

RESOLUTION NO. 2006-292

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DESIGNATING THE SACRAMENTO COUNTY ENVIRONMENTAL MANAGEMENT DEPARTMENT AS THE LOCAL ENFORCEMENT AGENCY FOR THE CITY OF ELK GROVE SOLID WASTE ACTIVITIES

WHEREAS, Section 43203 of Division 30 of the California Public Resources Code allows a city to designate or approve an enforcement agency to carry out this chapter in the city;

WHEREAS, The Sacramento County Environmental Management Department (EMD) is currently authorized by the Sacramento County Board of Supervisors Resolution # 92-0285, dated March 3, 1992, to act as the solid waste Local Enforcement Agency (LEA) for the unincorporated County area as it existed on that date. Based on the organizational structure of EMD at that time, the resolution specified that this activity was to be performed by the Environmental Health Division within EMD, and

WHEREAS, EMD recently implemented an internal organizational program realignment that moved the LEA function to the Hazardous Materials Division. This realignment was a relatively routine internal adjustment intended to provide opportunity for greater program efficiencies. This organizational movement was viewed as ministerial by EMD, and

WHEREAS, Subsequently, the California Integrated Waste Management Board (CIWMB) noted the realignment and as the County's certification resolution specifies EMD's Environmental Health Division as the LEA, they were advised that a new resolution will be required changing the designation to simplify the Sacramento County Environmental Management Department. Since Elk Grove is no longer included in the unincorporated area, a new resolution is also required by our City that provides for a similar designation. EMD is on track to complete this organizational realignment by December 1, 2006. Adoption of this recertification resolution by the Elk Grove City Council will need to be completed for EMD to continue to serve as the LEA for our City. This recertification will in no way limit future options or courses of action available to the City of Elk Grove.

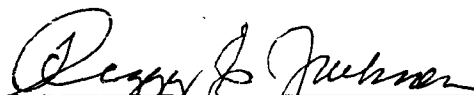
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby designating the Sacramento County Environmental Management Department as the local enforcement agency for the City of Elk Grove solid waste activities. Subject to concurrence of the County of Sacramento and approval by the California Integrated Waste Management Board, the Sacramento County Environmental Management Department is hereby designated as the enforcement agency, under the California Integrated Waste Management Act of 1989, for all of the City of Elk Grove solid waste, both health and non-health activities.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 7th day of December 2006.



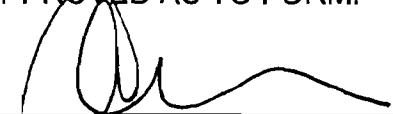
SOPHIA SCHERMAN, MAYOR PRO TEM
of the CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2006-292**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

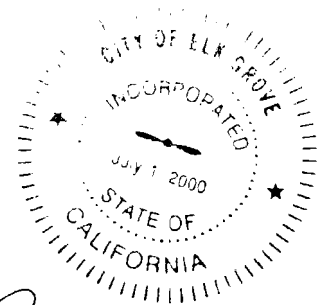
I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on December 13, 2006 by the following vote:


AYES : COUNCILMEMBERS: Scherman, Cooper, Leary, Davis, Hume

NOES : COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None





**Peggy E. Jackson, City Clerk
City of Elk Grove, California**