

ORDINANCE NO. 28176

AN ORDINANCE OF THE CITY OF SAN JOSE REPEALING ORDINANCE NO. 27749 TO TERMINATE THE COMMERCIAL SOLID WASTE AND RECYCLABLES COLLECTION FRANCHISE PREVIOUSLY GRANTED TO USA WASTE OF CALIFORNIA, INC. DBA GREEN VALLEY DISPOSAL COMPANY, INC.

WHEREAS, on May 9, 2006, the City Council held a public hearing to consider the application of USA Waste of California, Inc. dba Green Valley Disposal Company, Inc. ("Green Valley Disposal Company") for a Commercial Solid Waste and Recyclables Collection Franchise to Green Valley Disposal Company; and

WHEREAS, on May 23, 2006, the Council adopted Ordinance No. 27749 granting such franchise to Green Valley Disposal Company; and

WHEREAS, Green Valley Disposal Company has requested that its Commercial Solid Waste and Recyclables Collection Franchise be terminated effective July 1, 2007;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Ordinance No. 27749 is hereby repealed effective July 1, 2007.

PASSED FOR PUBLICATION OF TITLE this 20th day of November, 2007, by the following vote:

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| AYES: | CAMPOS, CHIRCO, CHU, CONSTANT, CORTESE, LICCARDO, NGUYEN, OLIVERIO, PYLE, WILLIAMS; REED |
| NOES: | NONE |
| ABSENT: | NONE |
| DISQUALIFIED: | NONE |

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

JRD:SJD:sdv
10/22/07