

OVERVIEW OF ORDINANCE NO. 420

“RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION WASTE”

The Ordinance No. 420 adds Chapter 8.05, entitled “Recycling and Diversion of Construction and Demolition Waste” to Title 8 of the Adelanto Municipal Code.

1. FINDINGS, PURPOSE AND INTENT Section 8.05.010

In order to meet the goals set by the California Waste Management Act of 1989, the City of Adelanto has committed to reducing construction and demolition waste, and established a program for recycling such waste in order to secure compliance with the State’s diversion requirement.

2. DIVERSION REQUIREMENT Section 8.05.030

It is required that at least 50% of waste tonnage from construction, demolition, and renovation waste shall be diverted from disposal.

3. WASTE MANAGEMENT PLAN Section 8.05.060

Every Applicant shall submit a completed Waste Management Plan to the City’s WMP Compliance Official as a portion of the permit process. A form has been provided to assist the Applicant with that process.

4. THRESHOLDS FOR COVERED PROJECTS Section 8.05.050

All construction and renovation projects within the City that are 1000 square feet or greater shall submit a Waste Management Plan prior to commencing any construction or demolition activities, and shall be subject to a full range of enforcement mechanisms set forth in Section 8.05.100.

5. DIVERSION REQUIREMENT EXEMPTION Section 8.05.040

If Applicant believes that it is infeasible to comply with the Diversion Requirement, the Applicant may apply for diversion requirement exemption, meet with the WMP Compliance Official for review of the application, and subsequent granting or denying of the Diversion Exemption.

6. DEPOSIT REQUIRED Section 5.6.070

Applicant shall post a non-interest bearing deposit (cash, letter of credit, performance or surety bond, or money order) in the amount of \$50.00 for each estimated 100 square feet of project size or any part thereof, but not less than \$1,000.00 and not to exceed \$100,000.00.

7. ON-SITE PRACTICES Section 5.6.080

The Applicant shall recycle and reuse the required percentage of waste, keep record of the tonnage, and separate project waste on-site to the maximum extent feasible.

8. REPORTING Section 5.6.090

Within 15 working days following the completion of the project phase, the Applicant shall, as a condition precedent to final inspection and issuance of any certificate of occupancy, submit documentation to the WMP Compliance Official that proves the requirements of Sections 5.6.060. The documentation shall consist of actual waste tonnage data, supported by original or certified copies of receipts and weight tags or other measurement records from recycling companies, contractors, and/or landfill and disposal companies.

9. FINES/PENALTIES Section 8.05.100

Applicants who fail to comply with any of the requirements of this Chapter shall be guilty of a misdemeanor, and if convicted shall be punished in accordance with the provision of Title 1 of the Municipal Code and California State law. Violations of the provisions of the Chapter shall constitute a public nuisance and be subject to abatement as such and the costs of the abatement shall be added as a lien upon the property involved.

10. APPEALS Section 8.05.110

The Applicant may appeal a decision of the WMP Compliance Official by filing a written appeal with the City Clerk within ten (10) business days from the date of the ruling. Determinations subject to appeal would include, but not limited to: (1) granting exemptions (2) Applicants acting in good faith (3) deposit to be released. The City Council shall render a decision after the close of the appeal hearing.

If you have any questions, please contact the Adelanto Building Department at (760) 246-2300 extension 3057. Thank you for your assistance in this program.

Waste Diversion Plan

The City of Adelanto (City) requires all building, reconstruction and demolition permit applicants to prepare a waste diversion plan in accordance with Ordinance No. 420 (Municipal Code Chapter 8.05). By completing this form, you are complying with the plan requirement to estimate project disposal tonnage, and identify job site practices for collection and disposition of wastes. Even if your project is exempt from fees, please complete all sections. If you have questions, please contact the Building & Safety Department for assistance at (760) 246-2300, Ext. 3057. The completed plan and required deposit must be submitted to the City's Building & Safety Department. Be sure to retain your copy of this plan and the deposit payment receipt for reimbursement.

1. General Information

Job Site Address _____

Applicant's Name _____ Title _____

Company _____ Phone # _____

Company Address _____ City _____ State ____ Zip _____

Fax # _____ E-mail address _____

Type of project: new construction demolition renovation categorically exempt

Type of building: non-residential residential multi-family residential

2. Disposal and Recycling Information

How will waste be handled during your project? (Please check all that apply)

Job site separation. Material will be segregated into two or more material-specific bins. For example – one bin for concrete, one bin for metals, one bin for wood, one bin for trash, etc. Note: bins must be provided and serviced by one of the City's franchise waste haulers.

Collection and delivery of mixed loads to a Material Recovery Facility. Clean construction and demolition material is commingled into a bin. The mixed loads are then delivered to a Material Recovery Facility for sorting. Trash should be collected in a separate bin and delivered to a landfill. Note: bins must be provided and serviced by one of the City's franchise waste haulers.

Self haul. Material is collected in any manner desired by the applicant, and then delivered to recycling centers and landfills using only the applicant's equipment and vehicles.

3. Estimated Disposal Tonnage

How much waste do you expect to generate for disposal through your project? _____ Specify _____ tons

4. Diversion Deposit and Fees, and Other Information

Unless categorically exempt (see project types listed under step 1), each applicant who applies for a building and/or demolition permit shall post a deposit in an amount based on square footage of the project, but not less than \$1,000.

List project value _____ dollars Identify deposit paid _____ dollars

Exempt _____ **FOR CITY USE ONLY** List project square footage _____ square feet

Approved/Building Permit # _____ Identify project acres _____

Received by _____ Identify project PMT # _____

_____ Identify WDID # _____

Use your weight receipts to fill in the table below. If any material was measured in units of volume (for example – cubic feet, cubic yards, etc.), convert it to tons using the conversion factors provided. **Note:** 1 ton = 2,000 lbs.

Example using conversion factors: $\frac{5 \text{ tons (recycled)} + 9.5 \text{ tons (reused)}}{24.5 \text{ tons (generated)}} = \frac{14.5 \text{ tons}}{24.5 \text{ tons}} = 59\%$

Note: Diverted = Recycled + Reused
Generated = diverted + disposed

Material	Recycled		Reused		Disposed (tons)	Total Quantity Generated	Facility Used/Destination
	volume	weight	volume	weight			
Example: Dirt 10yd ³ = 18,900lbs	NA	5 tons	10 yd ³	9.5 tons	10 tons	24.5 tons	Recycle— <input type="checkbox"/> Land Reclamation Reuse— <input type="checkbox"/> on job site for grading Dispose— <input type="checkbox"/> Victor Valley Landfill
Asphalt 1yd ³ = 1,380lbs							
Brick 1yd ³ = 3,024lbs							
Building Materials (ceiling tiles, windows, fixtures, etc.)							
Cardboard, paper 1yd ³ = 100lbs							
Carpet/Carpet Padding 1yd ³ = 84.4lbs							
Concrete 1yd ³ = 1,855lbs							
Dirt 10yd ³ = 18,900lbs							
Glass 1yd ³ = 2,160lbs							
Green Waste 40yd ³ = 4,320lbs							
Gypsum/Dry Wall 1yd ³ = 3,834lbs							
Metals 1yd ³ = 906lbs							
Mixed C&D (commingled, recyclable)							
Plastic 1yd ³ = 22,55lbs							
Rock 1yd ³ = 2,570lbs							
Roofing 1yd ³ = 418.5lbs							
Tile (ceramic) 1yd ³ = 1,214lbs							
Wood (lumber, doors, etc.) 1yd ³ = 329.5lbs							
Refuse	NA	NA	NA	NA			
Other:							
Totals							

Fill in the following blanks to determine if you have diverted at least 50% of the material generated by your project:

Total Recycled _____ + Total Reused _____ = _____ ÷ Total Quantity Generated _____ x 100 = _____ %

Waste Diversion Report

This report is to be completed and submitted to the City of Adelanto Building & Safety Department within 15 days following the completion of the demolition project and within 15 days following the completion of the construction project.

The purpose of this report is to confirm that you diverted from landfilling at least 50% of the material generated by your project or made a good faith effort to do so as required by Municipal Code Chapter 8.05 (Ordinance No. 420).

Complete this report, attach all receipts and weight tags from recycling facilities, salvage companies, deconstruction contractors, waste haulers, processors, transfer stations, and landfills, and include a copy of your deposit receipt, and submit to:

City of Adelanto
Building & Safety Department
11600 Air Expressway
Adelanto, CA 92301

- Expect your deposit refund within six weeks from the date you submit this report, following the City's confirmation of compliance.

Building Permit # _____ Project PMT # _____

Project Completion Date _____

Job Site Address _____

Applicant's Name _____ Title _____

Company _____ Phone # _____

CERTIFICATION

I, the undersigned, have complied to the maximum extent practicable with the Municipal Code regarding construction and demolition waste diversion. I hereby attest that the information in this report is true and accurate, and that all C&D materials were taken to legitimate recycling, reuse, or salvage facilities as confirmed by the attached receipts.

Applicant's Signature _____ Date _____

**For Assistance with This Report, Contact
(760) 246-2300, ext. 3057**

Approved Date Received _____

FOR CITY USE ONLY

Disapproved Diversion % _____ Refund _____

Conditionally Approved _____

Reviewed by _____