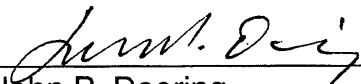
Pat Paul
Pat Paul, Chair of the Board of Supervisors of the County of Stanislaus, State of California

ATTEST:

CHRISTINE FERRARO TALLMAN
CLERK OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF STANISLAUS, STATE OF CALIFORNIA

By  _____
Deputy

APPROVED AS TO FORM:
MICHAEL H. KRAUSNICK
COUNTY COUNSEL

By  _____
John P. Doering
Deputy County Counsel

**DECLARATION OF PUBLICATION
C.C.P. S2015.5)**

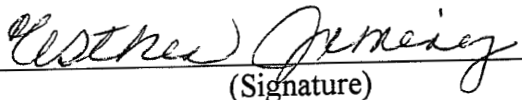
**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of **THE MODESTO BEE**, printed in the City of **MODESTO**, County of **STANISLAUS**, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of **STANISLAUS**, State of California, Under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue thereof on the following dates, to wit:

JUNE 17, 2001

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at **MODESTO**, California on

JUNE 17, 2001
(date)


(Signature)

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PROPERTY AND PERMIT FEES FOR INDUS-
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NOES: Supervisors: None

ABSENT: Supervisors: None

Pat Paul

Pat Paul, Chair of the Board of Supervisors of the County of Stanislaus, State of California

ATTEST:

CHRISTINE FERRARO TALLMAN
CLERK OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA

By Lillie L. Farrieste

Assistant Clerk of the Board of Supervisors

APPROVED AS TO FORM:

MICHAEL H. KRAUSNICK

COUNTY COUNSEL

By John P. Doering

Deputy County Counsel

June 17, 2001