

## **RESOLUTION NO. 25-4864**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURRIETA, CALIFORNIA, AFFIRMING THE REPORT OF DELINQUENT REFUSE CHARGES AND DIRECTING THEIR COLLECTION ON THE FISCAL YEAR 2025/26 PROPERTY TAX ROLL**

**WHEREAS**, Public Resources Code section 40059 authorizes cities to establish regulations and fees for the collection of solid waste; and

**WHEREAS**, Government Code section 38790.1 states “any city collecting garbage fees or charges may collect delinquent fees or charges in the manner provided in Section 25831;” and

**WHEREAS**, Government Code section 25831 states that at least once a year, a report shall be prepared of fees that have remained unpaid for a period of sixty (60) days or more which were authorized pursuant to Public Resources Code section 40059, and the City shall fix a time, date, and place for hearing the report and any objections or protests to the report; and

**WHEREAS**, 1,570 residential parcels within the City have delinquent refuse charges from 2024, totaling \$697,643.50, including penalties and interest, to be added to the delinquent refuse charges when the roll is certified by the Riverside County Tax Collector; and

**WHEREAS**, a written report of said residential refuse charges for 2024 that remained unpaid as of June 16, 2025, has been prepared and filed with the City Clerk’s Office; and

**WHEREAS**, published notice of a public hearing on these unpaid trash hauling charges have been provided as required by law in the Press Enterprise, Daily Bulletin, and San Bernardino Sun, on June 2 and June 9, 2025, and an additional notice was mailed by Waste Management on June 2, 2025, and a duly noticed public hearing was conducted on July 1, 2025, at the time listed on the notices, at which time the City Council heard and considered all objections and protests to the placement of the unpaid trash hauling charges as a tax lien and certification of those charges for collection on the property tax roll, and made any revisions to the report deemed necessary.

**NOW, THEREFORE, BE IT RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF MURRIETA, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** That the above recitals are true and correct and incorporated herein by this reference.

**Section 2.** That the report of delinquent residential refuse charges for 2024 on file with the City Clerk’s Office is confirmed.

**Section 3.** That the City Manager is directed to file a certified copy of this resolution and an electronic version of the report with the Riverside County Tax Collector and/or Auditor-Controller. The Riverside County Tax Collector and/or Auditor-Controller is designated and empowered to perform duties necessary to collect these delinquent charges in connection with property taxes.

**Section 4.** The charges set forth in the report incorporated herein shall be deemed a lien against the applicable properties and are levied without regard to property valuation. All laws applicable to the levy collection and enforcement of ad valorem property taxes shall be applicable to such charges, except that if any real property to which such charges related has been transferred or conveyed to a bona fide encumbrance for value after January 1, 2026, then a lien that would otherwise be imposed shall not attach to such real property and the charges and interest shall be transferred to the unsecured roll for collection.

PASSED, APPROVED, AND ADOPTED this 1<sup>st</sup> day of July, 2025.

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Cindy Warren, Mayor

ATTEST:

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Cristal McDonald, City Clerk

APPROVED TO AS FORM:

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Tiffany Israel, City Attorney

I, Cristal McDonald, City Clerk of the City of Murrieta, do hereby certify under penalty of perjury that the foregoing Resolution No. 25-4864 was duly adopted at a regular meeting of the City Council on the this 1<sup>st</sup> day of July, 2025, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Cristal McDonald, City Clerk