

**Opting to Affirm an Exemption )**  
**From the Requirements of Mandatory )**  
**Commercial Organics Recycling )**

**RESOLUTION NO. 15- 8062**

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

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

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

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

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

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

**WHEREAS**, Plumas County has a population of 19,140 persons as of the Department of Finance's most current population estimates; and,

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

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

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

**WHEREAS**, Plumas County is committed to continue to pursue economically feasible alternatives for organics management; and,

**WHEREAS**, Plumas County is committed to encourage businesses to reduce and recycle organics materials; and,

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

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

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

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

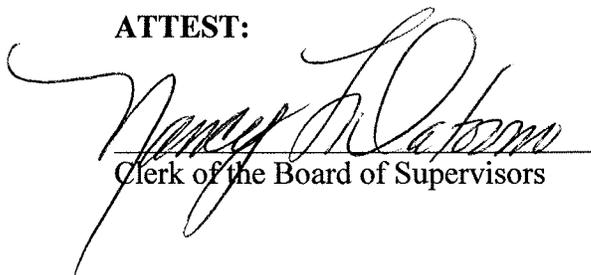
The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a regular meeting of said Board held on the 12<sup>th</sup> day of MAY, 2015, by the following vote:

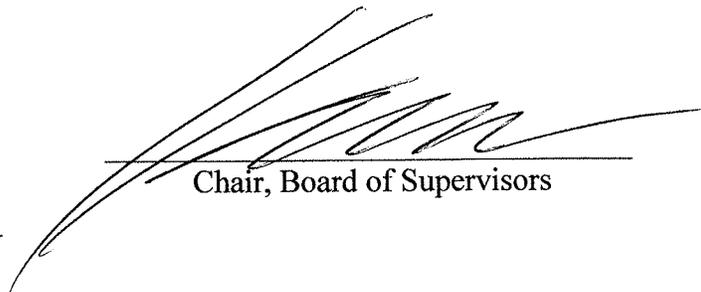
**AYES:** Supervisors THRALL, ENGEL, SIMPSON, SWOFFORD, GOSS

**NOES:** Supervisors: NONE

**ABSTAIN:** Supervisors: NONE

**ATTEST:**

  
Clerk of the Board of Supervisors

  
Chair, Board of Supervisors