

8-6-6: RECYCLING OPT OUT RULES AND GUIDELINES:

Participation in curbside recycling collection services shall be mandatory for any residential unit within the boundaries of City for which the election to opt out of such services is not made by the owner between the 1st and the 31st day of January each year for the following twelve (12) month period ("Annual Election Window"). The Election shall be made in accordance with the following opt out rules and guidelines:

- A. The election to opt out shall be made by the owner of the residential unit, or by such other person designated in writing by the owner, or as otherwise approved by the City.
- B. All City residential units who have opted out of curbside recycling collection program in previous years and who do not make an election to rejoin and receive curbside recycling collection program for the upcoming year during the Annual Election Window shall be deemed to have opted out of receiving curbside recycling collection program.
- C. All City residential units who do not opt out by the end of the Annual Election Window in 2021 (to wit: January 31, 2021) shall be deemed to be included in the curbside recycling collection program for the upcoming twelve (12) month period.
- D. All City residential units who have elected to participate or who have been deemed to opt in to the curbside recycling collection program for the previous twelve (12) month period and who do not make an election to opt out of the program during Annual Election Window shall be deemed to have elected to continue to participate curbside recycling collection program for the upcoming twelve (12) month period.
- E. New residents, i.e., people who move from outside of City to a residential unit within the boundaries of City, regardless of a prior election to opt out, shall be automatically included in the curbside recycling program for the remainder of the twelve (12) month period which concludes at the end of the Annual Election Window.
- F. Notwithstanding the foregoing, upon written request from the owner or occupant of the residence, the City Council shall have authority to grant a variance to the above provisions based on a showing of undue hardship or other extraordinary circumstances.
- G. City Staff shall be responsible to track all elections for each residential unit within the City and shall provide a participant list containing service addresses to the District annually within ten (10) business days after the expiration of the Annual Election Window. In the instance of move ins and mid-term opt ins to the curbside recycling collection program, City Staff shall provide names and service addresses to the District within ten (10) business days of an owners joinder. (Ord. 2020.19, 11-12-2020)