THE CITY OF SAN DIEGO
FEE SCHEDULE AND REGULATIONS
FOR THE MIRAMAR LANDFILL
Effective July 1, 2010

Miramar Landfill

The Miramar Landfill, 5180 Convoy Street, San Diego, CA 92111, is located in the Kearny Mesa community of San Diego at the intersection of Route 52 and Convoy Street on the North side of Route 52. Phone (858) 492-6100.

Business Hours

Monday through Friday: 7:00 AM to 4:30 PM
Saturday and Sunday: 7:30 AM to 4:30 PM
7:00 AM to 4:00 PM Hand-Unload Customers (Mon – Fri)
7:30 AM to 4:00 PM Hand-Unload Customers (Sat & Sun)
Closed: New Year's Day, Easter Sunday, Thanksgiving Day, and Christmas Day

Recycling Center

A full service, buy-back recycling center is located at the entrance to the Miramar Landfill. Phone (858) 268-8971.

Business Hours

Monday through Friday: 7:00 AM to 4:30 PM
Saturday and Sunday and holidays: 7:30 AM to 4:30 PM
Closed: New Year's Day, Easter Sunday, Thanksgiving Day and Christmas Day

Household Hazardous Waste Transfer Station

A household hazardous waste transfer station is located at the entrance to the Miramar Landfill adjacent to the Recycling Center. Only household hazardous waste materials originating from City of San Diego residences are accepted. For an appointment time call (858) 694-7000.

Business Hours

Saturdays: 9:00 AM to 3:00 PM
(Closed Holidays)

Administration

City of San Diego
Environmental Services Department
Waste Reduction and Disposal Division
9601 Ridgehaven Court
San Diego, CA 92123-1636
Phone: (858) 694-7000 ● FAX: (858) 492-5041

CITY OF SAN DIEGO
MIRAMAR LANDFILL
FEE SCHEDULE AND REGULATIONS

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I. AUTHORITY

The Fee Schedule and Regulations for use of the City of San Diego (City) Miramar Landfill (Fee Schedule) were established in accordance with the City of San Diego Municipal Code, Chapter VI, Article 6, Division 1, Sections 66.0124 through 66.0129. The Disposal Fee Schedule was approved by City Council Resolution R-303201 adopted on November 20, 2007.

II. DISPOSAL FEES

A. Standard Disposal Fees

Disposal fees will be based on the actual weight of wastes delivered for disposal, except for wastes brought in by passenger vehicles, unmodified pick-up trucks, and trailers with beds not over 8' long, 5' wide, and 4' tall which will be charged a flat rate fee. Combination loads, such as refuse in trailers and pick-ups, will be charged as two (2) separate loads. Flat rate fees are based on the measured average net tonnage for each identified class of vehicle, multiplied by the applicable fee per ton. If a weight cannot be determined, a reasonable flat rate fee will be assessed. The minimum fee for any vehicle shall be the fee for a passenger vehicle disposing of waste generated within the City of San Diego.

Flat Rate Disposal Fees shall be adjusted each July 1, commencing July 1, 2010, in accordance with Section VII.A of this Fee Schedule. Weighed Load and Flat Rate Disposal Fees also shall be adjusted each April 1, commencing April 1, 2011, in accordance with Section VII.B of this Fee Schedule.

The Miramar Landfill may accept the following types of wastes:

- General Refuse, including **non-hazardous** Residential Refuse and Commercial/Industrial Refuse.
- Clean Green Material and Clean Wood Scrap.
- Construction and Demolition (C & D) Waste

Acceptable wastes will be accepted at the fees specified in this Fee Schedule. However, the Miramar Landfill may refuse to accept waste generated outside City limits (Non-City Waste).

Proof of Origin of City Waste: Proof that the waste was generated within the City limits will be required in order to qualify for the Standard Disposal Fee for City Waste. Proof that the waste was generated in the City may be in the form of a valid California driver's license or identification card, vehicle registration, utility bill, rent or mortgage receipt establishing an address within the City. Proof of origin of waste also may be made by providing documents establishing the address of waste source, waste generation, or job site and the identity of the contractor or property owner.

Non-City Waste: Customers delivering Non-City Waste to the Miramar Landfill shall declare that waste as Non-City Waste and shall identify the jurisdiction of origin of the waste at the time of entry to the landfill. Non-City Waste shall be charged the Standard Disposal Fee for Non-City Waste plus the Refuse Collector Business Tax or Franchise Fee as applicable, Recycling Fee, and all applicable Special Handling Fees and Administrative Fees, unless a contractual

arrangement specifying applicable fees has been entered into with the jurisdiction where the Non-City Waste was generated. For purposes of determining the applicable fee, a load of waste containing any quantity of Non-City Waste will be classified as entirely Non-City Waste. Failure to declare Non-City Waste as Non-City Waste shall result in a penalty as provided in Section IV. H of this Fee Schedule.

Transfer Station Loads: Transfer Stations which deliver loads, containing both City and Non-City Waste, from the Transfer Station directly to the Miramar Landfill in transfer trailers ("mixed load") may apply to the Environmental Services Department Director (Director) to receive the Standard Disposal Fee for City Waste for a portion of such waste tonnage. The maximum mixed load tonnage eligible for disposal at the Standard Disposal Fee for City Waste will be no greater than the amount of City Waste received by the Transfer Station within the same month less the amount of Diverted Waste. Diverted Waste is equal to the ratio of City waste received at the transfer station to total waste received times the tonnage of waste diverted from landfill disposal at the transfer station during that month.

In order for a mixed load to be eligible for the Standard Disposal Fee for City Waste, the Transfer Station must furnish proof, satisfactory to the Director, on a monthly basis, of (1) the jurisdiction of origin of waste and quantity of waste received from each jurisdiction for all inbound waste tonnage delivered to the Transfer Station; and (2) the waste tonnage received by the Transfer Station which was diverted from landfill disposal.

City Certified Mixed C&D Processing Facility Residue Loads (i.e., loads from facilities certified by the City under Chapter 6, Article 6, Division 6 of the San Diego Municipal Code): City Certified Mixed C&D Processing Facilities which deliver loads of residue, which resulted from the sorting and processing of mixed C&D debris received at the processing facility, containing both City and Non-City mixed C&D debris, from the City Certified Mixed C&D Processing Facility directly to the Miramar Landfill in transfer trailers ("mixed residue load") may apply to the Director to receive the Standard Disposal Fee for City Waste for a portion of such mixed residue load tonnage. The maximum mixed residue load tonnage eligible for disposal at the Standard Disposal Fee for City Waste will be no greater than the amount of City mixed C&D debris received by the City Certified Mixed C&D Processing Facility within the same calendar year quarter less the amount of Diverted Waste. Diverted Waste is equal to the ratio of City mixed C&D debris received at the City Certified Mixed C&D Processing Facility to total mixed C&D debris received multiplied by the tonnage of mixed C&D debris diverted from landfill disposal at the City Certified Mixed C&D Processing Facility during that calendar year quarter.

In order for a mixed residue load to be eligible for the Standard Disposal Fee for City Waste, the City Certified Mixed C&D Processing Facility must furnish proof, satisfactory to the Director, on a quarterly basis as part of its quarterly report for facility certification, of (1) the jurisdiction of origin of mixed C&D debris and quantity of mixed C&D debris received from each jurisdiction for all inbound mixed C&D debris tonnage delivered to the City Certified Mixed C&D Processing Facility; and (2) the mixed C&D debris tonnage received by the City Certified Mixed C&D Processing Facility which was diverted from landfill disposal.

Weighed Load Disposal Fees ($ per ton)

Description	General Refuse	C&D	Clean Green/Wood
Standard Disposal Fee / Government Entities/ Franchise Haulers (Non-City Waste)	**$36**	**$99***	**$25**
Standard Disposal Fee (City Waste)	**$30**	**$83***	**$22**
Government Entities/ Franchised Haulers (City Waste)	**$26**	**$72***	**$22/$25****
Government (City Forces)* (City Waste)**	**$21**	**$58**	**$22/$25****
Recycling Fee	**$10**	**$10**	**N.A.**
Refuse Collector Business Tax	**$8**	**$8**	**N.A.**

*** C&D disposal fee is set at 2.75 times the applicable standard disposal fee for general refuse effective April 1, 2008.**
**** Clean Green/Wood: $22 per ton (City) $25 per ton (Non-City).**
***** Effective retroactive to January 1, 2009 for City Forces Waste which means City-collected residential and small business refuse and City–department generated waste transported for disposal to Miramar Landfill in City vehicles.**

Flat Rate Disposal Fees ($ per load) including Recycling Fee & Refuse Collector Business Tax as applicable:

FLAT RATE DISPOSAL FEES (SELF-HAUL)

Automatic Annual CPI adjustment, rounded upwards to the next $1.00 (effective July 1, 2010 and each July 1 thereafter)

Fee Description	2010 Disposal Fee	* 2010 C&D Fee	**GRNS/WOOD
CITY			
Pickup Truck	$35	$50	$12
Trailer 8'L x5'Wx4'H Trailer Double Axle	$34 $55	$49 $79	$12 $12
Pickup/Trailer Combo	$67	$95	$23
Car or Station Wagon	$19	$28	$4
SUV or Mini Van	$28	$40	$8
NON-CITY			
Pickup Truck	$45	$60	$14
Trailer 8'L x5'Wx4'H Trailer Double Axle	$44 $65	$59 $89	$14 $13
Pickup/Trailer Combo	$87	$105	$27
Car or Station Wagon	$29	$38	$4
SUV or Mini Van	$38	$50	$9

***C&D Fee is set at 1.5 times applicable standard disposal fee for general refuse effective April 1, 2008.**

**** City of San Diego "residential" loads will be authorized free disposal of Clean Greens/Wood; business and non-residential loads will be assessed applicable disposal fees.**

Modified pickup trucks with a tare weight registered will be charged by weight.
A modified pickup truck must be weighed and charged by the actual load weight and type of material, unless scale weights are unavailable. A stock factory fleetside or stepside pickup does not qualify for Flat Rate Fees when it has any of the following characteristics.

a. Any alteration or addition which intentionally or unintentionally increases the load carrying capacity of a vehicle including, but not limited to, side boards of any height, side tool boxes, overhead racks, campers or camper shells. Note: Exceptions may be made in the case of overhead racks and campers/camper shells that do not contain waste or other materials for disposal.
b. A different type of body installed which intentionally or unintentionally increases the load carrying capacity of a vehicle including, but not limited to, stake bed, tool box bed, or equipment/product bed.

A modified trailer is any single or double axle trailer with a bed measurement larger than 8' long x 4' high x 5' wide. If tare weighed, trailer will be charged by weight.

B. Construction and Demolition Materials

Effective April 1, 2008, fees for these materials (as defined within this fee schedule) shall be assessed at 1.5 times the applicable Standard Disposal Fee for General Refuse for Flat Rate loads, and 2.75 times the applicable Standard Disposal Fee of General Refuse for Weighed loads. The surcharge is in accordance with the customer's class of vehicle and the origin of waste. These fees are assessed on all landfill customer loads which contain 20% or more C&D material.

C. Refuse Collector Business Tax

Pursuant to San Diego Municipal Code § 31.0306, a Refuse Collector Business Tax (RCBT) of $8.00 per ton will be charged. The RCBT will be charged in addition to all other applicable fees and taxes, except as otherwise provided in the Flat Rate Disposal Fees Table.

Specific categories are exempt from the RCBT, including; (1) Clean Green Material and Clean Wood Scrap**;** (2) City of San Diego residents who deliver waste with a load weight of less than two (2) tons, generated from their primary residence; (3) waste generated from City-approved community clean-up campaigns; (4) waste delivered to the Miramar Landfill in municipal or other governmental agency vehicles; and (5) current City non-exclusive solid waste collection franchisees.

D. Non-Exclusive Franchise Fee

The City Council has granted Non-Exclusive Solid Waste Collection Franchises to a limited number of commercial waste haulers authorizing them to collect commercial refuse and other specified wastes in the City of San Diego. The Franchisee is subject to the terms and conditions specified in Sections 103 & 105 of the City Charter, the provisions of Chapter 6, Article 6, Division 1, Sections 66.0101 et seq. of the San Diego Municipal Code, the Non-Exclusive Solid Waste Collection Franchise Agreement, and related City Council actions.

E. Recycling (AB 939) Fee

Pursuant to San Diego Municipal Code sections 66.0134 - 66.0135, as they may be amended from time to time, and in order to finance the costs incurred by the City in preparing, adopting, and implementing the Integrated Waste Management Plan required under Division 30 of the California Public Resources Code, as it may be amended from time to time, a Recycling (AB 939) Fee will be charged for all waste disposed of at the Miramar Landfill, except for Clean Green Material and Clean Wood scrap.

The fee will be collected at the Miramar Landfill from all customers except for current City non-exclusive solid waste collection franchisees. Franchisees will pay the Recycling Fee in conjunction with scheduled franchise fee payments or as directed by the Mayor or designee.

F. Navy Exemptions

Loads which consist exclusively of 100% approved waste generated by United States Navy installations and facilities located within or near the boundaries of the City of San Diego (Navy Waste) and which are delivered to the Miramar Landfill for disposal will be exempt from Standard Disposal Fees in accordance with the 1995 Ground Lease between the Navy and the City for the Miramar Landfill.

Fee exemptions for Navy Waste delivered by non-Navy vehicles are subject to certification of exemption at least five (5) business days prior to actual disposal. There shall be no rebate for disposal fees paid for Navy Waste disposed of prior to five (5) business days from the date of receipt of a completed Navy Contract Letter. To ensure equitable and fair treatment to landfill users, haulers under contract with the U.S. Navy are required to comply with the City of San Diego's Regulations for Waiver of Disposal Fees for Navy Refuse at the Miramar Landfill contained in City Waste Management Regulation ESD-001. For more information, call (858) 492-6100.

Haulers under contract with the U.S. Navy are responsible for paying other fees including, but not limited to, Surcharges, Special Handling Fees, Administrative Fees, Uncovered Load fees, penalties, etc. These fees apply to all loads which are the responsibility of and under the control of the hauler. These fees are not included in the Navy exemption from Standard Disposal Fees. See City Waste Management Regulation ESD-001.

G. Other Exemptions and Discounts

San Diego Municipal Code Section 66.0129(e) authorizes the City Manager to establish discounts or exemptions from the payment of standard disposal and other fees for certain City Waste. The City Manager has established the following exemptions and discounts:

Exemption from Fee:

1. Waste generated by non-profit or for-profit charitable organizations or civic groups as part of an organized anti-litter or cleanup campaign undertaken within the City.

2. Profit and non-profit organizations within the City of San Diego engaged in approved recycling or resource recovery operations that significantly reduce the quantity of materials disposed of at City operated landfill sites.

3. Clean earthen materials or usable rip-rap materials when, at the City's sole discretion, the materials can be used to assist landfill operations or other City activities. This exemption is subject to the City's need for materials and is subject to conditions of disposal including date, time, and/or location.

Discounted Fee:

1. Discounted fees are offered for loads consisting of 90% Clean Green Material which has non-green materials removed by customer. Containers are available in the Greenery drop-off area for separation and disposal of non-green materials. Due to contamination and safety concerns, tractor/trailer combinations (5 axle rigs) will not be allowed to qualify for the Clean Green Material rate or to dump loads in the greenery area.

2. Discounted fees are offered for loads consisting of 90% Clean Wood Scrap which has non-wood materials removed by customer. Containers are available in the Greenery drop-off area for separation and disposal of non-wood materials.

3. Discounted fees are offered for City Forces Waste as defined in Section II.A.

H. Standard Disposal Fee Adjustments for Government Imposed Charges

The Standard Disposal Fees established in this Fee Schedule shall be adjusted as necessary by the Mayor or designee to compensate for any increase in mandatory charges imposed by government agencies, including federal, state, and/or local agencies, on waste disposed to the Miramar Landfill [collectively "mandatory government charges]. An "increase" in mandatory government charges includes an increase in existing charges as well as new charges. An increase in mandatory government charges shall be rounded up to the next $1.00 and the Standard Disposal Fees shall be adjusted accordingly [adjustment amount]; provided that a series of increases, that when added together total less than the current adjustment amount, shall not be rounded up again to the next $1.00 until the cumulative increases exceed the current adjustment amount, at which point the increase will be rounded up to the next $1.00 and the Standard Disposal Fees shall be adjusted accordingly.

For example, an increase in mandatory government charges of $2.05 per ton will be rounded up to $3.00 and will result in an adjustment amount of +$3.00 per ton for all Weighed Load Disposal Fees and +$3.00 for all Flat Rate Disposal Fees. A subsequent increase in mandatory government charges of $0.50 per ton would not result in a Standard Disposal Fee adjustment ($2.05/ton + $0.50/ton = $2.55/ton). However, a later increase in mandatory government charges of $0.70/ton would result in a Standard Disposal Fee adjustment because the cumulative increases ($2.05/ton + $0.50/ton + $0.70/ton = $3.25/ton) would exceed the current adjustment amount (+$3.00). The $0.70/ton increase in this example would result in the addition of $1.00/ton to the current adjustment amount for Weighed Load Disposal Fees and the addition of $1.00 to the current adjustment amount for Flat Rate Disposal Fees.

Adjustments to Standard Disposal Fees, if any, during a given fiscal year shall coincide with the effective date of the mandatory fee.

Notice of an adjustment to the Standard Disposal Fees shall be given by the Mayor or designee to the City Council by report and to the public by publication once in the official City newspaper on or before the thirtieth (30th) day prior to the effective date of such increase.

In the event a mandatory government charge is decreased, the Standard Disposal Fees shall be adjusted to reflect the decrease. A decrease in a mandatory government charge includes a decrease to, or the elimination of, an existing charge. A decrease shall be rounded down to the next $1.00 and the Standard Disposal Fees shall be adjusted accordingly [decrease adjustment

amount]; provided that a series of decreases that, when added together, total less than the decrease adjustment amount, shall not be rounded down again to the next $1.00 until the cumulative decreases exceed the decrease adjustment amount, at which point the decrease will be rounded down to the next $1.00 and the Standard Disposal Fees shall be adjusted accordingly. However, because the existing mandatory government charges of $1.55 per ton are not factored into the current Standard Disposal Fees, no decrease under this section shall cause the pass-through of mandatory government charges to fall below $1.55 per ton.

I. Flat Rate Disposal Fees

Flat Rate Standard Disposal Fees, Refuse Collector Business Tax, Construction and Demolition, and other fees may be charged based on the average recorded weight of loads for each category of vehicle or container if the actual net weight of materials for disposal cannot be determined because the scales and/or computer systems are not operational or when vehicles are not licensed or decaled in the net weight system.

III. SPECIAL HANDLING FEES

Automatic Annual CPI adjustment, rounded upwards to the next $1.00 (effective July 1, 2010 and each July 1 thereafter)

Special Handling Fees will be charged in addition to Standard Disposal Fees (Weighed Load or Flat Rate) for materials that are difficult to manage because of size or other characteristics as follows:

A. Tree Stump more than 8 feet in any dimension……..$32.00 each

B. Large Item

1. Each item equal to or less than 75 cubic feet……...$63.00 each
2. Each item greater than 75 cubic feet……$63.00 each plus $3.00 each additional cu/ft over 75 cu/ft

C. Large Poles, Pipes, Materials, etc. over 10 feet long or 12 inch diameter…….$20.00 each

D. Animals …any dead animal or load weighing:

1. 250 to 500 pounds…….……..$62.00 load
2. Load of animals in excess of 500 pounds…….....$126.00 load
3. Individual animal in excess of 500 pounds…….$126.00 each

E. Hard to Handle Materials over 10 cubic yards……... $55.00 per/ton & $51.00 handling fee

F. Tires Loads of waste tires are prohibited unless volume reduced in a manner acceptable to the California Integrated Waste Management Board. Loads of four (4) or less whole tires, incidental to the total load, may be accepted.

1. Standard car and truck tires up to 16.5” diameter……...$11.00 tire
2. Tire manifest fee……. $51.00 tire

G. Containerized Solid Industrial Waste such as solidified resin, tar, etc. Loads of more than five (5) containers by appointment only. Acceptance of such materials is subject to approval and may require a Special Waste Manifest and scheduled delivery time.

1. Less than 55 gallon containers……....$7.00 each
2. 55 gallon or larger containers……..…$13.00 each

H. Non-Containerized Solid Industrial Waste Acceptance of such materials is subject to approval and may require a Special Waste Manifest and scheduled delivery time. Loads of ten (10) cubic yards or more such as food waste, kelp, or similar materials, with minimum 50% solids content ……..$152.00 load

I. Non-Friable Asbestos Waste is acceptable with prior approval. A Special Waste Manifest and scheduled delivery time are required …….…$63.00 load

IV. ADMINISTRATIVE FEES

Automatic Annual CPI adjustment, rounded upwards to the next $1.00 (effective July 1, 2010 and each July 1 thereafter)

Administrative Fees provide for administrative, technical, and support staff, and for operating costs associated with landfill operations. These fees are in addition to the Standard Disposal Fees and Special Handling Fees. Administrative Fees will be assessed for the following items.

A. Stand-by Fees:

1. Any load requiring City personnel to oversee disposal operations for safety, health, or operational reasons as determined by the City or County of San Diego……..$63.00 load
2. Fees will be assessed for vehicles unloading after 5:00 p.m……. $137.00
3. Fee for customer to search trash for lost item……$63.00 hour

B. Manifest Handling:

Loads requiring a manifest including, but not limited to, contaminated soils, non-friable asbestos, treated wood, and other non-hazardous industrial wastes. Acceptance of such loads is subject to approval…….....$63.00 load

C. Metallic Discard Waste:

Recyclable metallic discards shall not be accepted for disposal when alternatives to landfill disposal are available. Metallic discards **are** accepted at the Miramar Recycling Center. Information on fees and the acceptability of specific materials can be obtained by calling the Miramar Recycling Center at (858) 268-8971.
For metallic discards not properly disposed……$33.00 per item

D. Deferred Payment Account Charges:

Payments are due and payable as identified on the invoice, fourteen (14) calendar days from the invoice date. Delinquent payments will be subject to late charges and penalties.

1. Delinquent balance up to $500.00: ……$50.00
2. Delinquent Deferred Payment Account in excess of $500.00: ….10% of invoice

3. Interest charge for Delinquent Deferred Payment Account in excess of 30 days: ……1% per month

Accounts delinquent for at least ten (10) days will be referred to the City Treasurer for collection and additional collection charges will be imposed.

E. Processing Fees:

1. **Return Check Charge:**
   Processing fee for each payment received by the City and returned by the bank for any reason …….$26.00 each

2. **Special Processing of Accounts and/or Service:**
   Fees may be assessed for special processing requested by customer for their account or service based activity. Fees will be assessed for items including rush requests, extra processing requested by customers, customer errors, late submission of renewal applications, payments(?), fee waiver, and appeals, etc. Assessments will be a minimum of $10.00 per transaction……...$10.00 minimum

   Additional or Replacement Deferred Account Cards or Receipts…… $10.00 each

   Additional copies of landfill tickets…….. $5.00 each

F. Uncovered Loads:
Charges will be assessed for vehicles with uncovered loads. Refer to Article VII for Definitions.

1. One or two axle vehicles ……...$5.00 load
2. Three or more axle vehicles ……..……$10.00 load

G. Clean-up Fee:
Charges will be assessed for the disposal of any material in an inappropriate area. Customer may have the option to perform clean-up……..….…….$63.00 per hour
…….…….Minimum fee of $63.00.

H. False Declaration:
If a franchisee or other customer misrepresents the composition, generator, or origin of refuse, an administrative fee will be assessed. Repeated offenses may be grounds for restriction from use of City landfills…….……Twice the Applicable Standard Disposal Fee.
……..Minimum fee of $50.00

I. Unacceptable Waste Disposal:
Disposal of unacceptable waste will be assessed a fee equal to all costs incurred by the City in managing the unacceptable waste including, but not limited to, costs associated with the proper identification (including analytical testing), handling, storage, removal, transportation, and disposal of the unacceptable waste. Fees for the identification, hazard categorization, investigation, packaging, and clean-up of unacceptable waste (does not include disposal fees) will be billed in accordance with the City's Hourly Labor Charge for Outside Agencies. Fees for the disposal of unacceptable wastes are waste dependent and will be billed at current rates

charged to the City for unacceptable waste disposal including all material and supply costs. One hour minimum.

J. Temporary Manifesting

The Miramar Landfill may impose a temporary manifesting requirement on any customer that disposes of unacceptable waste. All loads subject to temporary manifesting must be accompanied by a completed Special Waste Manifest and scheduled in advance of disposal. Loads that have not been scheduled or are not accompanied by a completed Special Waste Manifest may be rejected. Each load will be subject to the following fees in addition to disposal fees or special handling fees:

1. Special Waste Manifest Fee – refer to Section IV.B.
2. The full cost of all labor; equipment; fuel; material, including but not limited to cover material; and supplies used to:
    a. Segregate and manage the waste in an area to facilitate inspection;
    b. Coordinate and conduct an inspection of the load;
    c. Return the tipping deck to working condition by removing or covering debris from the load as determined by landfill Operations staff or as required by landfill operating permits.
3. Fees associated with unacceptable waste found within the load – refer to Section IV.A.2 and IV.I.

V. SALE OF GREENERY COMMODITIES:

The Miramar Greenery recycles Green Material delivered to the Miramar Landfill to produce various landscape products. The health of the market for recycled Green Material is crucial to the success of the Miramar Greenery operation and the City's curbside Green Material collections program. The City Council recognizes that in order to maintain operational efficiencies, cover processing costs, stay relevant in the marketplace, and foster the markets for recycled greenery products, flexibility in pricing greenery products and an ability to respond quickly to changes in the market are necessary tools. Thus, the Mayor or designee is authorized to establish greenery commodities prices and to adjust those prices up or down by taking into account the Greenery Program goals and the following factors:

1. The estimated cost to produce the product based on the level of processing required.
2. The price charged for equivalent products in the San Diego regional market based on a price survey conducted annually or on an as needed basis.
3. The need to remove any product stockpiles caused by changing market demand or operational factors if such stockpiles could lead to permit violations from regulators.
4. The need to open new markets for new products.
5. The need to create new markets for existing products.

Greenery commodities prices will be posted on the Environmental Services Department website at www.sandiego.gov/environmental-services/miramar/cmw.shtml.

VI. RULES AND REGULATIONS

The following rules and regulations for use of the Miramar Landfill have been established pursuant to San Diego Municipal Code Section 66.0128. Any person violating any of the said following rules and regulations shall be guilty of a misdemeanor:

a. Waste shall not be deposited which presents a safety hazard in the disposal operation. Waste which because of its physical characteristics may present difficulty in the disposal operation shall be deposited only in the manner approved by refuse disposal site personnel.
b. Waste shall not be deposited in violation of Federal or State law or in violation of the operating permits issued to the refuse disposal facility by Federal, State and local agencies.
c. Waste shall not be deposited which may generate noxious odors or which may cause visible air emissions.
d. Waste shall be deposited in locations designated by signs or the person in charge or control of the disposal operation.
e. Waste shall not be deposited at any refuse disposal facility at times other than the regular operating days and hours of such facility.
f. Chargeable waste shall not be deposited in a refuse disposal facility without payment of the proper fee.
g. Salvaging is prohibited in disposal areas except as specifically authorized by the City Manager (Mayor) or designee.
h. Loitering is prohibited in disposal areas.
i. The special access roads serving the refuse disposal facilities shall not be used by the public except when necessary in the course of depositing waste in said facilities, or as specifically authorized by the City Manager (Mayor) or designee.
j. The speed limit on refuse disposal facility roads and on any special access roads thereto shall not exceed the posted speed limit or a maximum speed of 35 miles per hour.
k. It is unlawful for any person to start or cause to be started any fire at any refuse disposal facility except as authorized by the City Manager (Mayor) or designee.
l. Ashes shall not be deposited unless they are thoroughly quenched and cold.
m. Any person using obscene, offensive or threatening language or behavior toward refuse disposal site personnel in the performance of the duties required by this section may be denied entrance to and use of the City refuse disposal facilities for a period of time as specified by the City Manager (Mayor) or designee.

VII. AUTOMATIC ANNUAL CPI ADJUSTMENTS

Flat Rate Disposal Fees, Special Handling Fees, and Administrative Fees:

Flat Rate Disposal Fees, Special Handling Fees, and Administrative Fees shall be adjusted each July 1, commencing July 1, 2010, in accordance with the following formula:

Flat Rate Disposal Fee x Consumer Price Index Change = New Flat Rate Disposal Fee

Special Handling Fee x Consumer Price Index Change = New Special Handling Fee

Administrative Fee x Consumer Price Index Change = New Administrative Fee

Consumer Price Index refers to the Consumer Price Index, for all Urban Consumers, Los Angeles/Riverside/Orange County, as published by the United States Department of Labor Statistics in the publication *Consumer Price Indices*. For purposes of the above formula, the Consumer Price Index Change will be based on the change in the Consumer Price Index from February of the prior year to February of the year the adjustment is being made. For purposes of the above formula, the Consumer Price Index Change will be expressed as a percentage. For example, a 2% increase in the Consumer Price Index from February of the prior year to February of the adjustment year will be stated as 102%. If the Consumer Price Index is no longer published, or is otherwise unavailable, then a new index or appropriate benchmark will be applied upon Council approval.

VIII. DEFINITIONS

A. Clean Green Material:
Clean Green Material includes leaves, grass clippings, shrubbery, brush, tree trunks, limbs, and branches not exceeding thirty (30) feet in length or forty (40) inches in diameter appropriate for mulching and composting. Clean Green Material may also include food waste, shredded paper, clean unpainted drywall, and animal bedding. Clean Green Material excludes palm trees, palm fronds, succulents, pampas grass, coral tree, bird of paradise, banana plant, or other fibrous types of greenery.

B. Clean Wood Scrap:
Clean Wood Scrap includes clean, unpainted lumber, plywood, pallets, particle board, chip board, wood blocks, and shavings appropriate for mulching and composting. Wood scrap excludes chip board, particle board, and chemically treated or painted wood or shingles.

C. Construction and Demolition Materials:
Any load containing 20% or more waste building materials, packaging, and rubble resulting from construction, remodeling, repair, alteration, and/or demolition operations on pavements, houses, commercial buildings, and other structures and may include, but is not limited to, concrete, asphalt, wood, metals, bricks, dirt, rocks, and other inert waste. Visual inspections will be performed by landfill staff to determine if the load qualifies as construction and demolition materials.

Alternative recycling and disposal sites are available for clean construction and demolition materials in the San Diego area. For information on locations call 858-694-7000.

D. Metallic Discards:
A metallic discard is any large metal article or product, or any part thereof, including, but not limited to metal furniture, machinery, major appliances, electronic products, wood-burning stoves, and scraps and rejects from manufacturing or construction processes.

E. Major Appliances:
A major appliance is any domestic or commercial device including, but not limited to, a washing machine, clothes dryer, hot water heater, conventional oven, microwave oven, stove, trash compactor, air conditioner, refrigeration unit, dehumidifier, or furnace. These and other major

appliances that contain refrigerant, one or more circuit boards, oil, polychlorinated byphenals (PCB's), capacitors, or mercury switches will not be accepted for disposal.

Appliances that can be feasibly recycled will not be accepted for disposal as per Section IX (g) (2).

Note: Small appliances that contain one (1) or more circuit boards will be considered an electronic device and therefore will not be accepted for disposal as per Section IX (g) (3).

F. Non-City Waste:
A load containing any quantity of waste generated outside the corporate limits of the City of San Diego will be classified as entirely Non-City Waste.

G. Special Handling:
Any bulky, dense, or oversized item which requires special attention, observation during burial, or presents difficulty in handling during disposal operations.

H. Uncovered Loads:
A load is classified uncovered if an item or any part of an item could possibly fall from, bounce out of, or blow from a vehicle or receptacle during the course of transportation.

I. Vehicle Categories:
To achieve uniformity in assessing fees for light vehicles, SUV/Mini-Vans, and Pickup trucks, categories are defined below:

1. Cars:
   Conventional passenger vehicles, sedans, coupes, etc., including station wagons, but not including SUVs or passenger vans (Mini-Vans).

2. SUVs/Mini-Vans:
   Includes sport utility vehicles and mini-vans seating up to seven (7) passengers, but does not include cargo vans or large passenger vehicles seating more than seven (7) passengers.

3. Pickup Trucks:
   Small, open bed vehicles with beds no more then eight (8) feet in length and with no more than ¾ ton capacity rating. "Pickup Truck" also includes cargo vans and large passenger vehicles that can seat seven (7) passengers or more.

J. Special Wastes:
Special Waste is industrial solid waste, which because of its physical or chemical characteristics, requires special procedures to ensure proper disposal. Special Waste includes, but is not limited to, non-friable asbestos waste, contaminated soil, treated wood, and other non-hazardous industrial waste. Acceptance of Special Waste is subject to approval. A Special Waste Manifest, Special Handling or Administrative Fees, and scheduling may be required.

IX. UNACCEPTABLE MATERIALS:

The Miramar Landfill is operated in accordance with permits issued by the State of California to protect the environment, air, and groundwater quality. The following types of wastes are not acceptable for disposal at Miramar Landfill by permit conditions or State Law:

a. Liquid wastes, including waste loads containing free liquids and wastes with less than 50% solids.
b. Radioactive materials.
c. Polychlorinated biphenyls (PCBs).
d. Hazardous wastes, including but not limited to:

    1) Ignitable wastes, including paints, oils, solvents, adhesives, and aerosols;
    2) Corrosive wastes, including acids, caustics and cleaning products;
    3) Reactive wastes, including ammunition, flares and epoxy hardeners;
    4) Toxic wastes, including pesticides, chlorine, wood preservatives, metal contaminants, automotive batteries, and aerosols.

e. Infectious wastes.
f. De-watered sludge.
g. Any material which is prohibited from disposal including, but not limited to:
    1) Waste tires (except as authorized);
    2) Metallic discards that can feasibly be recycled;
    3) Appliances that may contain polychlorinated biphenyls (PCBs), chlorofluorocarbons (CFCs) or other refrigerants, one or more circuit boards, oil, capacitors, or mercury switches;
    4) Sodium azide canisters in unspent bags.
h. Any material generating noxious odors.
i. Any material which can become easily airborne.
j. Any material which because of its physical characteristics presents a safety hazard or difficulty in proper disposal.
k. Explosives or highly inflammable materials.
l. Universal Wastes:

    1) Batteries-examples include alkaline, lead acid, lithium, mercury, and nickel cadmium (Ni-Cd) batteries.
    2) Light bulbs, excluding incandescent light bulbs.
    3) Electronic devices-examples include, but are not limited to, cell phones, computer monitors, computer printers, cordless phones, CPUs, laptop computers, radios, telephone answering machines, televisions, and VCRs. Any item containing one (1) or more circuit boards will be considered an electronic device.
    4) Mercury containing items- examples include gauges, switches, thermometers, and thermostats.

The City conducts an Inspection Program to prevent the disposal of unacceptable wastes at the Miramar Landfill. Any person attempting to dispose of unacceptable wastes shall be issued a Notice of Violation and shall be responsible for the payment of all costs associated with the investigation, removal, packaging, storage, transport, and disposal of the unacceptable waste material. Unacceptable wastes will be confiscated, properly packaged and, in the City's sole discretion, stored at the Miramar Landfill for up to two (2) working days while the customer arranges for proper transport and disposal of the waste at the customer's sole expense. If the

customer does not arrange for proper transport and disposal within two (2) working days after delivering the waste to the Miramar Landfill or if the City, in its sole discretion, determines the waste must be disposed of forthwith, the City will arrange for the proper transport and disposal of the waste at the customer's sole expense.

Violators will be reported to the appropriate regulatory agencies who may take separate action. Repeated offenses may be grounds for escalating penalties up to and including prohibition from use of City landfills.

X. HAZARDOUS WASTES

Hazardous wastes are not permitted in City waste disposal facilities. For information on the safe disposal of hazardous wastes, contact the San Diego County Department of Environmental Health, Hazardous Materials Division at (619) 338-2231 and for chemical emergencies call 911.

For information on the disposal of household hazardous wastes such as paints, oils, thinner, polishes, pool chemicals, pesticides, etc., call our Customer Service Line at 858-694-7000.

XI. RECYCLING PROGRAMS AND FACILITIES

A. Goals and Objectives:

Historically, San Diego has relied almost exclusively on landfills for the disposal of solid waste. In 2006, although approximately 55% of the waste generated in the City was recycled or diverted from landfill disposal, approximately 1,380,000 tons of waste was disposed of in the Miramar Landfill.

The City is mandated by the State of California to divert 50% of the City's wastes from landfill disposal every year, and has initiated programs to achieve that goal. However, unless you actively participate in the City's recycling and diversion programs, that goal cannot be achieved and the Miramar Landfill will be filled earlier than projected.

Many items can be recycled at the Miramar Recycling Center including appliances; CRT's; CRV containers; electronics; glass, aluminum and plastic containers; newspaper; mixed paper; cardboard; non ferrous metals; and cooking oil. The Recycling Center accepts most of the above items on a donation basis, and pays market prices for newspapers, cardboard, certain grades of paper, metals and California Redemption Value for glass, aluminum, and plastic containers.

B. Clean Wood Scrap and Green Waste Program:

The City operates Recycling Programs at the landfill for Clean Wood Scrap and Clean Green Materials which may be eligible for reduced disposal fees. Clean Green Materials are ground into mulch and provided to customers free of charge for use as ground cover. Mulch can be obtained during normal business hours from stockpiles located at the Greenery Area of the landfill. The mulch can be used as ground cover and as an ingredient in compost piles. The City may load mulch into licensed commercial vehicles subject to equipment and personnel availability. Mulch may be loaded into private vehicles subject to execution of a liability waiver by the vehicle owner and equipment and personnel availability. However, customers should be prepared to personally load and adequately cover their loads of mulch.

Clean Wood Scraps are processed into a variety of products including colored wood chips for landscaping, special blends for mulch, and biomass fuel. For information on the availability of wood chips, call 858-694-7000.

C. Recycling Centers/Programs:
There are numerous buy-back and donation recycling centers as well as thrift stores and other reuse opportunities located throughout the City and the region. Visit our website at www.recycleorelse.com to find recycling and reuse locations or call our Customer Service Line at (858) 694-7000.

D. Curbside Recycling Collection Program:
The City's curbside collection program accepts all paper; cardboard; metal cans; and plastic and glass bottles and jars. The City also operates a curbside yard trimming collection program. To find out what services you receive or to see your next collection day, visit our website at www.recycleorelse.com or call our Customer Service Line at 858-694-7000.

XII. CITY REFUSE COLLECTION

Many residents of the City of San Diego are provided once-a-week curbside refuse collection by the City's Environmental Services Department, Refuse Collection Services Division. For information regarding regular pick-up schedules, holiday schedules, approved automated containers, and acceptable trash, visit our website at www.recycleorelse.com or call our customer service line at 858-694-7000.

XIII. CITY SOLID WASTE ENFORCEMENT

The City's Environmental Services Department enforces litter code violations on public and private property, investigates illegal dumping complaints, and conducts community cleanups. To report a litter code violation or illegal dump, call 858-694-7000

XIV. APPEAL PROCESS

In the event of a dispute regarding applicable fees or other determinations by Miramar Landfill Fee Booth personnel, the determination of Fee Booth personnel may be appealed to Supervising Disposal Site Representatives at the Fee Booth. Appeal forms are available at the Fee Booth and at the Waste Reduction and Disposal Division offices located at 9601 Ridgehaven Court, Suite 210, San Diego, CA 92123-1636. Appeals must be filed within 30 calendar days of the register receipt date.

Fee appeals or other disputes not resolved at the Supervising Disposal Site Representative level may be appealed to the Waste Reduction and Disposal Division Deputy Director or designee, whose determination shall be final.