

ORDINANCE NO. 822

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
GRASS VALLEY AMENDING SECTION 8.24.260 OF CHAPTER
8.24 OF TITLE 8 OF THE GRASS VALLEY MUNICIPAL CODE
REGARDING GARBAGE COLLECTION AND RECYCLING**

WHEREAS, Section 8.24.260 of the Grass Valley Municipal Code is inconsistent with California Code of Regulations Title 14 Section 18991.3 requirements; and

WHEREAS, the City Council wishes to align the Municipal Code with state law on this subject.

NOW THEREFORE, THE COUNCIL OF THE CITY OF GRASS VALLEY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. CODE AMENDMENT. Subsection A of Section 8.24.260 of Chapter 8.24 of Title 8 of the Grass Valley Municipal Code is amended to read as follows:

- A. Tier One Commercial Edible Food Generators must comply commencing January 1, 2022, and Tier Two Commercial Edible Food Generators must comply commencing January 1, 2024, pursuant to 14 CCR Section 18991.3.

SECTION 2. CEQA FINDINGS. This Ordinance is not a project within the meaning of Section 15378 of the California Environmental Quality Act (CEQA) Guidelines because it has no potential to result in physical change in the environment, directly or indirectly. This Ordinance is also exempt under CEQA Guideline 15061(b)(3) because it can be seen with certainty that there is no possibility that the Ordinance may have a significant effect on the environment.

SECTION 3. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or its application to any person or circumstance is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance or its application to other persons and circumstances. The City Council of the City of Grass Valley declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions be declared invalid or unconstitutional and, to that end, the provisions hereof are hereby declared to be severable.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect 30 days after its adoption.

SECTION 5. PUBLICATION. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published once in *The Union*, a newspaper of general circulation printed, published, and circulated within the City.

INTRODUCED and first read at a regular meeting of the City Council on the 11th day of April 2023.

FINAL PASSAGE AND ADOPTION by the City Council was at a meeting held on the 25th day of April 2023, by the following vote:

AYES: Councilmember Branstrom, ~~Caravelli~~ Caravelli, Iuy, & Mayor Arbuckle

NOES: NONE

ABSENT: ~~Caravelli~~ Vice Mayor Hodge

ABSTAINING: NONE



Jan Arbuckle, Mayor

APPROVED AS TO FORM:

ATTEST:



FOR Michael G. Colantuono, City Attorney



Taylor Day, City Clerk

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