

**MOORPARK CITY COUNCIL  
AGENDA REPORT**

**TO: Honorable City Council**

**FROM: Dave Klotzle, City Engineer/Public Works Director**  
**Prepared by: Teri Davis, Senior Management Analyst** 

**DATE: September 27, 2011 (CC Meeting of 10/05/11)**

**SUBJECT: Consider Setting a Public Hearing Date to Consider Establishing Construction and Demolition Material Management Plan Diversion Deposit Rates**

**BACKGROUND AND DISCUSSION**

On November 17, 2010, City Council adopted Ordinance 394 amending and restating in its entirety Chapter 8.36, Solid Waste, of the Moorpark Municipal Code. Section 8.36.655 of Chapter 8.36 (Attachment A) authorizes the City to accept Construction and Demolition Material Management Plan diversion security deposits (C&D Deposit) for certain projects, and authorizes the rate of the C&D Deposit to be established by resolution of the City Council. To date the rate of the C&D Deposit has not been established by resolution.

California Government Code Section 66016 sets forth the notification and hearing process required prior to levying new fees or service charges, or prior to increasing an existing fee or service charge. Notice of the City Council public meeting will be mailed and published in accordance with those requirements.

**STAFF RECOMMENDATION**

Set a City Council Public Hearing for October 19, 2011 to consider establishing C&D Deposit rates.

Attachments: A - Moorpark Municipal Code Section 8.36.655

**8.36.655 C&DMMP diversion security deposits.**

Each applicant for a permit for a covered project, except the city, shall submit a construction and demolition diversion security deposit along with the C&DMMP. The amount of the diversion security deposit shall be established by resolution of the city council. The administrative authority may waive the diversion security deposit if the diversion security deposit required pursuant to this section would be fifty dollars (\$50.00) or less. (Ord. 394 § 1, 2010)