

Tehama County Solid Waste Management Agency AB 341

Physical Space Exemption Policy

PURPOSE

The purpose of the Tehama County Solid Waste Management Agency (Agency) AB 341 Physical Space Exemption Policy (Policy) is to provide commercial entities required to comply with Assembly Bill 341 with an exemption should they lack adequate space for a recycling dumpster.

ASSEMBLY BILL 341

As of July 1, 2012 California State law requires the following businesses to arrange for recycling services:

- Any business that generates 4 cubic yards of waste per week; or
- Any multi-family establishment of 5 or more units

Businesses and Multi-Family communities that meet the threshold must recycle at the place of work or jobsite. The following are recycling options to comply with the mandate:

1. Subscribe to the recycling collection service of Green Waste of Tehama (530) 528-8500 if located in the unincorporated County or the City of Red Bluff or subscribe with Waste Management (530) 824-4700 if located in the City of Corning. Recycling service provided by either Green Waste of Tehama or Waste Management features single-stream recycling. Simply place all of your recyclables (cans, bottles, plastic, paper, cardboard, etc.) in the recycling dumpster. There is no need to further segregate the recyclables by material type.
2. Donate recyclable materials to a recycling company.
3. Self-haul recyclable material to the Material Recovery Facility (MRF) at the Tehama County/Red Bluff Landfill for free, as long as all items are recyclable and segregated from trash.
4. Self-haul recyclables to a local recycling center

DETERMINATION PROCESS

Agency staff will determine if there is an adequate amount of space for at least a 1 cubic yard recycling dumpster to be placed and serviced. Considerations will include ease of access for the waste hauler to service the recycling dumpster and for those who will utilize the dumpster.

Agency staff will visit commercial entities in person to determine if the physical space waiver should be granted to that commercial entity.

- i. During the inspection Agency staff will inspect the dumpster enclosure and take any photographs to support the Agency's determination of compliance with the waiver.

- ii. Agency staff will confer with the waste hauler for final determination of adequate physical space for a 1 cubic yard recycling dumpster.
- iii. If it is determined that there is a lack of physical space, the Agency will issue the commercial entity an exemption in the form of a physical space waiver.

WAIVER ISSUANCE

A physical space waiver will be issued to the commercial entity upon confirmation of lack of physical space by the Agency. The waiver will be kept in the Agency's files and a copy will be provided to the commercial entity.

REEVALUATION

The Agency will reevaluate the commercial entity for space for a 1 cubic yard recycling dumpster every three years after issuance of the initial waiver.

Agency staff will visit commercial entities in person to determine if the physical space waiver should still be granted to that commercial entity.

- i. During the inspection Agency staff will inspect the dumpster enclosure and take any photographs to support the Agency's determination of compliance with the waiver.
- ii. If it is determined that the business no longer meets the requirements of the waiver, that waiver will be rescinded.
- iii. The Agency will notify the commercial business within 30 days that the waiver has been rescinded, and of its requirement to comply with AB 341.