

# KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT NOTICE OF PUBLIC HEARING ON REQUEST TO IMPLEMENT INCREASED SOLID WASTE RATES

April 26, 2011

Dear Customer/Record Property Owner:

The Kensington Police Protection and Community Services District (District) has a contract with Bay View Refuse and Recycling Services, Inc. (Bay View) for the collection of the District's solid waste. Bay View has requested the Board consider increases in the rates charged to the District's customers.

This notice explains to customers the requested increases in solid waste collection rates. This notice also provides the reasons Bay View is requesting the rate increases.

## Notice of Public Hearing

The Board of Directors of the District will consider Bay View's requested increases in maximum solid waste collection rates for the next three years. **The Board will vote on the proposed changes after a public hearing scheduled for 7:00 p.m., Thursday, June 9, 2011. The new maximum rates will become effective on September 1, 2011, January 1, 2012, and January 1, 2013.** These increased rates will replace the current rates, which have been in effect since January 1, 2010.

The proposed new rates, effective September 1, 2011, represent a maximum increase over the current rates of 6% in all categories except the mini can category and an increase of 23% in the mini-can category rate. Additionally, pursuant to the District's contract with Bay View Refuse and Recycling Services, Inc., for the years 2012 and 2013, the maximum rates may be revised based on the yearly percentage change in the Consumer Price Index, or C.P.I. (All Urban Consumers, San Francisco-Oakland-San Jose) published by the U.S. Department of Commerce, Bureau of Labor Statistics.

## Why Is Bay View Requesting Rates Be Increased?

Bay View is requesting the proposed increases in 2011 maximum solid waste collection rates because Bay View does not believe it is making an adequate profit under the current contract with the District, due in part to many of the District's customers migrating to the mini -can and Kensington being a difficult area to serve. The District's Legal Counsel and rate consultant have reviewed the contract between the District and Bay View and have determined that Bay View is not entitled to increased waste collection rates under the terms of the contract. Nevertheless, the Board may proceed, as a matter of policy, to present the requested rate increases to the District's customers and to consider approval of the requested rate increases.

## How Will This Affect Your Bill?

The requested increases will result in the following maximum rate increases for customers:

| <b>RESIDENTIAL</b>         | <b>Current Monthly Rate</b> | <b>Proposed Monthly Maximum Rate</b> |
|----------------------------|-----------------------------|--------------------------------------|
| <b>Account Types</b>       | <b>1/1/2010</b>             | <b>9/1/2011</b>                      |
| 1-20 Gallon Can (Mini-Can) | \$ 23.73                    | \$29.03                              |

|                  |          |          |
|------------------|----------|----------|
| 1-30 Gallon Can  | \$ 32.28 | \$34.03  |
| 2-30 Gallon Cans | \$ 64.36 | \$67.83  |
| 3-30 Gallon Cans | \$ 96.65 | \$101.84 |
| 4-30 Gallon Cans | \$128.83 | \$135.75 |
| 40 Gallon        | \$ 72.66 | \$76.56  |
| 45 Gallon        | \$ 79.29 | \$83.55  |

| <b>COMMERCIAL</b>          |                           | <b>Current Monthly Rate</b> | <b>Proposed Monthly Maximum Rate</b> |
|----------------------------|---------------------------|-----------------------------|--------------------------------------|
| <b>Account Types</b>       |                           | <b>1/1/2010</b>             | <b>9/1/2011</b>                      |
| <b>Description</b>         | <b>Frequency per Week</b> |                             |                                      |
| 1-30 Gallon Can            | 1                         | \$ 33.55                    | \$35.56                              |
| 1-30 Gallon Can            | 5                         | \$167.74                    | \$177.80                             |
| 2-30 Gallon Cans           | 1                         | \$ 67.10                    | \$71.12                              |
| 2-30 Gallon Cans           | 2                         | \$134.19                    | \$142.24                             |
| 3-30 Gallon Cans           | 1                         | \$100.64                    | \$106.67                             |
| 4-30 Gallon Cans           | 1                         | \$134.19                    | \$142.24                             |
| 5-30 Gallon Cans           | 1                         | \$167.74                    | \$177.80                             |
| 5-30 Gallon Cans           | 2                         | \$335.48                    | \$355.60                             |
| 6-30 Gallon Cans           | 1                         | \$201.29                    | \$213.36                             |
| 6-30 Gallon Cans           | 2                         | \$402.57                    | \$426.72                             |
| 8-30 Gallon Cans           | 1                         | \$268.38                    | \$284.48                             |
| 10-30 Gallon Cans          | 1                         | \$335.48                    | \$355.60                             |
| 1-40 Gallon Can            | 1                         | \$ 72.66                    | \$77.01                              |
|                            |                           | <b>Current Monthly Rate</b> | <b>Proposed Monthly Maximum Rate</b> |
|                            |                           | <b>1/1/2010</b>             | <b>9/1/2011</b>                      |
| <b>cubic yard wet rate</b> |                           |                             |                                      |
| 1-cubic yard               | 1                         | \$154.36                    | \$163.62                             |
| 1-cubic yard               | 2                         | \$308.73                    | \$327.25                             |
| 1-cubic yard               | 3                         | \$463.09                    | \$490.87                             |
| 2-cubic yard               | 1                         | \$308.73                    | \$327.25                             |
| 2-cubic yard               | 2                         | \$617.45                    | \$654.49                             |
| 3-(1 + 2) cubic yard       | 2                         | \$926.18                    | \$981.75                             |
| <b>cubic yard dry rate</b> |                           |                             |                                      |
| 1-cubic yard               | 1                         | \$149.32                    | \$158.27                             |
| 1-cubic yard               | 2                         | \$298.64                    | \$316.55                             |
| 1-cubic yard               | 3                         | \$447.96                    | \$474.83                             |
| 2-cubic yard               | 1                         | \$298.64                    | \$316.55                             |
| 2-cubic yard               | 2                         | \$597.28                    | \$633.11                             |
| 3-(1 + 2) cubic yard       | 2                         | \$895.92                    | \$949.67                             |

| <b>DEBRIS BOX</b>      |                 | <b>*Per Pull Haul Charge</b> | <b>Proposed Per Pull Maximum Rate</b> |
|------------------------|-----------------|------------------------------|---------------------------------------|
|                        |                 | <b>1/1/2009</b>              | <b>9/1/2011</b>                       |
| 7-Cubic Yard - debris  | Max load 2 tons | \$339.02                     | \$359.36                              |
| 7-Cubic Yard - dirt    |                 | \$289.43                     | \$306.79                              |
| 10-Cubic Yard - debris | Max load 2 tons | \$368.37                     | \$390.47                              |
| 10-Cubic Yard - dirt   |                 | \$278.30                     | \$294.99                              |
| 15-Cubic Yard          | Max load 3 tons | \$478.68                     | \$507.40                              |
| 20-Cubic Yard          | Max load 3 tons | \$584.43                     | \$619.49                              |

\*Loads exceeding the maximum weights will be charged additional fees

For the years 2012 and 2013, the maximum rates may be revised based on the yearly percentage change in the Consumer Price Index, or C.P.I. (All Urban Consumers, San Francisco-Oakland-San Jose) published by the U.S. Department of Commerce, Bureau of Labor Statistics.

## **Public Hearing Scheduled For Proposed Increase In Maximum Solid Waste Collection Rates**

**The Board of Directors will consider the new rates requested by Bay View at a public hearing scheduled for 7:00 p.m., Thursday, June 9, 2011 at the Kensington Community Center, 59 Arlington Avenue, Kensington, California.** You have the right to protest the requested increase in rates. If you do, you must submit your protest in writing, even if you plan to attend the public hearing. If written protests are submitted by a majority of the affected property owners and customers responsible for paying the solid waste collection bills, the requested rate changes will not be imposed.

Your written protest must be received prior to the close of the June 9, 2011 public hearing. Written protests must include a description of the parcel (parcel number) or District account number. Written protests may also be personally delivered to the District at the address below up until the close of the public hearing. Only one protest will be counted per parcel or account number. E-mail protests will not be accepted. Send written protest to:

**Kensington Police Protection and Community Services District  
217 Arlington Ave.  
Kensington, CA 94707  
Attention: Rate Increase Protest**