

July 27, 2017

Mr. John Kopchik  
Director, Conservation & Development (DCD)  
30 Muir Road  
Martinez, CA 94553

Re: Agenda Item C.23 August 1, 2017 BOS Agenda; Joint Comments and  
Requested Revisions to Draft CCC Hauler Ordinance

Dear Mr. Kopchik:

We are writing to transmit our jointly prepared comments and proposed revisions to the Hauler Ordinance that was introduced on First Reading at the July 11, 2017 meeting of the Board of Supervisors. Along with this correspondence, we are providing a draft revision to the proposed ordinance (in MS Word track changes mode). The edits therein reflect our joint suggestions for an improved ordinance that address issues that have been raised during the past many months, but that remain unresolved in the first version of the ordinance as presented in July. Both of our organizations are prepared to support an ordinance that reflects our suggested changes.

Our proposed changes include strengthening the ordinance to make clear that issuance of a permit does not in any way authorize a permittee to engage in collection and hauling in any franchised county area, nor in any other franchised public agency jurisdiction in the County. We think it imperative that the issuance of a hauling permit not legitimize illegal collection and hauling activity anywhere in the County. The problems of illegal collection, transport and dumping within the County are well documented.

In addition, we have proposed language to require any hauler transporting source-separated recyclables to have a permit. We do not think there is a good reason to exempt such hauling, and have offered language to make clear that generator donation of source separated materials -- including donations of recyclable materials to charitable and non-profit organizations such as the Boy Scouts -- are not affected by the permit requirements in the revised draft. We have also proposed insurance provisions, to ensure that the County is protected by the permittee's insurance in the unfortunate event of an accident and possible claim against the County. We think it only fair that haulers allowed to operate pursuant to permit should have to meet a minimum insurance requirement, just as we do in our respective franchise collection areas.

**Letter to the Contra Costa County Board of Supervisors**  
**Re: Joint Comments & Requested Revisions to Draft Hauler Ordinance**  
**Item C.23**

**7/28/17**

We have raised all of these issues in the many staff and IO meetings on the proposed ordinance, and are glad for this opportunity to bring forward appropriate language to address them during this ordinance adoption process.

We are committed and look forward to working collaboratively with County staff on our proposed revisions to the ordinance, as well as in addressing the exclusivity of construction and demolition material hauling within County franchise areas and the amendment of our existing unincorporated County area franchise agreements to reflect these updates.


Should you have any questions or require further information please do not hesitate to contact both: Salvatore Evola at 925-876-9317 or [sal.evola@garaventaent.com](mailto:sal.evola@garaventaent.com) for Garaventa Enterprises and Susan Hurl at 925-671-5804 or [SHurl@republicservices.com](mailto:SHurl@republicservices.com) for Republic Services.

Thank you for your time and consideration of our joint request.

Sincerely,



Joseph Garaventa  
Chief Executive Officer  
Garaventa Enterprises



Michael A. Caprio  
Area President, West  
Republic Services