



ORDINANCE NO. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

AN ORDINANCE AMENDING AND RESTATING ARTICLE 8 OF CHAPTER IV OF THE NEVADA COUNTY GENERAL CODE PERTAINING TO SOLID WASTE

THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION I:

California State Mandates: Assembly Bills 939 (1989), 341 (2011), 1826 (2014) and Senate Bill 1383 (2016), created a series of mandates that local jurisdictions must implement to increase recycling efforts and to reduce organic materials into landfills. The code amendments in this Ordinance are taken to reflect the requirements in these four bills.

SECTION II:

Article 8 of Chapter IV of the Nevada County General Code is hereby amended and restated to read as shown in Exhibit A attached hereto and incorporated herein by this reference.

SECTION III:

CEQA Findings: This Ordinance is exempt under the California Environmental Quality Act (CEQA) Guideline Sections 15061(b)(3) and 15308 because it can be seen with certainty that the enhanced solid waste regulations, as provided in this Ordinance, will not have a significant effect on the environment and the new requirements, which strengthen the rules for handling of solid waste, represent actions by the County for the protection of the environment. Furthermore, this ordinance is consistent with the goals of the California State Assembly Bills 939, 341, and 1826, and Senate Bill 1383.

SECTION IV:

If any provision of this ordinance is for any reason held to be unconstitutional or otherwise invalid by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and adopted this ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION V:

This Ordinance shall take effect and be in full force thirty (30) days from and after introduction and adoption, and it shall become operative on the _____ day of _____, 2022, and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the Supervisors voting for and against same in the Union, a newspaper of general circulation printed and published in the County of Nevada.