

COUNCIL ORDINANCE No. 2258

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, TERMINATING THE CONTINUING SOLID WASTE FRANCHISE SYSTEM PURSUANT TO CHAPTER 13.24 OF THE MILWAUKIE MUNICIPAL CODE.

WHEREAS Milwaukie Municipal Code (MMC) Chapter 13.24 regarding management and collection of solid waste and recycling was last amended in 2015; and

WHEREAS Chapter 13.24 outlines a continuous franchise system whereby a 10-year solid waste franchise is automatically renewed on January 1 of each year for an additional 10-year term unless at least 30 days prior to January 1, the city notifies all franchisees of the intent to terminate the continuing franchise system; and

WHEREAS the City Council considered the merits of the continuing franchise system at several meetings in 2024 and 2025 and concluded that the 10-year, rolling nature of the franchise was no longer in the best interest of the city; and

WHEREAS the City Council directed staff to hold a public hearing on November 18, 2025, to consider termination of the continuing franchise system; and

WHEREAS formal notice of the public hearing was provided to all franchisees on November 7, 2025, thereby satisfying the notice requirement in Chapter 13.24.100.B; and

WHEREAS the city held a public hearing on November 18, 2025, heard the testimony and evidence presented, and deliberated on whether to terminate the continuing franchise system.

Now, Therefore, the City of Milwaukie does ordain as follows:

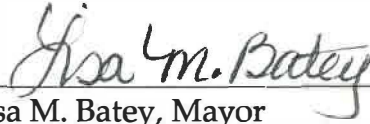
Section 1. The continuing franchise system set forth in MMC Chapter 13.24, under which Waste Management, Kahut, and Clackamas Garbage Co. Inc., are the current franchise holders, is hereby terminated.

Section 2. As provided in MMC 13.24.100.B, the current franchise held by franchisees Waste Management, Kahut, and Clackamas Garbage Co., shall transition to a 10-year fixed-term franchise that terminates 10 years from the date of the last renewal prior to the November 7 notice, or **January 1, 2035**.

Read the first time on 11/18/25 and moved to second reading by 4:0 vote of the City Council.

Read the second time and adopted by the City Council on 11/10/25.

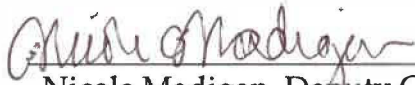
Signed by the Mayor on 11/10/25.



Lisa M. Batey, Mayor

ATTEST:

APPROVED AS TO FORM:



Nicole Madigan, Deputy City Recorder



Justin D. Gericke, City Attorney