

ORDINANCE NO. 8315-12

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, AMENDING THE CLEARWATER CODE OF ORDINANCES ARTICLE VII, WASTE MANAGEMENT, SECTION 32.2715 DEFINITIONS; SECTIONS 32.272(4) AND 32.288 REPEALING CITY OF CLEARWATER EXCLUSIVITY IN COLLECTION OF CONSTRUCTION AND DEMOLITION DEBRIS OR PUTRESCIBLE WASTE FROM COMMERCIAL OR INDUSTRIAL ESTABLISHMENTS; SECTION 32.374 MAKING THE INAPPROPRIATE DISPOSAL OF E-WASTE UNLAWFUL; SECTION 32.275 CLARIFYING THAT IT IS THE RESPONSIBILITY OF A PARTY GENERATING PROHIBITED MATERIALS TO DISPOSE OF SUCH WASTE LEGALLY; SECTION 32.2777 MODIFYING PENALTIES FOR PRIVATE HAULERS FAILURE TO ADHERE TO THE RULES OF THE PERMIT PROGRAM; SECTION 32.280 ADVISING THAT THE CITY MAY COLLECT E-WASTE ONLY AFTER THE PROPERTY OWNER HAS SCHEDULED A PICK-UP AND PROVIDING THE CITY THE ABILITY TO ISSUE STOP WORK ORDERS FOR CONSTRUCTION PROJECTS USING UNPERMITTED PRIVATE HAULERS; SECTION 32.284 PROVIDING DIMENSION SPECIFICATIONS FOR WASTE RECEPTACLES; SECTION 32.290 CLARIFYING THAT ALL PERMIT DOCUMENTATION IS DUE THE 20TH DAY OF THE FOLLOWING MONTH OR THE NEXT BUSINESS DAY, IF SUCH DAY FALLS ON A WEEKEND OR CITY HOLIDAY; SECTION 32.293(4) ADVISING PERMITEES APPEALING A REVOCATION OR DENIAL OF A PRIVATE HAULING PERMIT OF THE ADMINISTRATIVE FEE ASSOCIATED WITH SUCH APPEAL; CLARIFYING LANGUAGE IN APPENDIX A SCHEDULE OF FEES, RATES AND CHARGES AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Clearwater (herein the City) adopted Ordinance No. 8025-09, effective June 18th, 2009, amending Article VII, Solid Waste Management, sections 32.271 through 32.322 and Appendix A, Schedule of Fees, Rates and Charges, Article XXV, Public Works--Fees, Rates and Charges, Section (3)(c) Solid Waste Collection Rates and (5)(b) Solid Waste Roll-Off Container or Waste Receptacle Service of the Clearwater Code of Ordinances; and,

WHEREAS, in amending Article VII, Solid Waste Management, sections 32.271 through 32.322, the City's intent was to eventually become the exclusive collector of all refuse accumulated within the City by gradually phasing out a permitting program that allowed private market

participation in the collection and hauling of commercial, industrial, construction/demolition debris and waste, but such permitting program had become inefficient and too costly to administrate; and

WHEREAS, according to section 402.70605, Florida Statutes, the City's gradual phasing out of the aforementioned permitting program constituted "displacement" of private collectors who held or could have held a city-issued permit for the placing and servicing of refuse collected; therefore, the aforementioned statute required that the City afford such affected parties notice of a public hearing seeking comment on the advisability of the City exclusively providing such service and then providing three years after said public hearing, assuming the ordinance passed, before the City could legally engage in the exclusive provision of such service, which is why Ordinance No.8131-10 was adopted; and

WHEREAS, the Solid Waste/General Services Department met various entities engaged in the business of commercial, residential, and industrial construction and demolition debris and putrescible waste removal and hauling and has worked out the modifications present in this ordinance that provide a permitting program that is cost-effective for the City to administer, provides the appropriate penalties for those entities that refuse to abide by the permitting program rules, and maintains the commercial, residential, and industrial construction and demolition/putrescible waste hauling market open to those that avail themselves of such permits and follow the rules; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. That Chapter 32, Utilities, Section 32.2715 be amended by adding the underlined language and deleting the stricken language as follows:

Sec. 32.2715. Definitions.

(3) Commercial waste means solid waste generated by a commercial establishment, exclusive of hazardous or biohazardous waste.

(4) ~~(3)~~ Compactor means any mechanical hydraulic or electrical machine designed and used specifically for compacting refuse or recyclables.

(5) ~~(4)~~ Compacted means refuse condensed by a compactor.

(6) ~~(5)~~ Construction and demolition (c&d) debris means discarded materials generally considered to be not water-soluble and nonhazardous in nature, including, but not limited to, steel, glass, brick, concrete, asphalt roofing material, pipe, gypsum wallboard, and lumber, from the construction or destruction of a structure as part of a construction or demolition project or from the renovation of a structure, and includes rocks, soils, tree remains, trees, and other vegetative matter that normally results from land clearing or land development operations for a construction project, including such debris from construction of structures at a site remote from the construction or demolition project site. Mixing of construction and demolition debris with other types of solid waste will cause the resulting mixture to be classified as other than construction and demolition debris. The term also includes:

(a) Clean cardboard, paper, plastic, wood, and metal scraps from a construction project;

(b) Except as provided in F.S. § 403.707(9)(j), yard trash and unpainted, nontreated wood scraps and wood pallets from sources other than construction or demolition projects;

(c) Scrap from manufacturing facilities which is the type of material generally used in construction projects and which would meet the definition of construction and demolition debris if it were generated as part of a construction or demolition project. This includes debris from the construction of manufactured homes and scrap shingles, wallboard, siding concrete, and similar materials from industrial or commercial facilities; and

(d) De minimis amounts of other nonhazardous wastes that are generated at construction or destruction projects, provided such amounts are consistent with best management practices of the industry.

(7) ~~(6)~~ *Containerized service* means collection of solid waste or recyclables in city-approved containers.

(8) ~~(7)~~ *Contamination* means when more than de minimis non-recyclable items (such as trash, food waste, glass, putrescible garbage) are included with recyclables, or when two or more different types of recyclables are commingled in a container intended for one.

(9) ~~(8)~~ *Customer* means owner, occupant, tenant, or other person having control of the improved real property.

(10) ~~(9)~~ *Eviction or move-out refuse* means any refuse that is left for collection resulting from an eviction or a move-out.

(11) ~~(10)~~ *E-waste* means inoperative or discarded electronic equipment including, but not limited to televisions, computer CPUs, monitors and peripherals, and handheld and desktop telecommunications equipment. **Because these items potentially carry hazardous materials, such as mercury or lead, E-waste needs to be transported, handled, and either disposed of or recycled with special care.**

(12) ~~(11)~~ *Hazardous material* means material which is radioactive, volatile, flammable, explosive, infectious, toxic or otherwise hazardous, including but not limited to material designated as hazardous in any Federal, Florida, Pinellas County, or Clearwater law or ordinance; also that waste which is determined to be hazardous by the United States Environmental Protection Agency, or any other federal agency.

(13) Industrial waste means solid waste generated by an industrial establishment, exclusive of hazardous or biohazardous waste.

(14) ~~(12)~~ *Late payment* means any payment remitted after the required due date.

(15) ~~(13)~~ *Materials recovery facility* means a solid waste management facility that provides for the extraction from solid waste of recyclable materials, materials suitable for use as a fuel or soil amendment, or any combination of such materials.

(16) ~~(14)~~ *Putrescible waste* means household, **industrial**, or commercial solid waste that will putrefy.

(17) ~~(15)~~ *Recovered materials* means metal, fiber, glass, plastic, textile or rubber materials that have known recycling potential, can be feasibly recycled, and have been diverted and source-separated or have been removed from the solid waste stream for sale, use, or reuse as raw materials, whether or not the materials require subsequent processing or separation

from each other, but does not include materials destined for any use that constitutes disposal. Recovered materials are not solid waste.

(18) ~~(16)~~ *Recovered materials dealer* means any person or entity, who handles, purchases, receives, recovers, sells, or is an end-user of recovered materials.

(19) ~~(17)~~ *Recovered materials processing facility* means a facility engaged solely in the receiving, storage, processing, resale or reuse of recovered materials. Such a facility is not a solid waste management facility if it meets the definitions of F.S. § 403.7045(1)-(f).

(20) ~~(18)~~ *Recyclable* means those materials which are capable of being recycled and which would otherwise be processed or disposed of as solid waste.

(21) ~~(19)~~ *Recycling* means the collection, processing, marketing, reprocessing and resale or reuse of any material which would otherwise be processed or disposed of as solid waste.

(22) ~~(20)~~ *Recycling receptacle bin* means any container issued by the city for the purpose of recycling.

(23) ~~(21)~~ *Refuse* means all putrescible and non-putrescible solid waste.

(24) ~~(22)~~ *Residential refuse container* means a city issued automated container and/or a city-approved 32-gallon container or other container approved by the director of solid waste/general services.

(25) ~~(23)~~ *Roll-off container* means any large capacity container used for commercial or industrial service, or for special purposes, including but not limited to, containers with capacities between ten and ~~40~~**forty** cubic yards and which are transported with their contents by vehicle to a solid waste disposal site.

(26) ~~(24)~~ *Servicing* means any interaction with **a waste receptacle in exchange for payment or consideration,** ~~solid waste/general services with regards to~~ including, but not limited to, installing, cleaning, deodorizing, pulling, removing, **collecting, transporting, processing, or receiving contents,** or repairing damage to **such** waste receptacles, **regardless of whether the contents of such waste receptacle are disposed of in the waste stream or are recycled.**

(27) ~~(25)~~ *Solid waste* means sludge not regulated under the Federal Clean Water Act or Clean Air Act; sludge from a waste treatment works, water supply treatment plant, or air pollution control facility; or garbage, rubbish, refuse, special waste, or other discarded material, including solid, liquid, semisolid or contained gaseous material resulting from domestic, industrial, commercial, mining, agricultural or governmental operations. The term does not include recovered materials as defined in this section or in F.S. § 403.703(7).

(28) ~~(26)~~ *Solid waste/general services director* means the person authorized to exercise and enforce the provisions of this article.

(29) ~~(27)~~ *Solid waste management* means the process by which solid waste is collected, transported, stored, separated, processed or disposed of according to an orderly, purposeful and planned program which includes closure and long-term maintenance.

(30) ~~(28)~~ *Solid waste management facility* means any solid waste disposal area, volume reduction plant, transfer station, materials recovery facility or other facility, the purpose of which is resource recovery or the disposal, recycling, processing or storage of solid waste. The term does not include recovered materials processing facilities which meet the requirements of F.S. § 403.7046(4), except the portion of such facilities, if any, that is used for the management of solid waste.

(31) ~~(29)~~ *Source-separated* means that recovered materials are separated from solid waste where the recovered materials and solid waste are generated. The term does not require that various types of recovered materials be separated from each other and

recognizes that de minimis solid waste, in accordance with industry standards and practices, may be included in the recovered materials.

(32) ~~(30)~~ *Special wastes* means solid waste that can require special handling and management, including, but not limited to, white goods, waste tires, used oil, lead-acid batteries, construction and demolition debris, ash residue, e-waste, paint, and biological wastes.

(33) ~~(31)~~ *Trash* means any waste accumulation of paper, sweepings, rags, bedding or other matter of any kind, other than garbage, which is usually attendant to housekeeping, except recyclables.

(34) ~~(32)~~ *Waste receptacle* means any vehicle or container, but is not limited to trailers, roll-off containers, compactors or any other functionally equivalent containers, used to collect, transfer or haul solid waste or construction **and demolition** debris from one location to another.

(35) ~~(33)~~ *White goods* means inoperative and discarded refrigerators, ranges, water heaters, freezers and other similar domestic and commercial large appliances of any color.

(36) ~~(34)~~ *Yard waste* means vegetative matter resulting from landscaping and maintenance.

Section 2. That Chapter 32, Utilities, Section 32.272 be amended by adding the underlined language and deleting the stricken language as follows:

Sec. 32.272. Collection by city; exceptions.

(4) *Exception for private collectors with roll-off containers, compactors or waste receptacles.* A private collector currently holding or eligible to obtain a city-issued permit for placing and servicing roll-off containers, compactors, or waste receptacles for sites generating construction **and demolition** debris, putrescible waste, **special waste, or yard waste**, ~~commercial establishments generating,~~ may acquire such permit or continue renewing such permit to legally provide said service **such containers so long as the private collector remains in good standing pursuant to the City's permit program as described in this Chapter. All putrescible waste shall be hauled or collected in an enclosed container. Any deviation from this section requires the written approval of the solid waste/general services director or designee.** ~~only until February 18, 2013, or three years from the date of adoption of Ordinance 8131-10, whichever is later. After the aforementioned deadline, permits shall only be issued to private collectors that are able or willing to collect, remove or dispose of a particular type or volume of refuse, only after the city has first determined that it is unable to service such type or volume of refuse; or for such private collectors that only service individual trailers or other similar rubber tire vehicles that are no larger than 15 cubic yards. Moreover, the city may honor an existing private refuse contract for existing development which annexes into the city for the remainder of the contract term or for five years from the date of annexation, whichever is shorter.~~

Section 3. That Chapter 32, Utilities, Section 32.274 be amended by adding the underlined language as follows:

Sec. 32.274. Unlawful practices generally.

(8) Disposal of E-waste by either placing curbside for solid waste personnel collection or in either waste or recycling receptacles shall be unlawful and subject federal, state, and/or local penalty if any person or entity disposing E-waste within the City of Clearwater has failed to first coordinate its removal in an environmentally safe and appropriate manner.

~~(9)~~(8)—It shall be unlawful for any third party or contractor to create or leave construction **and demolition** debris, yard waste or refuse subsequent to the performance of any work on private property for the city to collect. No materials from such operations shall be placed in any residential container, commercial container, waste receptacle or set out curbside for collection by the city without prior authorization by the solid waste/general services director.

Section 4. That Chapter 32, Utilities, Section 32.275 be amended by adding the underlined language as follows:

Sec. 32.275. Prohibited materials.

(3) *Prohibited materials.* Biohazardous waste, flammable liquids, motor oil, pesticides, herbicides, **paint** and other hazardous materials shall not be placed for collection, and shall not be collected by solid waste personnel. **It shall be the responsibility of the party generating prohibited material waste to legally remove and properly dispose of said waste.**

Section 5. That Chapter 32, Utilities, Section 32.276 be amended by adding the underlined language as follows:

Sec. 32.276. Enforcement.

The director of solid waste/general services is authorized to exercise limited police powers to enforce the provisions of this chapter. These limited police powers shall include the authority to issue a notice of violation of a provision of this chapter and, following a reinspection after the time specified in the notice for corrective action, if there has not been substantial compliance with the notice of violation, or if the violation has been corrected but reoccurs, the director of solid waste/general services may cause a summons to be issued by a sworn police officer, code enforcement officer, or designated solid waste/general services employee of the city for appearance in county court, or may notify the code enforcement board and request a hearing pursuant to section 7-102 of the Clearwater Community Development Code. A notice of violation shall describe the nature of the violation, the corrective action necessary to cure the violation, and the time within which corrective action shall be taken. A notice of violation shall be served in the manner set forth in F.S. § 162.12.

Section 6. That Chapter 32, Utilities, Section 32.277 be amended by adding the underlined language as follows:

Sec. 32.277. Penalties.

(5) Failure to remove a residential refuse and/or recycling container tagged with a warning by the solid waste/general services department within the specified period of time subjects the customer to a fine of \$10.00 per day, which is placed on the customer's utility bill. Repeat offenders, after written notice and at the sole discretion of the director of solid waste/general services, may be placed on side or rear yard premium service at the appropriate fee.

(8) Roll-off container and/or waste receptacle permittee shall be assessed~~incur~~ a fifteen ~~one percent~~ interest~~penalty~~ charge on the total amount of remittance, as specified in Appendix A of this code and referred to in section 32.290(2)(b) of this division, for every month that the remittance is unpaid after the 20th day of the following month that the remittance was due. ~~past due.~~ If the 20th day is a Saturday, Sunday or city holiday, the monthly fee shall be due on the next business day. Furthermore, permittee shall incur a \$25.00 administrative fee each business day ~~one percent penalty charge on the total amount of remittance for every month that the permittee fails to provide invoice copies and monthly service reports, as required by section 32.290(2)(b).~~ Failure to comply with the permit submission requirements may result in revocation or denial of issuance or renewal of a permit.

(9)-(10) A roll-off container and/or waste receptacle permittee's failure to fax or email the monthly list of new waste receptacles set within Clearwater city limits to Solid Waste/General Services Administrative staff by the 5th business day of the following month shall result in the assessment of a \$25.00 administrative fee each business day the permittee fails to provide the listing and possible revocation of the permit.

(10)-(9) If an audit discloses that a roll-off container and/or waste receptacle permittee has underpaid the remittance as required by this division by more than five percent of the required total, then in addition to a remittance in the amount of the underpayment, the permittee shall pay the cost of the audit and fifteen percent interest on the amount of the underpayment.

(11) If a roll-off container and/or waste receptacle permittee fails to provide documentation requested for an audit by the date specified in the written request for such documentation the City shall assess a 25.00 administration fee each business day the permittee is delinquent in remitting the documentation and shall begin the permit revocation process.

Section 7. That Chapter 32, Utilities, Section 32.280 be amended by adding the underlined language as follows:

Sec. 32.280. Duty of property owner; precollection practices.

(1) Preparation of solid waste.

(h) ~~None of the above may be placed out prior to 24 hours in advance of a scheduled pick-up.~~ **E-waste. E-waste shall be collected by the City only after property owner has scheduled a pick-up with Solid Waste Department personnel.**

(i) None of the above may be placed for collection more than 24 hours in advance of a scheduled pick-up.

(3) *Storing of solid waste.*

(f) *Construction sites.* All construction sites shall use city-approved waste receptacles, the number of which shall be determined according to the size of the job at the discretion of the director of the building division. Construction sites shall be kept clean and orderly at all times and the building director may suspend or red tag a construction job until the premises are brought up to a satisfactory sanitary condition. **The City's Building Department may issue a Stop Work Order to a construction site that utilizes a roll-off container and/or waste receptacle hauler that has failed to register with the City of Clearwater.** Any waste receptacle used to collect refuse that is not supplied by the city shall be required to be registered with the director of solid waste/general services.

Section 8. That Chapter 32, Utilities, Section 32.284 be amended by adding the underlined language as follows:

Sec. 32.284. Waste receptacle.

(6) All enclosures are required to be constructed **and maintained** in accordance with the City of Clearwater specifications **pursuant to section 3-201.D of the Clearwater Community Development Code and City Engineering Index 701.**

(7) Placement of containers. Subscribers or private **haulers** ~~collectors~~ authorized to provide services under this article shall not place any container or receptacle for solid waste or recycling outside of any building or structure without first having obtained permission from the city approving location of such container.

Section 9. That Chapter 32, Utilities, Section 32.288 be amended by adding the underlined language and deleting the stricken language as follows:

Sec. 32.288. Required.

Pursuant to section 32.272(1), it shall be unlawful for any party, other than the city, to engage in the business of collecting, removing, hauling or disposing of construction and demolition debris, whether commercial, industrial or residential in nature, or putrescible waste generated by commercial or industrial establishments. However, a sole proprietor or corporate entity placing or servicing a roll-off container or waste receptacle for the purpose of collecting, removing, hauling or disposing of construction and demolition debris, whether commercial, industrial, or residential in nature, or putrescible waste generated by commercial or industrial establishments shall be required to procure a permit to legally continue such business activity without penalty, ~~and hereinafter be known as permittee, only under the following circumstances: (1) when a new permittee or a renewing permittee satisfies all permit application requirements in section 32.289; however, such permittee takes permit understanding that it will continue to provide said service only until February 18, 2013, or three years from the date of adoption of Ordinance 8131-10, whichever is later; (2) a permit may be issued when, pursuant to section 32.293(3), the city first determines that it is unable or unwilling to collect, remove or dispose of a particular type or volume of refuse; or (3) a permit may be issued to a sole proprietor or corporate entity that only services individual trailers or other similar rubber tire vehicles that are no larger than 15 cubic yards.~~

Section 9. That Chapter 32, Utilities, Section 32.290 be amended by adding the underlined language and deleting the stricken language as follows:

Sec. 32.290. Prerequisites to issuance.

(b) The applicant has agreed to remit to the city each month a fee of ~~15~~ fifteen percent of the monthly gross revenue billed by permittee, as set out in Appendix A to this Code, accompanying the remittance (also known as a permit fee), the permittee shall supply invoice copies corroborating the monthly gross revenue derived from servicing locations within the City of Clearwater. Moreover, a permittee shall also provide to the director of solid waste/general services a monthly report identifying collections made within the city, together with the appropriate service addresses for such collections. The report, remittance, and invoice copies are due no later than the 20th the last business day of the following month. If the 20th day occurs on a Saturday, Sunday or city holiday, the report, remittance, and invoice copies shall be due the next business day;

Section 10. That Chapter 32, Utilities, Section 32.293 be amended by adding the underlined language and deleting the stricken language as follows:

Sec. 32.293. Roll-off and/or waste receptacle permit application, termination, denial.

~~(3) No permits required by this division shall be issued to any sole proprietor or corporate entity unless the city manager or designee determines that the city is unable or unwilling to collect, remove or dispose of a particular type or volume of refuse.~~

(3) (4) Such permit may be terminated or denied by the city manager but only after the procedure set out in section 29.41(2) has been followed. Notwithstanding the procedure set out in section 29.41(2), appeal of the city manager's decision to terminate or deny a permit shall be to the city council. **A permittee that avails itself of its right to appeal a termination or denial to the city manager, and if necessary, the city council understands that it must pay the appropriate administrative fee associated with such appeal.**

(4) (5) The granting of a permit pursuant to this division shall not be construed as a grant of a franchise or of vested rights.

(5) (6) No permit shall be issued to any applicant who is delinquent in remittance of franchise fees, penalties, or interest.

(6) (7) The permit issued to the applicant shall not be transferable.

~~(8) Only private collectors that are able or willing to collect, remove or dispose of a particular type or volume of refuse that the city has first determined that it is unable or unwilling to service or private collectors that only service individual trailers or other similar rubber tire vehicles that are no larger than 15 cubic yards, may be eligible to acquire or continue to renew a permit after February 18, 2013, or three years from the date of adoption of Ordinance 8131-10, whichever is later. No other permits shall be issued nor be considered valid after such date.~~

Section 11. That Appendix A, XXV Public Works—Fees, Rates and Charges (§32.068) be amended by adding the underlined language and deleting the stricken language as follows:

XXV. PUBLIC WORKS—FEES, RATES AND CHARGES (§ 32.068)

(3) Rates:

(c) Solid waste collection rates.

1. Monthly charges for twice weekly collection of solid waste in prescribed containers.

a. Single-family and multiple-family dwellings.

(ii) Side or rear yard premium service: Manual pickup has a limit of two containers per living unit, each having a capacity no larger than 32 gallons **and 50 pounds**. For each additional 32-gallon or smaller container for rear yard pickup, the fee specified below will be charged for side or rear building collection of each ~~90~~**32**-gallon container.

5. Each single-family or multi-family dwelling customer will be allowed up to four additional complimentary yard waste pick-ups beyond the once-weekly yard waste collection implicit in 32.281(1)(a), per 12-month period **beginning January 1st of each calendar year**, provided the combined yardage of the four pick-ups does not exceed a total of 40 cubic yards during that 12-month period.

6. **Only city-owned** waste receptacles, **utilized by commercial or industrial customers**, ~~excluding residential refuse containers~~ shall be eligible for two **complimentary** cleanings per **calendar** year ~~at no charge~~. Any subsequent cleaning shall incur a \$100.00 per waste receptacle charge.

(5) *Other Miscellaneous charges:*

(b) *Solid waste roll-off or waste receptacle service:*

3. Deposits.

- a. Roll-off container/and or waste receptacle. A \$400.00 deposit **may** ~~will~~ be charged for each roll-off and/or waste receptacle.

Service charges will be assessed against the deposit until it is insufficient to cover the next pull and disposal bill. At that time the customer will be required to make a payment on account or replenish the deposit in order to cover the next service billing.

b. The initial deposit may be set at less than the normal **\$400.00** ~~two-month level upon determination of being in business for two years or more or otherwise~~ providing satisfactory credit worthiness and ~~by executing a special deposit/payment agreement approved~~ by the director of solid waste/general services **or designee**, ~~which provides for a more rapid payment schedule than normal.~~

Section 12. This ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING
AS AMENDED

PASSED ON SECOND AND FINAL
READING AND ADOPTED

George N. Cretekos
Mayor

Approved as to form:

Attest:

Camilo A. Soto
Assistant City Attorney

Rosemarie Call
City Clerk