

Chapter 6.05

DEVELOPMENT PROJECT AREAS FOR COLLECTION AND LOADING OF RECYCLABLE MATERIALS**Sections:**

- 6.05.010 Findings.**
- 6.05.020 Definitions.**
- 6.05.030 General requirements.**
- 6.05.040 Guidelines for all development projects.**
- 6.05.050 Additional guidelines for single-tenant development projects.**
- 6.05.060 Additional guidelines for multiple-tenant development projects.**
- 6.05.070 Location.**
- 6.05.080 Severability.**

Section 6.05.010 Findings.

The City Council of the City of Riverside finds and declares that:

A. Cities and counties must divert fifty percent of all solid waste by January 1, 2000, through source reduction, recycling, and composting activities.

B. Diverting fifty percent of all solid waste requires the participation of the residential, commercial, industrial, and public sectors.

C. The lack of adequate areas for collecting and loading recyclable materials that are compatible with surrounding land uses can be an impediment to diverting solid waste depending on the City's plan to comply with State waste diversion goals.

D. On July 26, 1994, the City Council conceptually approved a cooperative project between the City and Riverside County Waste Management District to construct a transfer station, designed in such a manner that a mixed waste materials recovery facility (MRF) could be added at a later date if needed to meet state waste diversion goals. Since the MRF is to be designed to process mixed waste, it is not necessary to require separate areas for collecting and loading recyclable materials. Therefore, it is the intention of the ordinance codified in this chapter to declare areas normally required to handle the waste generation needs of a project as adequate for collecting and loading recyclable materials as required under the California Solid Waste and Recycling Access Act of 1991, as long as the MRF facility is planned to handle the City's waste diversion needs. (Ord. 6164 § 1 (part), 1994)

Section 6.05.020 Definitions.

The following definitions shall apply to the language contained in this ordinance:

"Development projects" means any of the following:

1. A project for which a building permit is required for a commercial, industrial or institutional building, marina, or residential building having five or more living units, where solid waste is collected and loaded and any residential project where solid waste is collected and loaded in a location serving five or more living units.

2. Any new public facility where solid waste is collected and loaded and any improvements for areas of a public facility used for collecting and loading solid waste.

3. The definition of development project only includes subdivisions or tracts of single-family detached homes if, within such subdivisions or tracts there is an area where solid waste is collected and loaded in a location which serves five or more living units. In such instances, recycling areas as specified in this chapter are only required to serve the needs of the living units which utilize the solid waste collection and loading area.

Improvement. An improvement adds to the value of a facility, prolongs its useful life, or

adapts it to new uses. Improvements should be distinguished from repairs. Repairs keep facilities in good operating condition, do not materially add to the value of the facility, and do not substantially extend the life of the facility.

Public Facility. The definition of public facility includes, but is not limited to, buildings, structures, marinas, and outdoor recreation areas owned by a local agency.

Recycling Area (Areas for Recycling). Space allocated for collecting and loading of recyclable materials, which space will not necessarily be separate from or in addition to the space required for solid waste collection. Such areas shall have the ability to accommodate receptacles for recyclable materials. Recycling areas shall be accessible and convenient for those who deposit as well as those who collect and load any recyclable materials placed therein. (Ord. 6164 § 1 (part), 1995)

Section 6.05.030 General requirements.

A. Any new development project for which an application for a building permit is submitted on or after September 1, 1994, shall include adequate, accessible and convenient areas for collecting and loading recyclable materials.

B. Any improvements for areas of a public facility used for collecting and loading solid waste shall include adequate, accessible and convenient areas for collecting and loading recyclable materials.

C. Any existing development project for which an application for a building permit is submitted on or after September 1, 1994 for a single alteration which is subsequently performed that adds thirty percent or more to the existing floor area of the development project shall provide adequate, accessible and convenient areas for collecting and loading recyclable materials.

D. Any existing development project for which an application for a building permit is submitted on or after September 1, 1994 for multiple alterations which are conducted within a twelve-month period which collectively add thirty percent or more to the existing floor area of the development project shall provide adequate, accessible and convenient areas for collecting and loading recyclable materials.

F. Any existing development project for which multiple applications for building permits are submitted within a twelve-month period beginning on or after September 1, 1994 for multiple alterations which are subsequently performed that collectively add thirty percent or more to the existing floor area of the development project shall provide adequate, accessible and convenient areas for collecting and loading recyclable materials.

G. Any existing development project occupied by multiple tenants, one of which submits on or after September 1, 1994 an application for a building permit for multiple alterations which are conducted within a twelve-month period which collectively add thirty percent or more to the existing floor area of that portion of the development project which said tenant leases shall provide adequate, accessible and convenient areas for collecting and loading recyclable materials. Such recycling areas shall, at a minimum, be sufficient in capacity, number and distribution to serve that portion of the development project which said tenant leases.

H. Any existing development project occupied by multiple tenants, one of which submits within a twelve month period beginning on or after September 1, 1994 multiple applications for building permits for multiple alterations which are subsequently performed that collectively add thirty percent or more to the existing floor areas of that portion of the development project which said tenant leases shall provide adequate, accessible, and convenient areas for collecting and loading recyclable materials. Such recycling areas shall, at a minimum, be sufficient in capacity, number and distribution to serve that portion of the development project which said tenant leases.

L. Any costs associated with adding recycling space to existing development projects shall be the responsibility of the party or parties who are responsible for financing the

alterations. (Ord. 6164 § 1 (part), 1995)

Section 6.05.040 Guidelines for all development projects.

A. Recycling areas should be designed to be architecturally compatible with nearby structures to the specifications of the Planning Department and with the existing topography and vegetation.

B. The design and construction of recycling areas shall not prevent security of any recyclable materials placed therein.

C. The design, construction and location of recycling areas shall not be in conflict with any applicable federal, State, or local zoning standards and laws relating to fire, building, access, transportation, circulation or safety.

D. Recycling areas or the bins or containers placed therein must provide protection against adverse environmental conditions, such as rain, which might render the collected materials unmarketable.

E. Driveways and/or travel aisles shall provide adequate access and clearance for garbage collection.

F. A sign clearly identifying all recycling and solid waste collection and loading areas and the materials accepted therein may be posted adjacent to all points of direct access to the recycling areas if a separate recycling area is established in accordance with standards established under Chapter 19.76 of this code.

G. Developments and transportation corridors adjacent to recycling areas shall be adequately protected for any adverse impacts such as noise, odor, vectors or glare through measures including, but not limited to, maintaining adequate separation, fencing and landscaping. (Ord. 6726 §2, 2004, Ord. 6164 § 1 (part), 1995)

Section 6.05.050 Additional guidelines for single-tenant development projects.

A. Areas for recycling shall be adequate in capacity, number and distribution to serve the development project.

B. Dimensions of the recycling area shall accommodate receptacles sufficient to meet the recycling needs of the development project.

C. An adequate number of bins or containers to allow for the collection and loading of recyclable materials generated by the development project should be located within the recycling area. (Ord. 6164 § 1 (part), 1995)

Section 6.05.060 Additional guidelines for multiple-tenant development projects.

A. Recycling areas shall, at a minimum, be sufficient in capacity, number and distribution to serve that portion of the development project leased by the tenant(s) who submitted an application or applications resulting in the need to provide recycling area(s) pursuant to Section 6.05.030 of this chapter.

B. Dimensions of recycling areas shall accommodate receptacles sufficient to meet the recycling needs of that portion of the development project leased by the tenant who submitted an application or applications resulting in the need to provide recycling area(s) pursuant to Section 6.05.030 of this chapter.

C. An adequate number of bins or containers to allow for the collection and loading of recyclable materials generated by that portion of the development project leased by the tenant(s) who submitted an application or applications resulting in the need to provide recycling area pursuant to Section 6.05.030 of this chapter should be located within the recycling area. (Ord. 6164 § 1 (part), 1995)

Section 6.05.070 Location.

A. Recycling areas shall not be located in any area required to be constructed or

maintained as unencumbered, according to any applicable federal, State or local zoning standards and laws relating to fire, access, building, transportation, circulation or safety.

B. Any and all recycling area(s) shall be located so they are at least as convenient for those persons who deposit, collect and load the recyclable materials placed therein as the location(s) where solid waste is collected and loaded. Whenever feasible, areas for collecting and loading recyclable materials shall be within or adjacent to the solid waste collection areas. (Ord. 6164 § 1 (part), 1995)

Section 6.05.080 Severability.

All provisions of this chapter are severable and, if for any reason any sentence, paragraph or section of this chapter shall be held invalid, such decision shall not affect the validity of the remaining parts of the chapter. (Ord. 6164 § 1 (part), 1995)