

**Notice of Public Hearing Regarding
Proposed Solid Waste Rate Increase**

DRAFT

Property Owners and Tenants - Customers:

This notice is intended to inform you that the Nipomo Community Services District (the “Nipomo CSD” or “District”) will hold a public hearing regarding rate increases (the “Proposed Rate Increase”) proposed by South County Sanitary Service (the “Garbage Company”) for properties and customers receiving solid waste, recycling, and green waste services within the Nipomo CSD’s service area. The Proposed Rate Increase will be considered for approval by the Nipomo CSD Board of Directors at the date, time, and location specified below. Consistent with the requirements of Proposition 218, this notice also provides you with the following information:

- The Date, Time, and Place of the Public Hearing;
- The Reason for the Proposed Rate Increase;
- The Amount of the Proposed Rate Increase; and
- The Majority Protest Procedures.

NOTICE OF PUBLIC HEARING

The Public Hearing for the Proposed Rate Increase within the Nipomo CSD service area will be held on:

Date: July 13, 2022 **Time:** 9:00 am

Place: JON S. SEITZ BOARD ROOM, 148 SOUTH WILSON STREET, NIPOMO, CA

At the Public Hearing, the Nipomo CSD will consider all public comment in support of and in opposition to the Proposed Rate Increase and whether or not a Majority Protest exists pursuant to the California Constitution (as described below). If approved, the Proposed Rate Increase would become effective on September 1, 2022.

Reason for the Proposed Rate Increase

The Proposed Rate Increase is 21.27 percent for solid waste, recycling, and green waste/organics collection services. The increase is necessary for the Garbage Company to continue to provide safe, environmentally sound, and reliable solid waste, recycling, green waste/organics collection, transportation and disposal/processing services to the citizens of the District. Several factors contributed to this rate increase request including, but not limited to: increased costs associated with the purchase and operation of collection vehicles, fuel costs, labor costs, and increased costs associated with the organics digester facility.

The organics digester facility is required by California Senate Bill 1383 (SB 1383), and previously approved California Assembly Bill 1826 (AB 1826). SB 1383 is a recent state law passed with the goal of reducing methane. Methane is a potent greenhouse gas, with more than 80 times the warming power of carbon dioxide, and is a major component of decomposing organic waste. In response to the harmful effects of methane gas, Cal Recycle (a branch of the California Environmental Protection Agency) adopted regulations implementing SB 1383 in the fall of 2020. Key components of SB 1383 include implementing organic waste collection programs (including food waste), monitoring organics carts for contamination, and reporting data. AB 1826 requires local jurisdictions to develop a program to divert organic waste from landfills to an

authorized composting facility like the Anaerobic Digester where organic waste from Nipomo will be processed.

Basis of the Proposed Rate Increase

The total Proposed Rate Increase of 21.27 percent is based on the following cost increases incurred by the Garbage Company:

1. 5.88 percent of the Proposed Rate Increase is for capital investment costs of new collection vehicles, replacement containers and additional containers to meet the demands of SB 1383 compliance.
2. 6.20 percent of the Proposed Rate Increase is for increased capital equipment investments and escalating operating expenses related to the Anaerobic Digester.
3. 5.63 percent of the Proposed Rate Increase is for market wage adjustments to attract and retain quality employees.
4. 1.88 percent of the Proposed Rate Increase is for increases in the commingle processing fee
5. 1.68 percent of the Proposed Rate Increase is for increases in other operational expenses

In addition, commencing on January 1, 2023 and January 1, 2024, rates shall be increased based on the following:

1. Increases, if any, in the Consumer Price Index (CPI) for Bureau of Labor Statistics' Consumer Price Index for Urban Consumers based on the All U.S. City Average, Bureau of Labor Statistics for the months of June 2022 for January 1, 2023 and June 2023 for January 1, 2024.

A comparison of existing and new rates is shown on page 4.

At the March 9, 2022 San Luis Obispo County Integrated Waste Management Authority (IWMA) Board Meeting, a 5.4% solid waste management fee was adopted to account for operational and capital cost increases due largely to the implementation of SB 1383. The adopted fee went into effect on July 1, 2022. The District has authorized the Garbage Company to bill this fee on-behalf of the IWMA.

The IWMA is a Joint Powers Authority formed to plan and implement regional solid waste and hazardous waste programs mandated by State law. The Joint Powers Agreement between the Nipomo Community Services District and the IWMA can be made available by the District upon request or on the IWMA website at www.iwma.com.

A copy of the 2022 Base Year Rate Adjustment Application, which provides additional information on the proposed rate increases, is available at the Nipomo CSD office located at 148 South Wilson Street, Nipomo, CA 93444, and on the Nipomo CSD website: ncsd.ca.gov.

How Do I Protest the Proposed Rate Increase?

Pursuant to Section 6 of Article XIII D of the California Constitution, the following persons may submit a written protest against the Proposed Rate Increase to the Clerk of the Board before the close of the Public Hearing referenced above.

- An owner(s) of property (“owner of record”) within the District’s boundaries. If the person(s) signing the protest is not shown on the last equalized assessment roll as the owner of the parcel(s) then the protest must contain or be accompanied by written evidence that such person signing the protest is the owner of the parcel(s) receiving solid waste, recycling, or green waste service from the Garbage Company; OR
- “Customer of record” (tenant(s)) whose name appears on the Garbage Company’s records as the customer of record for the corresponding parcel receiving solid waste, recycling, or green waste service from the Garbage Company within the District’s boundaries.

A written protest must:

- 1) State that the identified property owner or customer of record is in opposition to the proposed solid waste, recycling, or green waste rate change;
- 2) Provide the identity of the affected parcel by assessor’s parcel number or street address;
- 3) Include the name and original signature (not a photocopy, email or fax copy) of the property owner or customer submitting the protest; **AND**
- 4) Include the date that the protest was signed.

One written protest per parcel will be counted in calculating a majority protest to the Proposed Rate Increase subject to the requirements of Section 6 of Article XIII D of the California Constitution. Written protests will not be accepted by e-mail or by facsimile. Verbal protests will not be counted in determining the existence of a majority protest. To be counted, a protest must be received in writing by the Clerk of the Board before the close of the Public Hearing referenced above.

Written protests may be mailed to:

**Nipomo CSD
P.O. Box 326
Nipomo, CA 93444-0326**

Written protests may be personally delivered to:

The Nipomo CSD administrative office (“Office”) is located at 148 S. Wilson Street, Nipomo CA. Persons interested in delivering a written protest in-person can present their protest during normal business hours at the Office or place their protest in the drop box located in the parking lot of the Office. Protests will be counted so long as they are **received** prior to the conclusion of the public hearing set for July 13, 2022, beginning at 9:00 am. Post-marked mailed protests received after conclusion of the public hearing are not counted. Protests submitted via e-mail or other electronic means will not be counted; only protests with original signatures will be counted.

If valid written protests are received from a majority of owners and/or tenants – customers on parcels receiving solid waste, recycling, and green waste services within the District’s service area – then the District will not adjust/increase the rates for the services.

Please see the Nipomo Community Services District’s website “ncsd.ca.gov” for additional information or contact the Garbage Company @ (805) 489-4246.

**SOUTH COUNTY SANITARY SERVICE
PROPOSED MONTHLY RATES
EFFECTIVE SEPTEMBER 1, 2022
NIPOMO CSD**

Service Description	Pickups Per Week	Current Monthly Rate Effective 1/1/2021	Proposed Rate Adjustment	Proposed Monthly Rate Effective 9/1/2022
RESIDENTIAL:				
32 Gallon Waste Wheeler	1	\$20.24	\$4.30	\$24.54
64 Gallon Waste Wheeler	1	\$29.00	\$6.17	\$35.17
96 Gallon Waste Wheeler	1	\$38.02	\$8.08	\$46.10
TWO-64 Gallon Waste Wheelers	1	\$45.26	\$9.62	\$54.88
ONE 64 & ONE 96 Gallon	1	\$52.50	\$11.16	\$63.66
TWO-96 Gallon Waste Wheelers	1	\$59.77	\$12.71	\$72.48
Residential customers must use the waste wheelers provided by the garbage company. This solid service fee for residential trash collections (container with black or gray lid) includes once a week pick-up of one greenwaste/organics container (green lid), and one recycling container (blue lid).				
APARTMENTS, TRIPLEX, DUPLEX				
Rates are the same as commercial rates (below).				
COMMERCIAL DUMPSTERS - ALL AREAS:				
1 yd dumpster	1	\$77.61	\$16.51	\$94.12
1 yd dumpster	2	\$111.66	\$23.75	\$135.41
1 yd dumpster	3	\$147.55	\$31.38	\$178.93
1 yd dumpster	4	\$181.61	\$38.62	\$220.23
1 yd dumpster	5	\$219.41	\$46.66	\$266.07
1 yd dumpster	6	\$255.38	\$54.31	\$309.69
1 yd dumpster	7	\$340.49	\$72.41	\$412.90
1.5 yd dumpster	1	\$92.67	\$19.71	\$112.38
1.5 yd dumpster	2	\$141.79	\$30.15	\$171.94
1.5 yd dumpster	3	\$191.09	\$40.64	\$231.73
1.5 yd dumpster	4	\$266.69	\$56.72	\$323.41
1.5 yd dumpster	5	\$325.32	\$69.19	\$394.51
1.5 yd dumpster	6	\$387.79	\$82.47	\$470.26
1.5 yd dumpster	7	\$512.68	\$109.03	\$621.71
2 yd dumpster	1	\$100.26	\$21.32	\$121.58
2 yd dumpster	2	\$164.53	\$34.99	\$199.52

Service Description	Pickups Per Week	Current Monthly Rate Effective 1/1/2021	Proposed Rate Adjustment	Proposed Monthly Rate Effective 9/1/2022
2 yd dumpster	3	\$234.46	\$49.86	\$284.32
2 yd dumpster	4	\$342.40	\$72.82	\$415.22
2 yd dumpster	5	\$420.01	\$89.32	\$509.33
2 yd dumpster	6	\$501.26	\$106.60	\$607.86
2 yd dumpster	7	\$686.61	\$146.02	\$832.63
3 yd dumpster	1	\$119.17	\$25.34	\$144.51
3 yd dumpster	2	\$223.14	\$47.46	\$270.60
3 yd dumpster	3	\$312.09	\$66.37	\$378.46
3 yd dumpster	4	\$556.06	\$118.26	\$674.32
3 yd dumpster	5	\$660.16	\$140.40	\$800.56
3 yd dumpster	6	\$771.73	\$164.12	\$935.85
3 yd dumpster	7	\$1,062.98	\$226.06	\$1,289.04
4 yd dumpster	1	\$172.11	\$36.60	\$208.71
4 yd dumpster	2	\$259.21	\$55.13	\$314.34
4 yd dumpster	3	\$372.61	\$79.24	\$451.85
4 yd dumpster	4	\$584.53	\$124.31	\$708.84
4 yd dumpster	5	\$724.41	\$154.06	\$878.47
4 yd dumpster	6	\$822.83	\$174.99	\$997.82
4 yd dumpster	7	\$1,278.65	\$271.93	\$1,550.58
6 yd dumpster	1	\$258.16	\$54.90	\$313.06
The rates shown above include the monthly container rental fee and a semi-annual dumpster cleaning.				
COMMERCIAL GARBAGE CANS - ALL AREAS:				
32 Gallon Waste Wheeler	1	\$22.38	\$4.76	\$27.14
32 Gallon Waste Wheeler	2	\$37.44	\$7.96	\$45.40
64 Gallon Waste Wheeler	1	\$44.75	\$9.52	\$54.27
64 Gallon Waste Wheeler	2	\$74.88	\$15.92	\$90.80
96 Gallon Waste Wheeler	1	\$68.62	\$14.59	\$83.21
96 Gallon Waste Wheeler	2	\$112.31	\$23.88	\$136.19

Service Description	Pickups Per Week	Current Monthly Rate Effective 1/1/2021	Proposed Rate Adjustment	Proposed Monthly Rate Effective 9/1/2022
COMMERCIAL - OTHER CHARGES:				
Rates for all commercial customers include recycling or greenwaste/organics pickup once per week, included with the garbage service rate. Customers can choose from a 64 or 96 gallon blue commingled recycle waste wheeler or a 32 or 64 gallon organics waste wheeler included with the garbage service rate (96 gallon waste wheelers can only be used with green waste due to weight). If you need a bin for recycling there is a charge (see below). If you need more frequent recycling, including organics/greenwaste service, it can be provided at a 50% discount from the garbage service rates for the specified level of service required.				
MISCELLANEOUS CHARGES - ALL CUSTOMERS:				
Overstacked Garbage & extra bags Minimum/unit	each	\$5.47	\$1.16	\$6.63
Overstacked Green waste & extra bags Minimum/unit	each	\$2.74	\$0.58	\$3.32
Overstacked Recycle & extra bags Minimum/unit	each	\$2.74	\$0.58	\$3.32
In yard service (per can or commodity) IN ADDITION TO STANDARD GARBAGE RATES	per month	\$13.65	\$2.90	\$16.55
Extended Vacation Service	per month	\$12.73	\$2.71	\$15.43
Vacant Rate	per month	\$12.73	\$2.71	\$15.43
Waste wheeler clearing	each time	\$20.35	\$4.33	\$24.68
Trip charge	each time	\$13.65	\$2.90	\$16.55
Non-payment downsize service	each time	\$32.81	\$6.98	\$39.79
Non-payment redeliver waste wheeler	each time	\$13.65	\$2.90	\$16.55
MISCELLANEOUS CHARGES - ALL CUSTOMERS (Con't):				
Non-payment reconnect service	each time	\$32.81	\$6.98	\$39.79
Small item pickup (TV, toilet)	each	\$32.02	\$6.81	\$38.83
Appliance pickup-residential	each	\$45.14	\$9.60	\$54.74
Larger than residential appliance	by quote only			
Garbage extras on your scheduled pickup day	per yard	\$11.52	\$2.45	\$13.97
Garbage extras -NOT ON YOUR SCHEDULED PICKUP DAY	per yard	\$31.80	\$6.76	\$38.56
Commercial Waste Wheeler rent	per month	\$2.89	\$0.61	\$3.50
Re-deliver bin on stopped acct	each time	\$39.15	\$8.33	\$47.48
Compactor	per ton	\$50.76	\$10.80	\$61.56
Sunday Service (in additional to garbage service level)	per month	\$68.34	\$14.53	\$82.87
Tax Lien Cert. Mail Fee		\$4.56	\$0.97	\$5.53
Recycle bin rental	per month	\$46.33	\$9.85	\$56.18
Stand by time	per hour	\$69.00	\$14.67	\$83.67

Service Description	Pickups Per Week	Current Monthly Rate Effective 1/1/2021	Proposed Rate Adjustment	Proposed Monthly Rate Effective 9/1/2022
Extra bin cleaning		\$61.08	\$12.99	\$74.07
Damage/Destruction of bins or waste wheelers		replacement/repair at market price		
Lock Charge	per month	\$7.58	\$1.61	\$9.19
City Clean Up	per item	\$12.52	\$2.66	\$15.18
Extra 32, 64, 96 Gal Waste Wheeler – Recycle (residential)	per month	\$2.84	\$0.60	\$3.44
Extra 32, 64, 96 Gal Waste Wheeler - Green Waste (residential)	per month	\$3.79	\$0.80	\$4.59
Short Term Dumpsters:				
Delivery & Pickup-Bin		\$39.15	\$8.33	\$47.48
Delivery & Pickup-Waste Wheeler		\$13.65	\$2.90	\$16.55
Rental	Per Day	\$2.89	\$0.61	\$3.50
Empties	Per Yard	\$31.80	\$6.76	\$38.56
Mattress:				
Twin	Each	\$18.14	\$3.86	\$22.00
Double	Each	\$18.14	\$3.86	\$22.00
Queen	Each	\$18.14	\$3.86	\$22.00
King	Each	\$18.14	\$3.86	\$22.00
ADDITIONAL INFORMATION ALL CUSTOMERS:				
<ol style="list-style-type: none"> Customers requesting Temporary Bins or Roll-off Box Service can call the office for current rates Polystyrene (Styrofoam, Plastic #6) is not collected for recycling and should be thrown away as trash. Please bag Styrofoam packing peanuts before placing in trash container. It is encouraged to bag your trash in the garbage container but do not bag your recyclables or green waste in their respective containers and keep it loose. Recycling, Greenwaste/Organic and Garbage containers should be spaced 3 feet apart away from any obstacles (i.e. mailboxes, cars, etc) before 6:00am on collection service day. The fee schedule above only includes the Garbage Company rates and does not include IWMA fees, which are separately noted on the billings. Cleaning fees will be billed on a time and materials basis Late Fees are imposed for residential customers over 30 days delinquent. The fee is 1.5% per month of the outstanding charge, with a minimum fee of \$5.00. No prior notice is required, as this late fee policy is stated at the bottom of every bill. Customers can be responsible for contamination fees 				
Any additional recycling, including greenwaste/organic services are charged out at 50% of the garbage rate.				