

RESOLUTION NO. _____

**A RESOLUTION OF THE CUPERTINO CITY COUNCIL
ADOPTING A MAXIMUM RATE SCHEDULE FOR RATE PERIOD SIX PER THE
FRANCHISE AGREEMENT WITH RECOLOGY CUPERTINO RELATED TO RECYCLING,
ORGANICS, AND SOLID WASTE COLLECTION, PROCESSING, AND DISPOSAL.**

WHEREAS, pursuant to state constitutional and statutory authority, the City of Cupertino has the authority to regulate the handling of solid waste within its jurisdiction; and

WHEREAS, the City enacted and maintains Municipal Code Chapters 6.24 and 9.16, in part, to satisfy solid waste collection and diversion obligations, and other requirements of the California Integrated Waste Management Act AB 939, Assembly Bill 1826, the Short-Lived Climate Pollutants Bill of 2016 SB 1383, and related laws and regulations; and

WHEREAS, pursuant to Municipal Code Section 6.24.120 and applicable statutory authority, where the public health, safety, and well-being require it, the City may award an exclusive franchise to any person or entity the City Council believes is qualified to perform solid waste collection service; and

WHEREAS, the City has determined that collection of solid waste, which includes garbage, recyclables, and organic waste, is a health, sanitary, and safety measure necessary for the promotion, protection, and preservation of the health, safety, and general welfare of the people of the City, and the City and its residents benefit from granting an exclusive franchise for same; and

WHEREAS, in 2020 the City entered an exclusive franchise agreement with Recology South Bay d/b/a Recology Cupertino ("Recology") for collection and processing or recyclable and compostable materials, and the collection and disposal of garbage (the "Existing Franchise Agreement"), the base term of which is scheduled to expire on January 31, 2031; and

WHEREAS, the City does not provide solid waste collection services; rather, it regulates the private solid waste collection industry to protect public health, safety and welfare and ensure compliance with applicable laws; and

WHEREAS, as part of its regulatory role, pursuant to Municipal Code Section 6.24.150, the City reserves the right to establish a maximum schedule of rates and charges for all levels of solid waste collection services to be rendered by the solid waste collector in order to avoid an abuse of the franchise rights granted; and

WHEREAS, the Existing Franchise Agreement with Recology includes a methodology set forth in Exhibit E.1 to the agreement for determining the maximum schedule of rates and charges for all levels of solid waste collection services for Rate Period Six; and

WHEREAS, the City reviewed all aspects of the rate request from Recology using the approved methodology; and

WHEREAS, the solid waste collector is solely responsible for setting and collecting such rates and charges at a level at or below the established maximum schedule; and

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby:

1. Acknowledge the foregoing recitals are true and correct and incorporated into this Resolution by this reference.
2. Adopt the maximum rate schedule for Rate Period Six (beginning February 1, 2026) (Exhibit A).

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 18th day of November, 2025, by the following vote:

Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

SIGNED: _____ Liang Chao, Mayor City of Cupertino	_____ Date
ATTEST: _____ Kirsten Squarcia, City Clerk	_____ Date

Exhibit A

Exhibit A

Residential Rate Schedule City of Cupertino February 1, 2026

Single Family Dwelling

Curbside	24 gallon	\$43.48
Curbside	32 gallon	\$46.24
Curbside	64 gallon	\$89.00
Curbside	96 gallon	\$131.75
Curbside	Add'l Cart	\$42.75
Walk-up	24 gallon	\$66.44
Walk-up	32 gallon	\$69.22
Walk-up	64 gallon	\$134.91
Walk-up	96 gallon	\$200.61
Walk-up	Add'l Cart	\$65.70

Additional Organics/YW Toter: No Charge

YW Exempt Residents Are Entitled To A 32g Organics cart: No Charge

Low Income

Curbside	24 gallon	\$21.01
Curbside	32 gallon	\$23.77
Walk-up	24 gallon	\$34.28
Walk-up	32 gallon	\$37.05

Additional Charges

Extra Bag Tag	\$12.43
10 Bag Tags	\$118.28
Extra Can (1-Time)	\$21.42
Dirty Cart Exchange	\$48.38

24 HR Container Service

Bin By The Day	4 Yard	\$276.48
Bin By The Day	6 Yard	\$338.61
Bin By The Day	7 Yard	\$369.67

Late Charge Fee

1.2% Per Month Delinquent
(Not compounded)

Multi-Family Garbage Rate Schedule
City of Cupertino
February 1, 2026

Front Loader Containers					
1.5 CY	1XWK	\$217.18	1.5 CY	4XWK	\$868.79
1.5 CY	2XWK	\$434.41	1.5 CY	5XWK	\$1,086.00
1.5 CY	3XWK	\$651.58	1.5 CY	6XWK	\$1,303.15
Extra P/U			\$67.36		
2 CY	1XWK	\$260.69	2 CY	4XWK	\$1,042.50
2 CY	2XWK	\$521.22	2 CY	5XWK	\$1,303.15
2 CY	3XWK	\$781.93	2 CY	6XWK	\$1,563.75
Extra P/U			\$84.18		
3 CY	1XWK	\$347.50	3 CY	4XWK	\$1,390.07
3 CY	2XWK	\$695.00	3 CY	5XWK	\$1,737.55
3 CY	3XWK	\$1,042.50	3 CY	6XWK	\$2,085.04
Extra P/U			\$92.06		
4 CY	1XWK	\$434.41	4 CY	4XWK	\$1,737.55
4 CY	2XWK	\$868.79	4 CY	5XWK	\$2,171.98
4 CY	3XWK	\$1,303.15	4 CY	6XWK	\$2,606.32
Extra P/U			\$114.79		
6 CY	1XWK	\$608.13	6 CY	4XWK	\$2,432.57
6 CY	2XWK	\$1,216.28	6 CY	5XWK	\$3,040.71
6 CY	3XWK	\$1,824.41	6 CY	6XWK	\$3,648.87
Extra P/U			\$159.74		
8 CY	1XWK	\$781.95	8 CY	4XWK	\$3,127.58
8 CY	2XWK	\$1,563.75	8 CY	5XWK	\$3,909.47
8CY	3XWK	\$2,345.72	8CY	6XWK	\$4,691.37
Extra P/U			\$206.60		

Bin Pushout Service

1XWK	\$76.48	4XWK	\$306.28
2XWK	\$153.35	5XWK	\$382.30
3XWK	\$229.61	6XWK	\$459.82

* Pushout service only applies if containers are moved more than 25ft.

Cart Pushout Service per set of 3 carts: Garbage, Recycle, Organic

1XWK	\$18.09	4XWK	\$72.30
2XWK	\$36.15	5XWK	\$90.38
3XWK	\$54.23	6XWK	\$108.45

* Pushout service only applies if containers are moved more than 25ft. Rate includes up to 50ft. More than 50ft add an additional 10% for each additional 10ft.

Key Service
\$85.15

Special Services **\$141.97**
 Steam Clean and Re-Delivery of Bin
 (Shall be provided once per year w/o charge)
 Furnishing Chains (One Time Only)

Front Load Compactor Per Cubic Yard
\$61.35

**Commercial Garbage Rate Schedule
City of Cupertino
February 1, 2026**

<u>Front Loader Containers</u>					
1.5 CY	1XWK	\$217.18	1.5 CY	4XWK	\$868.79
1.5 CY	2XWK	\$434.41	1.5 CY	5XWK	\$1,086.00
1.5 CY	3XWK	\$651.58	1.5 CY	6XWK	\$1,303.15
Extra P/U			\$67.36		
2 CY	1XWK	\$260.69	2 CY	4XWK	\$1,042.50
2 CY	2XWK	\$521.22	2 CY	5XWK	\$1,303.15
2 CY	3XWK	\$781.93	2 CY	6XWK	\$1,563.75
Extra P/U			\$84.18		
3 CY	1XWK	\$347.50	3 CY	4XWK	\$1,390.07
3 CY	2XWK	\$695.00	3 CY	5XWK	\$1,737.55
3 CY	3XWK	\$1,042.50	3 CY	6XWK	\$2,085.04
Extra P/U			\$92.06		
4 CY	1XWK	\$434.41	4 CY	4XWK	\$1,737.55
4 CY	2XWK	\$868.79	4 CY	5XWK	\$2,171.98
4 CY	3XWK	\$1,303.15	4 CY	6XWK	\$2,606.32
Extra P/U			\$114.79		
6 CY	1XWK	\$608.13	6 CY	4XWK	\$2,432.57
6 CY	2XWK	\$1,216.28	6 CY	5XWK	\$3,040.71
6 CY	3XWK	\$1,824.41	6 CY	6XWK	\$3,648.87
Extra P/U			\$159.74		
8 CY	1XWK	\$781.95	8 CY	4XWK	\$3,127.58
8 CY	2XWK	\$1,563.75	8 CY	5XWK	\$3,909.47
8CY	3XWK	\$2,345.72	8CY	6XWK	\$4,691.37
Extra P/U			\$206.60		

<u>Bin Pushout Service</u>			
1XWK	\$76.48	4XWK	\$306.28
2XWK	\$153.35	5XWK	\$382.30
3XWK	\$229.61	6XWK	\$459.82

* Pushout service only applies if containers are moved more than 25ft.

Cart Pushout Service per set of 3 carts: Garbage, Recycle, Organic

1XWK	\$18.09	4XWK	\$72.30
2XWK	\$36.15	5XWK	\$90.38
3XWK	\$54.23	6XWK	\$108.45

* Pushout service only applies if containers are moved more than 25ft. Rate includes up to 50ft. More than 50ft add an additional 10% for each additional 10ft.

<u>Commercial Garbage Cart</u>	
32 gallon increments	\$33.35

<u>Key Service</u>
\$85.15

Special Services \$141.97
Steam Clean and Re-Delivery of Bin
(Shall be provided once per year w/o charge)
Furnishing Chains (One Time Only)

Front Load Compactor Per Cubic Yard
\$61.35

Return Trip Fee \$18.03

Commercial/Multi Family Organic Rate Schedule
City of Cupertino
February 1, 2026

Front Loader Containers

1.5 CY	1XWK	\$217.18	1.5 CY	4XWK	\$868.79
1.5 CY	2XWK	\$434.41	1.5 CY	5XWK	\$1,086.00
1.5 CY	3XWK	\$651.58	1.5 CY	6XWK	\$1,303.15
		Extra P/U	\$67.36		
2 CY	1XWK	\$260.69	2 CY	4XWK	\$1,042.50
2 CY	2XWK	\$521.22	2 CY	5XWK	\$1,303.15
2 CY	3XWK	\$781.93	2 CY	6XWK	\$1,563.75
		Extra P/U	\$84.18		
3 CY	1XWK	\$347.50	3 CY	4XWK	\$1,390.07
3 CY	2XWK	\$695.00	3 CY	5XWK	\$1,737.55
3 CY	3XWK	\$1,042.50	3 CY	6XWK	\$2,085.04
		Extra P/U	\$92.06		
4 CY	1XWK	\$434.41	4 CY	4XWK	\$1,737.55
4 CY	2XWK	\$868.79	4 CY	5XWK	\$2,171.98
4 CY	3XWK	\$1,303.15	4 CY	6XWK	\$2,606.32
		Extra P/U	\$114.79		
6 CY	1XWK	\$608.13	6 CY	4XWK	\$2,432.57
6 CY	2XWK	\$1,216.28	6 CY	5XWK	\$3,040.71
6 CY	3XWK	\$1,824.41	6 CY	6XWK	\$3,648.87
		Extra P/U	\$159.74		
8 CY	1XWK	\$781.95	8 CY	4XWK	\$3,127.58
8 CY	2XWK	\$1,563.75	8 CY	5XWK	\$3,909.47
8CY	3XWK	\$2,345.72	8CY	6XWK	\$4,691.37
		Extra P/U	\$206.60		

Bin Pushout Service

1XWK	\$76.48	4XWK	\$306.28
2XWK	\$153.35	5XWK	\$382.30
3XWK	\$229.61	6XWK	\$459.82

* Pushout service only applies if containers are moved more than 25ft.

Cart Pushout Service per set of 3 carts: Garbage, Recycle, Organic

1XWK	\$18.09	4XWK	\$72.30
2XWK	\$36.15	5XWK	\$90.38
3XWK	\$54.23	6XWK	\$108.45

* Pushout service only applies if containers are moved more than 25ft. Rate includes up to 50ft. More than 50ft add an additional 10% for each additional 10ft.

Organic Cart

32 gallon increments \$33.35

Key Service

\$85.15

Special Services \$141.97

Steam Clean and Re-Delivery of Bin
(Shall be provided once per year w/o charge)
Furnishing Chains (One Time Only)

Organic Compactor Per Cubic Yard

\$61.35

Return Trip Fee \$18.03

Commercial/Multi Family Recycle Rate Schedule
City of Cupertino
February 1, 2026

<u>Front Loader Containers</u>					
1.5 CY	1XWK	\$104.26	1.5 CY	4XWK	\$417.08
1.5 CY	2XWK	\$208.54	1.5 CY	5XWK	\$521.34
1.5 CY	3XWK	\$312.80	1.5 CY	6XWK	\$625.60
Extra P/U			\$32.34		
2 CY	1XWK	\$125.14	2 CY	4XWK	\$500.47
2 CY	2XWK	\$250.21	2 CY	5XWK	\$625.60
2 CY	3XWK	\$375.38	2 CY	6XWK	\$750.69
Extra P/U			\$40.40		
3 CY	1XWK	\$166.84	3 CY	4XWK	\$667.32
3 CY	2XWK	\$333.65	3 CY	5XWK	\$834.13
3 CY	3XWK	\$500.47	3 CY	6XWK	\$1,000.95
Extra P/U			\$44.20		
4 CY	1XWK	\$208.54	4 CY	4XWK	\$834.13
4 CY	2XWK	\$417.08	4 CY	5XWK	\$1,042.68
4 CY	3XWK	\$625.60	4 CY	6XWK	\$1,251.20
Extra P/U			\$55.09		
6 CY	1XWK	\$291.95	6 CY	4XWK	\$1,167.79
6 CY	2XWK	\$583.90	6 CY	5XWK	\$1,459.74
6 CY	3XWK	\$875.82	6 CY	6XWK	\$1,751.69
Extra P/U			\$76.68		
8 CY	1XWK	\$375.39	8 CY	4XWK	\$1,501.42
8 CY	2XWK	\$750.69	8 CY	5XWK	\$1,976.78
8CY	3XWK	\$1,126.09	8CY	6XWK	\$2,252.15
Extra P/U			\$99.18		

<u>Bin Pushout Service</u>			
1XWK	\$76.48	4XWK	\$306.28
2XWK	\$153.35	5XWK	\$382.30
3XWK	\$229.61	6XWK	\$459.82

* Pushout service only applies if containers are moved more than 25ft.

Cart Pushout Service per set of 3 carts: Garbage, Recycle, Organic

1XWK	\$18.09	4XWK	\$72.30
2XWK	\$36.15	5XWK	\$90.38
3XWK	\$54.23	6XWK	\$108.45

* Pushout service only applies if containers are moved more than 25ft. Rate includes up to 50ft. More than 50ft add an additional 10% for each additional 10ft.

<u>Recycle Cart</u>		<u>Key Service</u>
32 gallon increments	\$16.58 0.050265	\$85.15

Special Services \$141.97
Steam Clean and Re-Delivery of Bin
(Shall be provided once per year w/o charge)
Furnishing Chains (One Time Only)

Return Trip Fee \$18.03

Debris Box Service Rate Schedule
City of Cupertino
February 1, 2026

Description	16DO	20DO	26DO	30DO	40DO
Allowed Tons	3	4	4	5	6
Base Rates	\$ 732.02	\$ 817.28	\$ 1,120.19	\$ 1,324.50	\$ 1,412.92
Add'l Tons	\$ 136.17	\$ 136.17	\$ 136.17	\$ 136.17	\$ 136.17
Processor	Newby	Newby	Newby	Newby	Newby

Source Separated Recycling	08DOR	08DOR	08DO	16DOR-40DOR	16DOR-40DOR
	Clean Dirt	Clean Concrete Asphalt	Mix rock, dirt & concrete	Clean Wood	Sheet Rock
Allowed Tons			6		
Regular Haul Rate	\$ 628.24	\$ 628.24	\$ 1,092.49	\$ 628.24	\$ 628.24
Haul Rate Savings	\$ (35.60)	\$ (35.60)	\$ (35.60)	\$ (35.60)	\$ (35.60)
Reduced Haul Rate	\$ 620.22	\$ 620.22	\$ 1,104.85	\$ 620.22	\$ 620.22
Recycling Process Rate per ton	\$ 63.54	\$ 63.54	Mixed C&D \$104.55 Inert (dirt,rock) \$73.86	\$ 63.54	\$ 63.54
Processor	Zanker	Zanker	Zanker	Zanker	Zanker

**Note: Source Separated Recycling Loads will be charged the regular box rate. If the processor determines the load to be contaminated or mixed C&D the rate will be adjusted up to \$104.55 per ton. If the processor determines the load to be clean wood, the rate will be adjusted down to \$56.82 per ton. If the processor determines the load to be clean concrete, the rate will be adjusted down to \$28.41 per ton.*

Other Miscellaneous Rates

Description	Code	Amount
Daily Rental Rate For Boxes Beyond 7 Days	RENT	\$ 34.81
Weekly Rental Rate For Boxes Beyond 7 Days	RENT	\$ 221.23
Trip Charge For Empty Debris Box/Compactor (No Dump)	TRIP	\$ 131.17
Dry Run, Scheduled Service Bin Empty	TRIP	\$ 262.33
Relocate Container After Initial Delivery	RELOC	\$ 131.17
Same Day Cancelation (No Dump)	CANCL	\$ 87.46
Steam Clean after exchange bring back to yard	TRIP	\$ 262.33

Garbage, Organic, and Recycling Compactor Rates

Description	Amount	Processor	Dirty
Garbage Compactor Rates Per Yard Per Pull	\$ 61.72	Newby	N/A
Organic Compactor Rates Per Yard Per Pull	\$ 61.72	Recology	\$ 73.89
Mixed Recycling Compactor Rates Per Pull	\$ 593.93	GW Recovery	\$ 714.72
Mixed Recycling Compactor Rates Per Ton	\$ 91.97	GW Recovery	\$ 125.80