

APPLICATION FOR EXEMPTION TO MANDATORY COMMERCIAL RECYCLING (MCR), MANDATORY COMMERCIAL ORGANICS RECYCLING (MORE), AND SHORT LIVED CLIMATE POLLUTANTS (SLCP) REQUIREMENTS



What's Required?

Businesses, commercial complexes and multi-family properties must have recycling and organics collection service. These requirements are contained in State Laws AB 341, AB 1826, SB 1383, as well as the Pomona Municipal Code (Sec. 62-653 and 63-786).

Exemptions will only be approved upon site visit verification by Athens Hauling representative and approval by City staff.

Under what situations are exemptions granted?

- 1) Business generates minimal amounts of organic waste per week (*de minimis*).
- 2) Lack of sufficient space.
- 3) Current self-haul efforts result in a significant reduction in waste.
- 4) Alternate Hauler (3rd Party Recycling) with **no fee** charged to the business.
- 5) Extraordinary and unforeseen events (limited term exemption)

How is the application processed?

Complete and submit this form to obtain a waiver from compliance requirements. Athens Services staff will review the application and conduct a site visit to determine if an exemption is applicable. The application will be submitted to City staff for final review and approval or denial. Waivers must be recertified in writing every five (5) years.

The City will not review incomplete applications. To expedite the application review, photographic evidence will be submitted for:

- *De Minimis* situations: photos should be submitted of all contents in the containers on site.
- Physical space waivers: photos to include both interior and exterior images of all waste enclosure/areas on the property. Please also submit the documentation completed by City staff, your hauler, a licensed architect or engineer.
- Self-haul/backhaul or Alternative Service Verification (3rd Party Recycling) for recyclable material collection **at no charge** to the business or industrial service customer. Business must provide documentation of disposal to a permitted facility or community composting program.

Waivers are subject to change, inspection, and investigation at random by the City pursuant to Sec. 62-794 of the Pomona Municipal Code and must be submitted every five (5) years.

Applications must be submitted with supporting documentation on-line to:

OrganicsEast@athensservices.com

**APPLICATION FOR EXEMPTION TO MANDATORY COMMERCIAL RECYCLING (MCR),
MANDATORY COMMERCIAL ORGANICS RECYCLING (MORE), AND
SHORT LIVED CLIMATE POLLUTANTS (SLCP) REQUIREMENTS**

PLEASE CHECK ONE: Initial Application Renewal

Name of Business or Complex Name:

(Enter the name of the business or the commercial/multi-family complex):

City of Pomona Business Address/Zip Code:

(Include a suite or unit number if applicable)

(Do not use a PO Box number)

Business Billing Address/Zip Code:

Business Type (check one only, for mixed-use check other):

- Business
- Commercial Complex
- Government
- Multi-Family Property of 4 units or less
- Multi-Family Property of 5 units or more
- Non-Profit
- Other

If reporting for a real estate complex or as a commercial property manager, provide a list of businesses at the complex (i.e., tenants).

Contact Information

(Person responsible for garbage and recycling service account)

Name	
Title	
Email Address	
Phone Number	
Business Type (Ex. restaurant, hair salon, office, retail, automotive repair, etc.)	

Enter the number of employees or units, (as applicable):

Businesses (number of employees):	
Commercial Real Estate (number of units):	
Multi-Family Complexes (number of residential units):	

**APPLICATION FOR EXEMPTION TO MANDATORY COMMERCIAL RECYCLING (MCR),
MANDATORY COMMERCIAL ORGANICS RECYCLING (MORE), AND
SHORT LIVED CLIMATE POLLUTANTS (SLCP) REQUIREMENTS**

Waiver of Recycling or Organics Collection Requirements:

All or some obligations for Business and/or Multi-Family Dwellings may be waived subject to City approval (Pomona Municipal Code Sec. 62-787) for the following:

- 1) Recyclable materials such as paper, cardboard, cans, glass bottles and jars, and plastic.
- 2) Organic Waste: Food scraps, green/landscaping waste, untreated wood, manure, FOG (fats, oils, and grease), and food-soiled paper (unlined).

Method of Service Verification	Recycling	Organics
<p><i>De minimis</i> Service level 2 cy or more: generates less than 20 gallons per week Service level 2 cy or less: generates less than 10 gallons per week</p>		
<p><i>De minimis (due to temporary closure)</i> Generates less materials due to extraordinary and unforeseen events (limited term).</p>		
<p>Physical Space Inadequate space for recycling/organics bins. A hauler, licensed architect, or licensed engineer determined there is not adequate space for separate organic waste containers. Documentation and pictures must be submitted with waiver request.</p>		
<p>Shared bin or cart use Services are shared with a neighboring business. Name of other business: _____</p>		
<p>Alternative Haulers* (Certification/Reporting Form Required) Service provided by non-franchised hauler (such as landscaper, animal feed collection), at no cost. Business is required to provide records of proper material disposal (landscaping contract, weight/gate tickets from a permitted facility, or community composting) must be submitted to the City quarterly, or upon request.</p>		
<p>Self-Haul/Back-hauling* (Certification/Reporting Form Required) Business hauls organic waste or recyclables directly and maintains documentation (weight/gate tickets supporting disposal at a permitted facility or community composting program) for submission to the City quarterly, or upon request.</p>		

***Please provide a description of the material, the amount generated each week (weight in pounds), and the name of the receiving company or facility. Alternative and Self-haul/back-haulers must receive approval from the City. Please complete the Certification/Reporting Form for review by the City.**

Material type	Pounds per week	Name of Hauler or Receiving Company/Facility, Address, Contact Name, and Phone #	Activity conducted with material (e.g. Composted)

**APPLICATION FOR EXEMPTION TO MANDATORY COMMERCIAL RECYCLING (MCR),
MANDATORY COMMERCIAL ORGANICS RECYCLING (MORE), AND
SHORT LIVED CLIMATE POLLUTANTS (SLCP) REQUIREMENTS**

SIGN AND ACKNOWLEDGMENT

By submitting this form, I acknowledge that:

I understand that if inadequate details are provided when the application is submitted (such as photographs or explanations) that the application may be deemed incomplete by the City.

Signing this waiver application does not constitute a guaranteed or automatic waiver, and even if a waiver is granted the City may revoke such waiver at any time. I understand that I must notify the City if circumstances change such that organic waste exceeds the threshold required for waiver, or other changes occur that result in loss of waiver eligibility, in which case waiver will be rescinded in accordance with the City of Pomona's Municipal Code 62-787.

I, the owner/property manager/designee, have read the foregoing document and that the facts I have stated herein are true to the best of my knowledge. I understand that by submitting this form, there is no guarantee that the waiver will be granted and that information will be confirmed independently by the City of Pomona at any time, even after the waiver is granted.

I waive all liabilities on the City of Pomona for any discrepancies caused by approval or denial of a waiver.

The City reserves the right to review this application as needed and terminate the approval at any time if my business does not comply with City Code and other applicable laws and regulations.

X

**PLEASE SEND VIA EMAIL TO:
OrganicsEast@athensservices.com**

For City Use Only	
Site Inspection Date with Hauler Representative Recommendation	
City Staff Review and Recommendation	<input type="checkbox"/> Approve <input type="checkbox"/> Deny
PW Director or Designee Approval	
PW Director or Designee Denial	
If Denied: Reason for denial	