

**Meeting Date:** 6/5/2014

**Report Type:** Consent

**Report ID:** 2014-00231

**Title:** Ordinance Related to Rewards for Reporting Illegal Dumping (Passed for Publication 05/27/2014; Published 05/29/2013)

**Location:** Citywide

**Recommendation:** Pass an Ordinance amending section 13.10.130 relating to rewards for reporting illegal dumping.

**Contact:** Steve Harriman, Integrated Waste General Manager, (916) 808-4949, Department of General Services

**Presenter:** None

**Department:** General Services

**Division:** Illegal Dumping Collection

**Dept ID:** 13001851

**Attachments:**

1-Description/Analysis

2-Ordinance Redline

3-Ordinance Proposed

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**City Attorney Review**

Approved as to Form  
Sheri Chapman  
5/14/2014 12:13:26 PM

**Approvals/Acknowledgements**

Department Director or Designee: Reina Schwartz - 5/8/2014 9:47:24 AM

## Description/Analysis

**Issue Detail:** On November 26, 2013, City Council directed staff to proceed with several strategies to mitigate illegal dumping, including City Code amendments that increase the rewards for reporting illegal dumping violations. Staff recommends amending City Code Section 13.10.130B by:

- Increasing the maximum reward paid for furnishing information leading to the arrest and misdemeanor conviction for illegal dumping from \$500 to \$1,000.
- Establishing a maximum reward of \$500 for information leading to the successful completion of the administrative penalty process and case closure.

**Policy Considerations:** The recommendations in this report are consistent with City Council priorities and policies related to compliance with the City's codes and the City's goals to improve and expand public health and safety.

**Economic Impacts:** None

### Environmental Considerations:

**California Environmental Quality Act (CEQA):** No environmental review is necessary because the recommendation in this report involves a continuing administrative activity and is not considered to be a project in accordance with Section 15378(b)(2) of the CEQA Guidelines.

**Sustainability:** The prevention of illegal dumping is critical to improving the health and safety of the community and is consistent with the City's sustainability and livability goals.

**Commission/Committee Action:** On May 20, 2014, the Law and Legislation Committee approved and forwarded to City Council an ordinance amending City Code Section 13.10.130 relating to rewards for reporting illegal dumping.

**Rationale for Recommendation:** Staff anticipates an increase in rewards will encourage the public to provide more information about incidences of illegal dumping that will lead to the successful prosecution of offenders and help mitigate citywide blight.

**Financial Considerations:** Funding for the rewards program is included in the Department of General Services operating budget (Solid Waste Fund, Fund 6007), and is reimbursed by the General Fund (Fund 1001).

In an effort to ensure that sufficient funds are available and encourage as many different members of the public as possible to report illegal dumping, there shall be a limit of no more than five separate rewards, or partial rewards, with a total sum of \$2,500 per person in any calendar year.

**Local Business Enterprise (LBE):** No goods or services are being purchased as a result of this report.

ORDINANCE NO. 2014-xxx

Adopted by the Sacramento City Council

Date Adopted

AN ORDINANCE AMENDING SECTION 13.10.130 OF THE SACRAMENTO CITY CODE, RELATING TO ~~A~~-REWARDS FOR REPORTING ILLEGAL DUMPING

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

**SECTION 1**

Section 13.10.130 of the Sacramento City Code is amended to read as follows:

**13.10.130 Depositing refuse prohibited; exception; reward for information.**

A. No person shall accumulate, store, keep, throw, place, deposit, or dump refuse:

1. In any water or waterway, or upon the levees or banks adjacent thereto; or
2. Anywhere else on improved or unimproved public or private property, except in the containers designated for this purpose, or as otherwise allowed under this chapter.

B. The city will pay a reward for reporting violations of this section as follows:

1. The city will pay a reward of \$1,000.00 ~~five hundred dollars (\$500.00) will be paid by the city to the a~~ person furnishing information to the authorities leading to the arrest and conviction of ~~any~~ person violating the provisions of this section. The City will pay the reward shall be paid to the person furnishing information leading to the arrest upon conviction ~~of the person arrested~~.

2. The city will pay a reward to a person furnishing information to the authorities leading to the imposition of a final administrative penalty order pursuant to section 1.28.010 against a person for violating a provision of this section. The solid waste manager or his or her designee shall determine the amount of the reward, which shall not exceed the amount of the amount of the administrative penalty or \$500, whichever is less. The City will pay the reward upon imposition of the final administrative penalty order.

C. Eligibility for a reward shall be determined in accordance with the guidelines adopted by the city manager and approved by the city council. ~~The city manager may adopt guidelines for administering the reward program that shall become effective upon council approval.~~ (Ord. 2013-0009 § 3)

**ORDINANCE NO. 2014-xxx**

Adopted by the Sacramento City Council

Xxxxx, 2014

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- B. The city will pay a reward for reporting violations of this section as follows:
  - 1. The city will pay a reward of \$1,000.00 to a person furnishing information to the authorities leading to the arrest and conviction of a person violating the provisions of this section. The City will pay the reward upon conviction.
  - 2. The city will pay a reward to a person furnishing information to the authorities leading to the imposition of a final administrative penalty order pursuant to section 1.28.010 against a person for violating a provision of this section. The solid waste manager or his or her designee shall determine the amount of the reward, which shall not exceed the amount of the administrative penalty or \$500, whichever is less. The City will pay the reward upon imposition of the final administrative penalty order.
- C. Eligibility for a reward shall be determined in accordance with the guidelines adopted by the city manager and approved by the city council. (Ord. 2013-0009 § 3)