



CITY OF

NEWPORT BEACH

City Council Staff Report

February 10, 2026
Agenda Item No. 4

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

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TITLE: Ordinance No. 2026-1: Amending Chapter 12.62 (Temporary Street Closure) and Chapter 12.63 (Solid Waste Management) of the Newport Beach Municipal Code Related to Solid Waste Hauling

ABSTRACT:

For the City Council's consideration is the second reading and the adoption of Ordinance No. 2026-1. The ordinance addresses and/or updates definitions, changes exclusion and eligibility language, and provides enforcement authority for temporary street closure permits. Ordinance No. 2026-1 was introduced and considered at the City Council's regular meeting on January 27, 2026.

RECOMMENDATIONS:

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- b) Conduct a second reading and adopt Ordinance No. 2026-1, *An Ordinance of the City Council of the City of Newport Beach, California, Amending Chapter 12.62 (Temporary Street Closure) and Chapter 12.63 (Solid Waste Management) of the Newport Beach Municipal Code Related to Solid Waste Hauling.*

DISCUSSION:

At its January 27, 2026, the City Council introduced and passed to second reading Ordinance No. 2026-1 in response to a recommendation by the City Council's Ad Hoc Refuse Committee (Committee). The staff report addressed concerns raised by the Committee about commercial franchise system access, self-hauling flexibility and detailed proposed changes to Newport Beach Municipal Code Chapters 12.62 (Temporary Street Closure) and 12.63 (Solid Waste Management). Ordinance No. 2026-1 enhances the City of Newport Beach's ability to enforce the requirements of Chapter 12.62 by including grounds for permit revocation in specific instances. The ordinance, if approved, would also update Chapter 12.63 by providing an avenue for notification/education of prospective haulers to become City-approved commercial

franchise haulers. It also includes an exclusion for City and other public agency construction projects from required use of City commercial franchise haulers.

FISCAL IMPACT:

There is no fiscal impact related to this item.

ENVIRONMENTAL REVIEW:

Staff recommends the City Council find this action is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the City Council considers the item).

ATTACHMENT:

Attachment A – Ordinance No. 2026-1