

ORDINANCE NO. 671, N.S.

**AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
ESTABLISHING CHAPTER 7.40, RECYCLING AND WASTE COLLECTION AREAS
OF TITLE 7 OF THE MUNICIPAL CODE**

WHEREAS, every local government in California is required by AB 1327 to adopt an ordinance specifying an amount of space to be allocated for collection of recyclables in "development projects" by September 1, 1994; and

WHEREAS, any local agency failing to adopt an ordinance by this time will be mandated to accept space allocation requirements set by the state; and

WHEREAS, the City is under a legal obligation to meet the provisions of the California Integrated Waste Management Act (AB939), which requires that 25 percent of the waste generated in the City be diverted from landfill facilities by 1995 and 50 percent be diverted by 2000; and

WHEREAS, the City is in the process of adopting a Source Reduction and Recycling Element which contains goals for increased collection of recyclables; and

WHEREAS, the City has a curbside recycling program and must find ways to ensure recycling is as convenient as possible for both the recyclable materials generators and the City's refuse collection contractor.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of El Paso de Robles, California, that Title 7, Chapter 7.40 (Recycling and Waste Collection) of the Municipal Code be adopted as follows;

7.40.010 Purpose: To provide for recycling and waste collection areas within all developments (except single family and multiple family dwelling groups under five units served by City's current contract for curbside recycling) city wide. Integrated collection areas with recycling components assist in the reduction of waste materials, thereby prolonging the life of landfills and promoting environmentally sound practices.

7.40.020 Definitions:

A. Recycling and waste collection area required. In all zoning districts recycling and waste collection areas appropriate to serve all uses (except single-family and multiple-family dwelling groups under five units) are required. No person shall use any established collection area for another purpose unless the Director of Community Development or the director's designated representative waives the requirements of this section under circumstances wherein it is necessary

to prevent or lessen practical difficulties or unnecessary hardships 59
inconsistent with the objectives of this section.

B. Design review approval required. Design review approval by the Development Review Committee, Director of Community Development or the director's designated representative, is required for all recycling and waste areas.

C. Criteria for approval. 1. Compliance with requirements of the City's Development Review Committee; 2. Screening of collection area from public view; 3. Adequate provision for access to the collection area by reclamation/disposal agency equipment; 4. Adequate space for source separation of recyclables and agency collection contractors; 5. In new developments, recycling collection areas shall be placed alongside waste collection areas so as to provide convenience for users and promote recycling; 6. Collection areas shall be sited to minimize nuisance impacts, particularly noise impacts on residential (sleeping areas); 7. Multiple family developers are encouraged to include recycling space or systems within each individual residence, such as roll-out drawers for recycling containers below the sink (recommended allocation is 3 cubic feet). Recycling chutes, if they are used, should be fire-proof, cleanable and secure; 8. Non-Residential developers are encouraged to provide a space for recycling on each floor, in addition to a main collection area accessible for pickup of recyclables; 9. The design, construction and location of recycling areas shall not be in conflict with any applicable Federal, State or local laws relating to fire, building, access, transportation, circulation or safety.

Note: Collection equipment specifications are available to architects and project applicants from the City's refuse collection contractor (Paso Robles Waste Disposal). Recycling volume required, see Attachment "A".

7.40.030 Retrofitting Recycling for Existing Areas. After September 1, 1994, any development application that adds 30 percent or more to the existing floor area (except single family and multiple family dwelling groups under five (5) units) will retrofit a recycling collection area approved by the Director of Community Development. In retrofitting existing developments without recycling collection areas the following exception may be permitted in order to achieve the recycling goals and objectives of the City.

Recycling collection areas may encroach into required interior side or rear yard set backs. If no other placement alternative exists for the site, a recycling collection area may be located in the front yard or exterior side yard set backs, however, they must be screened from view and allow access for emergency vehicles/personnel.

The design, construction and location of recycling areas shall not be in conflict with any applicable Federal, State, or local laws relating to fire, building, access, transportation, circulation or safety.

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PASSED AND ADOPTED by the City Council of the City of El Paso de Robles, this 1st day of March, 1994, on the following vote: **61**

AYES: Heggarty, Macklin, Martin, Picanco, and Iversen
NOES: None
ABSENT: None



Christian E. Iversen, Mayor

ATTEST:


Richard J. Ramirez, City Clerk

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