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# AGENCY RESOLUTION #21-03

**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 October 19, 2020, the Upper Valley Waste Management Agency (hereinafter referred to as the "Agency") entered into an Amended and Restated Franchise Agreement with Upper Valley Disposal Service for Recyclables, Organics, Construction and Demolition Debris and Solid Waste Collection Services (hereinafter referred to as the “Franchise Agreement); and

**WHEREAS,** the Agency last set rates for the Upper Valley Disposal Service in June of 2020; 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**, notices of the availability of subject documents and the date of the hearing for the Board’s consideration of the rates were published on June 17, 2021 and June 24, 2021 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: (1) fees be established as set forth in the rate tables prepared by staff and attached to this resolution as Exhibit "F", attached hereto and incorporated herein by reference, to be effective on July 1, 2021 for the Upper Valley Disposal Service, and (2) such fees shall increase 10.95% effective July 1, 2022 and 10.3% effective July 1, 2023.

**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 regular meeting of said Board of Directors of the Upper Valley Waste Management Agency in the County of Napa, State of California, held on the 28th day of June 2021 by the following vote:

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

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

Approved as to form:

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| --- | --- | --- | --- |
| By: |  | By: | (e-signature) |
|  | ATTEST: Steve Lederer, Manager of the Upper Valley Waste Management Agency |  | Gary Bell, Agency Counsel  June 22, 2021 |

**EXHIBIT F**

(Attach rate tables as approved by the Board)