

PAMC PROPOSED NEW CHAPTER 16.66 - HAULED WASTE ORDINANCE

<p>LEGEND: White cells: parallel to existing waste hauler requirements Gray cells: not previously codified</p>

Objectives:

- 1) Remove waste hauler requirements from the City 's Sewer Use Ordinance (SUO) contained in Chapter 16.09 of the Palo Alto Municipal Code (PAMC), and house those requirements in a new Hauled Waste Ordinance contained in PAMC 16.66.
- 2) Clarify and codify waste hauler requirements to better protect the City and the Palo Alto Regional Water Quality Control Plant, and to better align with SUO requirements.

Proposed Section Title(s)	Existing Ordinance(s)	Proposed Ordinance Revision(s)
Purpose	16.09.005	Updated language to describe purpose of this new Chapter.
Definitions	Added to 16.09 definitions	Added new definitions for clarification.
Responsibility of the Director	Existing 16.09.015	Updated language to be consistent with proposed SUO.
Discharge of Hauled Waste	16.09.070(a)	Expanded language clarifies the waste types allowed for discharge at the RWQCP receiving station. Removes prohibition on combining loads of different waste types, which was previously codified at 16.09.070(d).
Waste Monitoring	16.09.070(d)	Expanded language consistent with proposed SUO. Grants City the authority to inspect, surveil, and sample loads from waste haulers to verify compliance. Grants the director authority to require a waste analysis for any load prior to discharge
Hauled Liquid Waste Discharge Permit Required	16.09.070(a)	Expanded language pertaining to the director’s authority to decline to issue/reissue a hauled liquid waste discharge permit; conditions of permit transferability; and conditional privilege established by issuance of a hauled liquid waste discharge permit.
Hauled Liquid Waste Discharge Permit Application Procedure	Not in existing ordinance	New language to better align with current City practices and SUO.
Vehicle Identification	16.09.070(a)	New language clarifying that entry shall be granted only to vehicles bearing a valid vehicle registration sticker issued by the Santa Clara County Department of Environmental Health displayed on the windshield of the vehicle.
Reporting Requirements for Waste Haulers	Limited description in 16.09.070(d)	Expanded language establishes the director’s authority to require waste haulers to submit reports and other information to document compliance with the provisions of this Chapter. Establishes director’s authority to establish and require use of an electronic document submittal program consistent with proposed SUO.
Retention of Records	Limited description in 16.09.070(d)	Updated language to be consistent with proposed SUO.
Performance Bonds and Other Security for Performance	Not in existing ordinance	New language to be consistent with current City practices and proposed SUO. Requires a performance bond or cash deposit, in amount specified by director, prior to delivery or discharge at the receiving station.
Insurance	Not in existing ordinance	New language to be consistent with current City practices.
Hauled Liquid Waste Discharge Permit Modification	Not in existing ordinance	New language to be consistent with current City practices and proposed SUO. Specifies conditions under which director may modify a permit, including but not limited to, new regulatory requirements; changes at the POTW; violations; and information indicating the permitted discharge poses a threat to POTW, City personnel, or receiving water.
Hauled Liquid Waste Discharge Permit Suspension or Revocation	Not in existing ordinance	New language to be consistent with current City practices and SUO. Specifies conditions under which director may suspend a permit, including but not limited to, failure to complete an application, misrepresentation or failure to fully disclose relevant facts, falsifying reports, tampering of monitoring equipment, and disposal of waste originating outside of RWQCP service area.
Hauled Liquid Waste Discharge Permit Issuance, Denial, Modification, Revocation, or Suspension Hearing	Not in existing ordinance	New language to be consistent with proposed SUO. Specifies conditions under which an applicant or permit holder may request a hearing before the City Manager or their designee.

PAMC PROPOSED NEW CHAPTER 16.66 - HAULED WASTE ORDINANCE

<p>LEGEND: White cells: parallel to existing waste hauler requirements Gray cells: not previously codified</p>

Proposed Section Title(s)	Existing Ordinance(s)	Proposed Ordinance Revision(s)
Forfeiture of Deposit	Not in existing ordinance	New language that specifies conditions under which a hauler's cash deposit or acceptable security may be forfeited; such as discharge of wastes not in compliance with the Chapter, unlawful discharge, misrepresentation or failure to disclose relevant facts in discharge permit application; and failure to pay outstanding fees, fines or penalties
Personnel Orientation	Not in existing ordinance	New language to be consistent with current City practices and proposed SUO
Enforcement and Penalties	Existing 16.09.240-16.09.270	Updated language that is consistent with proposed SUO
Charges and Fees	Not in existing ordinance	Updated language that is consistent with current City practices and clarifies the City Rate Schedule and conditions for City to seek reimbursement to cover program costs.
Closure of Receiving Station	Not in existing ordinance	New section that establishes director's authority to halt discharge of hauled waste at the receiving station as deemed necessary for good cause.