

**CITY COUNCIL, CITY WILLIAMS  
STATE OF CALIFORNIA  
JUNE 17, 2015**

**RESOLUTION NO. 15-06      A RESOLUTION OF THE BOARD OF SUPERVISORS  
OPTING TO AFFIRM AN EXEMPTION FROM THE  
REQUIREMENTS OF MANDATORY COMMERCIAL  
ORGANICS RECYCLING**

**WHEREAS**, City of Williams is committed to meeting its solid waste diversion requirements through program implementation of its Source Reduction and Recycling Element of its Integrated Waste Management Plan; and,

**WHEREAS**, Assembly Bill (AB) 1826 (Chesbro, 2014) was signed into law and requires businesses that generate a specified amount of organic waste per week to arrange for recycling services for that organic waste in a specified manner beginning April 1, 2016; and,

**WHEREAS**, AB 1826 requires that jurisdictions implement an organics recycling program for businesses by January 1, 2016, that includes education, outreach, and monitoring activities and reporting annually to the Department of Resources Recycling and Recovery (CalRecycle).

**WHEREAS**, AB 1826 defines a rural county as a county that has a total population of less than 70,000 persons and includes a provision that allows the board of supervisors of a rural county to adopt a resolution exempting the county from the requirements of Section 1, Chapter 12.9 of the Public Resources Code (commencing with Section 42649.8) Recycling of Organic Waste, based upon findings as to the purpose and need for the exemption; and,

**WHEREAS**, a business located in a rural jurisdiction that is exempted pursuant to paragraph (2) of subdivision (a) of Section 42649.82 is not required to recycle organics.

**WHEREAS**, there are 19 counties in California with populations of less than 70,000 persons, which collectively represent 1.4% of the statewide waste stream; and,

**WHEREAS**, the City of Williams has a population of 5,087 persons as of the Department of Finance's most current population estimates; and,

**WHEREAS**, the City of Williams does not have the existing infrastructure, composting or anaerobic facilities, with the capacity to economically handle all the organic waste produced within the county; and,

**WHEREAS**, with the amounts of organic waste generated in the City of Williams and the distance to accessible processing facilities, it is not economically feasible for the City to require organics diversion at this time; and,

**WHEREAS**, with the amounts of organic waste generated in the City of Williams it is not currently economically feasible to build sustainable processing facilities necessary to handle all the organic waste produced within the county; and,

**WHEREAS**, the City of Williams is committed to continue to pursue economically feasible alternatives for organics management; and,

**WHEREAS**, the City of Williams is committed to encourage businesses to reduce and recycle organics materials; and,

**Whereas**, CalRecycle determines the state's progress toward reducing the disposal of organic waste; and,

**Whereas**, if the statewide disposal of organic waste is not decreased to half of the level disposed in 2014, on or after January 1, 2020, this exemption shall become inoperative, unless the department determines that ending rural exemptions will not result in a significant reduction of the disposal of organic waste.

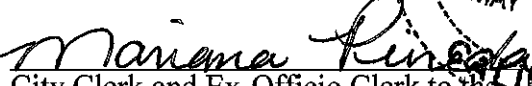
**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Williams hereby chooses to exempt the City from the requirements of SECTION 1, Chapter 12.9 of the Public Resources Code (commencing with Section 42649.8) Recycling of Organic Waste.

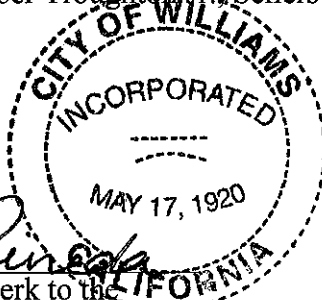
**BE IT FURTHER RESOLVED** that the City Council reserves the right to rescind this resolution at any time prior to the sunset date of January 1, 2020.

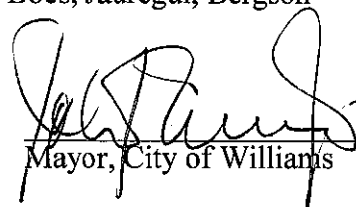
**ON A MOTION** by City Councilperson Boes seconded by Councilperson Sellers Jr. the foregoing Resolution was duly passed and adopted by the City Council of the City of Williams, State of California on the 17 day of June, 2015 by the following votes:

AYES: Council Member Troughton-Jr., Sellers Jr., Boes, Jauregui, Bergson  
NOES: None.  
ABSENT: None.  
ABSTAIN: None.

ATTEST:

  
City Clerk and Ex-Officio Clerk to the  
City Council, of the City of Williams, California



  
Mayor, City of Williams

Signed \_\_\_\_\_ Date: \_\_\_\_\_