



1 B. The construction of, and additions or tenant improvements with the exception of  
2 residential single family homes up to 4 units and projects with a valuation less than \$100,000.

3 C. All reroofing activities that do not include removal of existing roof.

4 D. Work for which only a plumbing, only an electrical, or only a mechanical permit is  
5 required.

6 A Building Recycling Plan is not required for smaller demolition and renovation projects within the  
7 City whose total costs is less than One Hundred Thousand Dollars (\$100,000.00) and shall be  
8 encouraged to divert at least fifty percent (50%) of all project-related construction and demolition  
9 debris from landfill to recycling or reuse operations.

10 **SECTION 3:** Section 15.58.030 of Chapter 15.58 of Title 15 of the Colton Municipal Code  
11 is hereby amended to read as follows:

12 “15.58.030 Site and Building Recycling Plan Requirements.

13 The applicant for any development activity subject to this chapter shall, as a condition of approval of  
14 that application, submit for review and approval a completed site and building recycling plan to the  
15 City's Building and Safety Division. The site and building recycling plan shall be based upon the  
16 application form of the building and safety department and consists of two (2) components (site plan  
17 and building recycling plan). The plan shall include the location and design of all existing and  
18 proposed recycling and trash enclosures, design of site access points for solid waste and recycling  
19 collection vehicles and a design of the grading of the site, operational criteria for the proposed use of  
20 the property and capacity requirements for the waste generation of the building.

21 The Development Services Director may waive the requirement for a site plan upon its finding that:  
22 a) the development activity is a reroofing project or a demolition; or b) the development activity is a  
23 tenant improvement not requiring significant site improvements; or c) the existing trash and  
24 recycling enclosure is adequate to provide the required level of service, including capacity and  
25 access, for trash collection for recycling, for the facility.

26 **A. Site Plan Requirements:**

27 1. Development Activity Other Than Duplexes, Triplexes, Fourplexes: For development activity  
28 other than duplexes, triplexes and fourplexes, the site plan shall provide for one or more  
double enclosures. If a trash compactor is proposed for use, the design and manufacturer's  
detail drawings shall be submitted with the site plan submittal. The plans shall comply with

1 the solid waste recycling access act of 1991, the solid waste development requirements for  
2 the activity and the requirements of this code.

3 2. Trash and Recycling Containers: Trash and recycling containers shall be shown on the site  
4 plan at grade.

5 3. Trash and Recycling Enclosures Accessibility: Trash and recycling enclosures shall be  
6 accessible to solid waste collection vehicles. Location and access shall be designed to  
7 minimize potential injury to employees or the public and damage to property from collection  
8 vehicles. The plan shall include design for solid waste truck turnaround movements, showing  
9 access and turnaround areas, and "keep clear" areas, for solid waste collection vehicles.

10 4. Adequate Capacity: Adequate capacity shall be provided for the trash and recycling enclosure  
11 design as shown on the site. Such requirements shall be based on the volume and tonnage  
12 generated by the development activity, as estimated by the City.

13 5. Recycling and Trash Enclosures Required: Recycling and trash enclosures shall be required  
14 where trash receptacles are not stored wholly within a building and in any industrial project  
15 where trash receptacles are being used and the trash receptacles are not stored wholly within  
16 the building or screened by landscaping, fencing or a structure.

17 a. Size: Recycling and trash bin enclosures shall be sized to provide for both recycling  
18 and trash receptacles without one blocking the other for proper access.

19 b. Design Specifications: The design of the recycling and trash bin enclosures shall  
20 conform to the City's standard specifications and plans. Alternative enclosure designs are  
21 subject to the approval of the Public Works Director. The storage of grease or oils in the  
22 trash and recycling enclosure is prohibited.

23 6. Issuance of Building Permit: No building permit shall be issued for any development activity  
24 subject to this chapter unless the site plan has been approved by the Building Official.

25 **B. Building Recycling Plan Requirements:**

26 1. The storage of trash and recyclables shall be contained in dumpsters or other receptacles  
27 approved by the City.

28 2. The storage of non-trash or non-recyclables in the trash and recycling enclosure is

1 prohibited.

2 3. The flow of materials through the facility shall be indicated. Interior space shall be  
3 identified in centralized areas for the consolidation of trash and recyclables (e.g., lounges,  
4 copy machine areas, etc.).

5 4. An education/public outreach program shall be implemented to instruct occupants of the  
6 development about the benefits of recycling and how to recycle.

7 a. Promotional Literature: The owners/property managers of the development shall provide  
8 tenants with information on the proper separation of recyclables from trash. Such  
9 information will be provided upon move in and at least once each year thereafter.  
10 Employees of commercial businesses shall receive periodic training to reinforce the  
11 proper separation of materials, including the distribution of a flier that lists the materials  
12 for recycling.

13 b. Signage: Signage shall be permanently posted on recycling containers to distinguish them  
14 from refuse or trash containers. General instructions about how to recycle shall be posted  
15 within the recycling and trash enclosure at or near the receptacle area and shall be visible  
16 to the enclosure/receptacle users. The name and phone number of the person responsible  
17 for maintenance of the enclosure or receptacle shall be posted. Any sign visible from  
18 outside of the enclosure shall be no larger than two (2) square feet.

19 5. Recycling receptacles shall be co-located next to trash containers in the centralized areas of  
20 office work spaces. Signage shall be employed to instruct users as to the proper separation of  
21 recyclables from trash. Signage may be posted on the wall above or adjacent to the containers  
22 or affixed to the containers. Signage shall be large enough to read from five foot (5') distance  
23 by a person with average eyesight.

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25 6. No Certificate of Occupancy shall be issued for any development activity subject to this  
26 chapter structure until the adequacy of the building recycling plan has been approved by the  
27 development services director.

28 **SECTION 4:** Section 15.58.040 of Chapter 15.58 of Title 15 of the Colton Municipal Code is  
hereby amended to read as follows:

1 “15.58.040 Construction and Demolition Recycling Requirements.

2 The construction and demolition requirements specify recycling or deconstruction for reuse in the  
3 removal, remodeling or new construction of any structure on the site. The construction and  
4 demolition recycling plan shall include the following:

5 A. Loading and Collection Area Drawing: The construction and demolition recycling plan shall  
6 include a drawing that identifies an area for the loading and collection of recyclable materials  
7 with appropriate access for collection vehicles.

8 B. Targeted Materials for Recycling: Targeted materials for recycling shall include concrete,  
9 asphalt, clean wood (unpainted or untreated), brick, metal, cardboard and sheetrock. The  
10 municipal utilities director may modify the targeted materials based on available markets.

11 C. Separation of Materials: The demolition and construction plan shall specify how the materials  
12 will be separated at the source and/or recycled by utilizing the services of a processor.

13 D. Plan Compliance: The Construction & Demolition (C&D) program shall demonstrate  
14 compliance with the following construction site requirements:

15 1. Construction waste and demolition debris shall be removed from the construction site on a  
16 regular basis and shall not be stored on site and in the open for a period in excess of four (4)  
17 weeks, provided that such waste is not hazardous or noxious and does not constitute a  
18 nuisance, in which case it must be appropriately secured and regularly removed from the  
19 construction site.

20 2. Reasonable efforts shall be demonstrated to provide for segregation of recyclable  
21 construction materials and demolition debris for diversion from landfills.

22 3. Construction waste and demolition debris that may become windblown shall be  
23 containerized to prevent litter.

24 E. Recycled Materials: Recycled materials to be used in construction or remodeling of the facility  
25 shall be identified.

26 F. Approved Demolition Permit and Building Permit: No demolition permit or building  
27 permit shall be issued for any development activity subject to this chapter unless the construction  
28 and demolition diversion program plan has been approved by the Building Official.

1 G. Certificate of Occupancy and Reporting Requirements/Documentation of Compliance  
2 with Construction and Demolition Diversion Program:

3 1. Recycling Report a Condition of Certificate of Occupancy: The applicant shall submit a  
4 waste diversion report to the building and safety department that documents the construction and  
5 demolition debris recycled as a condition of issuing a certificate of occupancy.

6 2. Requirement to Report Quantities of Waste Recycled as a Condition of the Certificate of  
7 Occupancy: The construction and demolition report shall report the estimated quantities of all  
8 construction waste and demolition debris listed in the recycling plan.

9 3. Documentation of Reported Quantities: The applicant shall attach recycling receipts or  
10 provide other pertinent documentation that demonstrates waste diversion and recycling in  
11 conformance with the approved construction and demolition waste diversion plan.

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13 **SECTION 5:** Section 15.58.50 of Chapter 15.58 of Title 15 of the Colton Municipal Code is hereby  
14 amended to read as follows:

15 “15.58.050 Exceptions for Existing Development.

16 A. Existing Recycling and Trash Bin Enclosure: If the development activity is a tenant  
17 improvement for a site, not requiring significant site improvements, that has an existing trash  
18 enclosure, then the required recycling containers for the facility shall be located inside the trash  
19 enclosure. If it is not possible to locate the required recycling receptacles in the trash enclosure,  
20 based on the Development Services Director estimate of required volume, then recycling  
21 receptacles shall be located adjacent to the existing trash enclosure. Any proposed modifications  
22 to the existing trash enclosure shall comply with the requirements listed in Section 15.58.030 of  
23 this chapter.

24 B. No Existing Recycling and Trash Bin Enclosure: If the development activity does not have an  
25 existing trash enclosure, the development may be required to install a trash enclosure that will  
26 meet the requirements of Section 15.58.030 of this chapter. If it is determined by the  
27 Development Services Director that there is insufficient space to construct a trash and recycling  
28 enclosure, the required recycling receptacle shall be located adjacent to the existing trash  
receptacles. Any proposed recycling and trash enclosure shall comply with the requirements  
listed in Section 15.58.030 of this chapter. The Development Services Director shall have the

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authority to grant exceptions to the requirements under Section 15.58.030 of this chapter based on space and access considerations.

C. Waiver of Parking Requirement: In order to meet the required recycling volume requirement for the size of the facility, the planning commission and/or city council may grant a waiver to reduce required parking through approval of a variance. The Development Services Director shall have the authority to grant the use of parking spaces for the location of recycling receptacles, provided the enclosure or receptacles meet the design specifications in Section 15.58.030 of this Chapter and the reduction in parking spaces does not violate the minimum requirement for the development.

**SECTION 6: Severability.** If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The City Council of the City of Colton hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrases be declared unconstitutional.

**SECTION 7:** This ordinance shall take force and effect thirty (30) after its adoption.

**SECTION 8:** The City Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published in a newspaper of general circulation printed and published within the City of Colton in accordance with law.

**PASSED, APPROVED, AND ADOPTED** this 15<sup>th</sup> Day of April, 2014.

  
SARAH S. ZAMORA  
Mayor

ATTEST:

  
EILEEN C. GOMEZ, CMC  
City Clerk

1 STATE OF CALIFORNIA )  
2 COUNTY OF SAN BERNARDINO ) ss  
3 CITY OF COLTON )

4 CERTIFICATION

5 I, EILEEN C. GOMEZ, City Clerk of the City of Colton, California, do hereby  
6 certify under penalty of perjury that the foregoing is a full, true and correct copy of  
7 ORDINANCE NO. O-04-14, and was duly passed, approved, and adopted by the City  
8 Council of the City of Colton at its Regular Meeting held on the 15<sup>th</sup> day of April, 2014,  
9 by the following vote to wit:

10  
11 AYES: COUNCILMEMBER Toro, Gonzales, Navarro, Oliva,  
Bennett, Suchil and Mayor Zamora  
12  
13 NOES: COUNCILMEMBER None  
14  
15 ABSTAIN: COUNCILMEMBER None  
16  
17 ABSENT: COUNCILMEMBER None

18 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official  
19 seal of the City of Colton, California, this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

20  
21 \_\_\_\_\_  
22 EILEEN C. GOMEZ, CMC  
23 City Clerk  
24 City of Colton, California

25 (SEAL)  
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