

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: June 9, 2026

Consent       Regular  
 Workshop     Public Hearing

Department: County Attorney

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: on preliminary reading and permission to advertise for public hearing on July 7, 2026 at 9:30 am: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH COUNTY CODE, SECTION 25-1 PERTAINING TO GARBAGE AND YARD WASTE COLLECTION; AMENDING THE DEFINITION OF "MAXIMUM ALLOWABLE YARD WASTE"; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR CAPTIONS; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.


**Summary:** On February 11, 2026, and April 8, 2026, the Governing Board of the Solid Waste Authority of Palm Beach County (SWA) awarded Franchise Collection Agreements for the upcoming seven (7) year term with two (2) different levels of service for the maximum allowable yard waste permitted at the collection point. For Service Areas one (1), two (2), four (4) and five (5), the maximum allowable yard waste will be six (6) cubic yards. For Service Area three (3), the maximum allowable yard waste will be twelve (12) cubic yards. The current definition of maximum allowable yard waste in the Garbage and Yard Waste Collection Ordinance of Palm Beach County, Florida (Ordinance) is six (6) cubic yards or less. The Ordinance is being revised to set the maximum allowable yard waste for Service Areas one (1), two (2), four (4) and five (5) at six (6) cubic yards, and for Service Area three (3) at twelve (12) cubic yards. The effective date of the revision is October 1, 2026. There are no other changes to the Ordinance.

**Background and Policy Issues:** The Board of County Commissioners (BCC) acts as the Governing Board of the SWA. The BCC previously adopted the Ordinance to provide for enforcement of violations of certain provisions related to the collection of garbage and yard waste. This Ordinance amendment is required due to the awarding of Franchise Collection Agreements at different levels of service for yard waste collection.

**Attachments:**

- 1. Ordinance

Recommended By:

  
\_\_\_\_\_  
County Attorney

Date: 5/14/26

Approved By:

N/A  
\_\_\_\_\_  
County Administrator

Date: \_\_\_\_\_

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2026	2027	2028	2029	2030
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income(County)					
In-Kind Match(County)					
<b>NET FISCAL IMPACT</b>					
#ADDITIONAL FTE					
POSITIONS (CUMULATIVE)					

Is item included in Current Budget? Yes  No   
 Is this item using Federal Funds? Yes  No   
 Is this item using State Funds? Yes  No

Budget Account No.: Fund \_\_\_ Department \_\_\_ Unit \_\_\_ Object \_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**  
 N/A

**C. Departmental Fiscal Review:**

\_\_\_\_\_

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

*[Signature]*  
 OFMB  
 MD 5/11

*[Signature]*  
 Contract Dev. and Control 5/13/26  
 26 5.12.26

**B. Legal Sufficiency:**

*[Signature]* 5/11/26  
 Chief Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_

Department Director

(This summary is not to be used as a basis for payment)

ORDINANCE NO. 2026-\_\_\_\_\_

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH COUNTY CODE, SECTION 25-1 PERTAINING TO GARBAGE AND YARD WASTE COLLECTION; AMENDING THE DEFINITION OF "MAXIMUM ALLOWABLE YARD WASTE"; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING FOR CAPTIONS; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, the Board of County Commissioners (Board) has adopted Ordinance No. 2019-022, codified as Section 25-1, Palm Beach County Code, establishing regulations governing garbage and yard waste collection in the unincorporated areas of Palm Beach County; and

WHEREAS, the Board finds that operational and contractual considerations within Solid Waste Authority Service Area 3 for Fiscal Years 2027-2033 warrant a modification to the allowable curbside yard waste volume; and

WHEREAS, the Board determines that allowing an increased maximum allowable yard waste volume within Service Area 3 for Fiscal Years 2027-2033 will maintain public health, safety, and welfare while accommodating service-level distinctions.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

**Section 1. AMENDMENT TO SECTION 25-1(b), PALM BEACH COUNTY CODE:**

The definition of "Maximum Allowable Yard Waste" set forth in Section 25-1(b), Palm Beach County Code, is hereby replaced in its entirety with the following:

*Maximum Allowable Yard Waste* shall mean six (6) cubic yards for the SWA's service areas one (1), two (2), four (4) and five (5), and twelve (12) cubic yards for service area three (3), with cubic yards calculated by the following:  $(L \times W \times H)/27$  as measured in feet. (See Exhibit 1 for service areas).

**Section 2. REPEAL OF LAWS IN CONFLICT:**

All local laws and ordinances in conflict with any provisions of this Ordinance are hereby repealed to the extent of such conflict.

1 **Section 3. SEVERABILITY:**

2 If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any  
3 reason held by a Court of competent jurisdiction to be unconstitutional, inoperative, or void, such  
4 holding shall not affect the remainder of this Ordinance.

5 **Section 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:**

6 The provisions of this Ordinance shall become and be made a part of the Palm Beach  
7 County Code. The sections of this Ordinance may be renumbered or relettered to accomplish  
8 such, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

9 **Section 5. CAPTIONS:**

10 The captions, section headings, and section designations used in this Ordinance are for  
11 convenience only and shall have no effect on the interpretation of the provisions of this  
12 Ordinance.

13 **Section 6. SAVINGS CLAUSE:**

14 Notwithstanding anything to the contrary, the provisions of Palm Beach County Code  
15 Section 25-1(b) – "Maximum Allowable Yard Waste", are specifically preserved and remain in  
16 full force and effect for the limited purpose of enforcing any alleged violations which occurred  
17 prior to its amendment.

18 **Section 7. EFFECTIVE DATE:**

19 The provisions of this Ordinance shall first be filed with the Department of State and  
20 thereafter will become effective October 1, 2026.

21 APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach  
22 County, Florida, on this the \_\_\_\_ day of \_\_\_\_\_, 2026.

23 **MICHAEL A CARUSO, CLERK  
24 OF THE CIRCUIT COURT &  
25 COMPTROLLER, PALM BEACH  
26 COUNTY**

**PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS**

27  
28  
29 **By: \_\_\_\_\_**  
30 **Deputy Clerk**

**By: \_\_\_\_\_**  
**Sara Baxter, Mayor**

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32 **APPROVED AS TO FORM AND  
33 LEGAL SUFFICIENCY**

34  
35  
36 **By: \_\_\_\_\_**  
37 **County Attorney**

38 **Filed with the Department of State on the \_\_\_\_ day of \_\_\_\_\_, 2026.**

