

**AN ORDINANCE OF THE COUNTY OF PLUMAS, STATE OF CALIFORNIA,
AMENDING SECTION 6-10.108 OF
ARTICLE 2 OF CHAPTER 10 OF TITLE 6
OF THE PLUMAS COUNTY CODE**

The Board of Supervisors of the County of Plumas, State of California, **ORDAINS** as follows:

SECTION 1. Section 6-10.108 is hereby amended to read as follows:

Sec. 6-10.108. - Containers.

No owner or occupant shall fail or neglect to provide a sufficient number of standard containers, waste-wheelers (carts or totes) or bins for holding, without leakage or the escape of odors, all solid waste produced or accumulated upon any premises. All solid waste shall be deposited in such containers. Containers shall be at all times kept in useful and sanitary condition. Containers shall at all times be closed against the access of flies, rodents, and other animals. Garbage, rubbish, and garden refuse may be deposited in the same container.

- (a) For curbside collection, the owner or occupant shall be required to obtain and use solid waste collector-owned and supplied waste wheeler(s) in one (1) of three (3) sizes: Single-can size, thirty-two (32) or thirty-five (35) gallon; two-can size, sixty-four (64) gallon, or three-can size, ninety-six (96) gallon. Waste wheelers shall not be loaded beyond the weight capacity shown on the label of the container. Privately owned containers shall not be set out for collection by the owner or occupant and will not be serviced by the solid waste collector, but may be used for private transport of solid waste to County transfer stations.
- (b) Solid waste collector-owned waste-wheelers (carts or totes) or bins used for curbside collection shall have the capability of being emptied using truck-mounted mechanical assist. Such waste-wheelers (carts or totes) or bins shall be of a size approved by the Administrator as being adequate for the particular use or occupancy of the premises using the waste-wheelers (carts or totes) or bins.
- (c) The owner or occupant of the premises at all times shall keep all containers, waste-wheelers (carts or totes) or bins closed, in good condition, identified as to ownership, emptied on a regular schedule as described in this chapter, and in compliance with the weight limitations established by the Administrator.
- (d) Owners or occupants responsible for containers in areas of Plumas County that have experienced intrusion by scavenging wildlife, particularly bears, shall take all precautions necessary to prevent such intrusion, including, but not limited to:
 - (1) Setting out containers on the same day as scheduled Collection.
 - (2) Storing containers inside of structures that are sufficiently secure to keep wildlife from entering.
 - (3) Ensuring that all containers are completely and securely covered while awaiting collection.
- (e) Repeated preventable instances of scavenging by wildlife that have been reported to the Plumas County Department of Public Works or the Plumas County Department of Environmental Health shall be administered in the following manner:

- (1) After the first reported instance, the owners or occupants responsible for such containers shall be contacted by either Public Works or Environmental Health and counseled on the proper storage and setting-out procedures that will alleviate wildlife scavenging.
 - (2) After a second reported instance within a twelve-month period of the first report, the owners or occupants responsible for such containers shall be cited for a violation of this chapter in accordance with Chapter 8 of Title 1 of the Plumas County Code of Ordinances.
 - (3) Any subsequent instance reported within a twelve-month period of the second report may result in the installation of "bear-proof" containers at the customer's expense.
- (f) Excess materials: Solid waste that is substantially above the rim of the owner or occupant's waste-wheelers (carts or totes) or bins set out for collection, or on the ground adjacent to the waste-wheelers (carts or totes) or bins may be photographed, documented and collected by the solid waste collector at their discretion. If collected, a fee for the collection of such excess materials equal to the volume of the container(s) that the excess material would fill shall be assessed the owner or occupant. Large amounts of solid waste found on the ground adjacent to waste-wheelers (carts or totes) or bins shall be photographed, documented and may not be collected, at the discretion of the solid waste collector. If not collected, an explanatory notice shall be left with the owner or occupant.

SECTION 2. Effective Date; Publication; Codification.

This Ordinance shall become effective 30 days after its date of final adoption. This ordinance shall be published, pursuant to Section 25124(a) of the Government Code of the State of California, before the expiration of fifteen (15) days after the passage of the ordinance, with the names of supervisors voting for and against the ordinance. Section 1 of this Ordinance shall be codified, and the remainder shall be un-codified.

Introduced at a regular meeting of the Board of Supervisors on the 3rd day of August, 2021, further considered, passed and adopted by the Board of Supervisors of the County of Plumas, State of California, on the 10th day of August, 2021, by the following vote:

AYES: Supervisor(S) Ceresola, Hagwood, Goss, Engel

NOES: None

ABSTAIN/ABSENT: Supervisor Thrall


Chair, Board of Supervisors

Attest:


Clerk of the Board of Supervisors