

**CITY OF AVENAL
NOTICE OF PUBLIC HEARING ON
PROPOSED INCREASES IN REFUSE RATES**

To comply with Proposition 218 (California Constitution Article XIII D, Section 6), the City of Avenal gives the following notice.

Public Hearing: At 5:15 p.m. (or thereafter) on **Thursday, January 25, 2024**, at the Avenal Theater & Event Center, 233 E. Kings Street, Avenal, CA, the Avenal City Council will hold a public hearing on proposed increases in refuse rates, and to hear and consider objections and protests to the proposed increases described in this notice. Access to the meeting is also available by phone or internet, with specific connection information to be on the City Council Meeting agenda, made available, on the City's website (www.cityofavenal.com) and posted at City Hall, to the public prior to the hearing.

Rate Study Report: A Rate Study Report has been prepared by IGService, dated December 1, 2023, describing details of the refuse rate changes and the method used to calculate the rate changes, and the contents submitted to the City Council. The report is available at City Hall and can also be found on the City's website.

Amount of Proposed Modified Rates: Existing and proposed rates are included in this Notice. For a typical single-family home, standard three-cart service will increase from \$19.00 per month to \$23.76 per month in the first year. A street sweeping rate will also be added at \$2.50 per month in the first year. The combined increase for single-family homes will be \$7.26 per month in the first year. Increases for commercial rates are shown in the attached table, including subsequent increases for all customers covering the five-year rate setting period.

Reason for the Needed Increase in Refuse: Collection of landfill waste, recycling and organics materials is done for the city by contract with Mid-Valley Disposal. Fees charged to the city by Mid-Valley have not been increased for over 15 years, despite increases in labor and equipment costs, insurance and other overhead cost increases. Additionally, California law (SB-1383) now requires additional services by Mid-Valley related to collection of food-based waste. The Rate Study Report incorporates increased and new fees from Mid-Valley, then adds a calculated eight percent needed each year to cover specified city costs to yield the rates to be charged to customers. Revenue from the increased rates will not be more than required for the City to provide adequate service. Specifically, the proposed rates do not exceed the proportional cost of providing each service.

Procedure for Hearing and Determining Majority Protest: At the time stated above in this Notice, the Council will hear and consider all objections and protests, if any, to the proposed increases and other matters described in the Report. The Council may continue the hearing from time to time. At the close of the hearing, if written protests against the proposed increases are presented and not withdrawn by a majority of the record owners (or customers-of-record) of the parcels which would be subject to the increases, the City may not impose the increased refuse rates; instead, rates would continue at their existing levels. If, at the close of the protest hearing, there is no majority protest as described above, the Council may approve the increases, as proposed, or as changed by the Council, to be effective February 1, 2024, and for the next five years.

How to Submit a Protest. Protests may be submitted by the record owner or tenant who is a customer-of-record of the parcel and subject to the proposed rates, but only one protest per parcel will be counted. Written protests must contain a clear statement that it is a protest against the proposed increases, and it must include the name of the owner or customer of record, the Assessor's Parcel Number and street address, and an original signature of the owner or customer of record. Written protests regarding the proposed rate changes may be mailed or personally delivered to: City of Avenal, City Clerk, City Hall, 919 Skyline Blvd., Avenal, CA 93204. To be valid, a protest must be in writing and received by the City Clerk at City Hall no later than 4 P.M. on the date of the hearing or, if presented at the hearing itself, before the close of the public hearing on January 25, 2024. Fax or e-mail protests, and copies of protests, are not acceptable and will not be counted.

Preserving the Right to Challenge: Separate from the right to file a protest, any person who wants to preserve the opportunity to file a lawsuit challenging the proposed increases, if imposed, or other matters described in the Report, must state the specific grounds for the objection, and submit that objection in writing prior to or during the public hearing, or orally during the public hearing. Any grounds not provided and received before the close of the public hearing on January 25, 2024, will be deemed waived and may not be raised in any subsequent lawsuit.

Additional Information: Please direct questions about the proposed rate proceeding to María A. Ortiz, City Clerk, at (559) 386-5766, or by email to cityclerk@cityofavenal.us

City of Avenal Present and Proposed Refuse and Recycle Rates

Refuse Rate Description (All rates per month)	Present Rates	Proposed Rates									
		2/1/24		2/1/25		2/1/26		2/1/27		2/1/2028	
		Rate	Change	Rate	Change	Rate	Change	Rate	Change	Rate	Change
Residential											
3-Cart 96	\$19.00	\$23.76	25%	\$24.84	5%	\$25.92	4%	\$27.00	4%	\$28.08	4%
3-Cart 64 Seniors (Potential)	\$19.00	\$21.60	14%	\$22.68	5%	\$23.76	5%	\$24.84	5%	\$25.92	4%
Extra Trash	\$23.00	\$11.88	-48%	\$11.88	0%	\$11.88	0%	\$12.96	9%	\$14.04	8%
Extra Recycle	\$5.00	\$9.72	94%	\$9.72	0%	\$9.72	0%	\$10.80	11%	\$12.96	20%
Extra Organics	\$15.00	\$10.80	-28%	\$10.80	0%	\$10.80	0%	\$11.88	10%	\$12.96	9%
Commercial Land Fill											
96G 1/wk	none	\$14.04	new	\$16.20	15%	\$19.44	20%	\$20.52	6%	\$21.60	5%
96G 2/wk	none	\$22.68	new	\$27.00	19%	\$32.40	20%	\$34.56	7%	\$35.64	3%
1 Yd 1/wk	\$41.40	\$58.32	41%	\$68.04	17%	\$81.00	19%	\$85.32	5%	\$89.64	5%
1 Yd 2/wk	\$0.00	\$96.12	new	\$112.32	17%	\$135.00	20%	\$141.48	5%	\$149.04	5%
1 Yd 3/wk	\$0.00	\$135.00	new	\$157.68	17%	\$189.00	20%	\$198.72	5%	\$208.44	5%
2 Yd 1/wk	\$65.20	\$85.32	31%	\$99.36	16%	\$118.80	20%	\$125.28	5%	\$130.68	4%
2 Yd 2/wk	\$99.15	\$150.12	51%	\$176.04	17%	\$210.60	20%	\$221.40	5%	\$232.20	5%
2 Yd 3/wk	\$131.80	\$223.56	new	\$261.36	17%	\$313.20	20%	\$329.40	5%	\$345.60	5%
3 Yd 1/wk	\$78.45	\$100.44	28%	\$116.64	16%	\$140.40	20%	\$147.96	5%	\$154.44	4%
3 Yd 2/wk	\$156.90	\$193.32	23%	\$224.64	16%	\$270.00	20%	\$284.04	5%	\$298.08	5%
3 Yd 3/wk	\$235.30	\$289.44	23%	\$338.04	17%	\$405.00	20%	\$425.52	5%	\$446.04	5%
3 Yd 4/wk	\$313.75	\$382.32	new	\$446.04	17%	\$534.60	20%	\$561.60	5%	\$589.68	5%
3 Yd 5/wk	none	\$474.12	new	\$554.04	17%	\$664.20	20%	\$697.68	5%	\$732.24	5%
4 Yd 1/wk	\$99.75	\$112.32	13%	\$130.68	16%	\$156.60	20%	\$164.16	5%	\$172.80	5%
4 Yd 2/wk	\$164.50	\$208.44	27%	\$243.00	17%	\$291.60	20%	\$306.72	5%	\$321.84	5%
4 Yd 3/wk	\$263.65	\$301.32	14%	\$351.00	16%	\$421.20	20%	\$442.80	5%	\$464.40	5%
4 Yd 4/wk	\$329.00	\$393.12	new	\$459.00	17%	\$550.80	20%	\$578.88	5%	\$606.96	5%
4 Yd 5/wk	\$394.40	\$486.00	23%	\$567.00	17%	\$680.40	20%	\$714.96	5%	\$750.60	5%
Commercial Recycle											
96G 1/wk	\$5.00	\$7.56	51%	\$8.64	14%	\$10.80	25%	\$11.88	10%	\$12.96	9%
96G 2/wk	none	\$12.96	new	\$15.12	17%	\$18.36	21%	\$19.44	6%	\$20.52	6%
2 Yd 1/wk	none	\$42.12	new	\$49.68	18%	\$59.40	20%	\$62.64	5%	\$65.88	5%
2 Yd 2/wk	none	\$73.44	new	\$85.32	16%	\$102.60	20%	\$108.00	5%	\$113.40	5%
2 Yd 3/wk	none	\$103.68	new	\$122.04	18%	\$145.80	19%	\$153.36	5%	\$160.92	5%
3 Yd 1/wk	none	\$49.68	new	\$58.32	17%	\$70.20	20%	\$73.44	5%	\$77.76	6%
3 Yd 2/wk	none	\$81.00	new	\$95.04	17%	\$113.40	19%	\$118.80	5%	\$125.28	5%
3 Yd 3/wk	none	\$119.88	new	\$139.32	16%	\$167.40	20%	\$176.04	5%	\$184.68	5%
4 Yd 1/wk	none	\$65.88	new	\$76.68	16%	\$91.80	20%	\$96.12	5%	\$101.52	6%
4 Yd 2/wk	none	\$108.00	new	\$126.36	17%	\$151.20	20%	\$158.76	5%	\$166.32	5%
4 Yd 3/wk	none	\$154.44	new	\$180.36	17%	\$216.00	20%	\$226.80	5%	\$238.68	5%
6 Yd 1/wk	none	\$92.88	new	\$108.00	16%	\$129.60	20%	\$136.08	5%	\$142.56	5%
6 Yd 2/wk	none	\$154.44	new	\$180.36	17%	\$216.00	20%	\$226.80	5%	\$238.68	5%
6 Yd 3/wk	none	\$227.88	new	\$265.68	17%	\$318.60	20%	\$334.80	5%	\$351.00	5%
Commercial Organics											
96G 1/wk	\$15.00	\$14.04	-6%	\$16.20	15%	\$19.44	20%	\$19.44	0%	\$19.44	0%
96G 2/wk	none	\$24.84	new	\$29.16	17%	\$34.56	19%	\$34.56	0%	\$34.56	0%
Per Yard 1/wk	none	\$34.56	new	\$41.04	19%	\$48.60	18%	\$48.60	0%	\$48.60	0%
Per Yard 2/wk	none	\$69.12	new	\$81.00	17%	\$97.20	20%	\$97.20	0%	\$97.20	0%
Miscellaneous Services											
Locking Lid Charge per month		\$37.80	new	\$38.88	3%	\$39.96	3%	\$41.04	3%	\$42.12	3%
Temp 3 Yard Bin											
Delivery		\$81.00	new	\$97.20	20%	\$113.40	17%	\$124.20	10%	\$135.00	9%
Per service		\$64.80	new	\$75.60	17%	\$86.40	14%	\$97.20	13%	\$108.00	11%
Roll-Off Service											
Delivery		\$75.60	new	\$81.00	7%	\$86.40	7%	\$91.80	6%	\$97.20	6%
Per service		\$297.00	new	\$324.00	9%	\$351.00	8%	\$378.00	8%	\$405.00	7%
Contamination Fee (per occurrence)											
1st occurrence		\$19.44	new	\$20.52	6%	\$21.60	5%	\$22.68	5%	\$23.76	5%
2nd occurrence		\$37.80	new	\$43.20	14%	\$48.60	13%	\$54.00	11%	\$59.40	10%
3rd occurrence		\$64.80	new	\$70.20	8%	\$75.60	8%	\$81.00	7%	\$86.40	7%
Bin exchange/cleaning											
Per bin each occurrence)		\$43.20	new	\$45.36	5%	\$47.52	5%	\$49.68	5%	\$51.84	4%
Bulky Items			new								
Appliance		\$27.00		\$27.00	0%	\$27.00	0%	\$37.80	40%	\$48.60	29%
Couch/Furniture		\$37.80	new	\$37.80	0%	\$37.80	0%	\$48.60	29%	\$59.40	22%
Per Yard (overload)		\$37.80	new	\$43.20	14%	\$48.60	13%	\$54.00	11%	\$59.40	10%
Street Sweeping per customer per month		\$2.50	new	\$2.75	10%	\$3.00	9%	\$3.25	8%	\$3.50	8%