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# AGENCY RESOLUTION #15-02

**(ALSO "EXHIBIT C: SEPTEMBER 2015" TO AGENCY AGREEMENT #95-09)**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE**

**UPPER VALLEY WASTE MANAGEMENT AGENCY**

**APPROVING SOLID WASTE SERVICES RATES FOR THE UPPER VALLEY DISPOSAL SERVICE**

**WHEREAS,** on September 25, 1995, the Upper Valley Waste Management Agency (hereinafter referred to as the "Agency") entered into a certain Franchise Agreement (Agency Agreement #95-09) with Upper Valley Disposal Company for providing Solid Waste Services; and,

**WHEREAS,** the Agency last set rates for the Upper Valley Disposal Service in June of 2014 and,

**WHEREAS**, Chapter 12.5 of Part 1 of Division 2 of Title 5 of the California Government Code (commencing with Section 54985) and Chapter 8 of Division 1 of Title 7 of the California Government Code (commencing with section 66016) authorize the Authority to establish fees to recover the cost of providing a service; and

**WHEREAS**, pursuant to Government Code section 66016, at least ten days prior to the date this resolution is to be considered, data was made available to the public indicating the amount of the fee, or estimated fee, required to provide the service for which the fee or service charge is levied and the revenue sources anticipated to provide the service; and

**WHEREAS**, pursuant to Government Code section 66016, at least fourteen days prior to the date this resolution is to be considered, notice was mailed to those persons who had requested same; and

**WHEREAS**, notice of the hearing on the proposed fee was published twice in the manner set forth in section 6062a as required by section 66018, subdivision (a), of the Government code.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Upper Valley Waste Management Agency hereby directs that fees be established as set forth in the rate tables prepared by staff and attached to this resolution as Exhibit "A", attached hereto and incorporated herein by reference, to be effective on October 1, 2015 for the Upper Valley Disposal Service.

 **BE IT FURTHER RESOLVED** that the Board finds this resolution is categorically exempt from the California Environmental Quality Act pursuant to Title 14, California Code of Regulations, section 15273(a)(1) and (2).

The foregoing resolution was duly adopted at a special meeting of said Board of Directors of the Upper Valley Waste Management Agency in the County of Napa, State of California, held on the 21st day of September 2015 by the following vote:

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| AYES: |  |
| NOES: |  |
| ABSTAIN: |  |
| ABSENT: |  |

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| By |  |
|  | Chair, Upper Valley Waste Management Agency  |

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| By: |  | By: | *Jeffrey M. Richard* (e-signature) |
|  | ATTEST: Steve Lederer, Manager of the Upper Valley Waste Management Agency |  | APPROVED AS TO FORM: Jeffrey M. Richard, Chief Deputy County Counsel, as Agency Counsel |

**EXHIBIT A**

(Attach rate tables as approved by the Board)