



REPORT TO CITY COUNCIL

DATE: JUNE 23, 2010

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER 

BY: LOUIS CELAYA, ASSISTANT TO THE CITY MANAGER 

SUBJECT: APPROVAL OF RESOLUTION NO 10-1589 OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, REDESIGNATING THE LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH, SOLID WASTE MANAGEMENT PROGRAM AS THE LOCAL ENFORCEMENT AGENCY RESPONSIBLE FOR ENFORCING ALL LAWS AND REGULATIONS PERTAINING TO THE MANAGEMENT OF SOLID WASTE WITHIN THE CITY OF AGOURA HILLS

Under the Z'berg-Kapiloff Solid Waste Control Act of 1976 (the "Act"), a requirement exists that there shall be designated, in each county, an enforcement agency to carry out the provision of the Act. On April, 18, 1984, the City Council, by way of Resolution No. 183, designated the Los Angeles County Department of Health Services (DHS) as the agency to undertake enforcement of the Act. As the LEA, the County is responsible for enforcement and monitoring of all activities related to solid waste (i.e., inspection of local landfills, local material recovery facilities, household hazardous waste activities, etc.)

In July 2006, DHS reorganized and the Los Angeles County Department of Public Health (DPH) was formed. Within DPH is the Los Angeles County Department of Environmental Health, Solid Waste Management Program (SWMP), and Local Enforcement Agency (LEA). Currently, the authorized and designated LEA (DHS) enforces all laws and regulations related to solid waste disposal, handling, and transport within the City of Agoura Hills. In April 2009, the City received a request from the County of Los Angeles Bureau of Environmental Protection Solid Waste Management Program that the City provide the designation for the SWMP to act as the LEA under the DPH (rather than the formerly known DHS). The attached resolution changes the current designation from DHS to the DPH. The County is responding to a request from the State of California, from which funding is received, requiring the re-issuance of LEA designations by cities because of their reorganization. Currently, 58 of 84 cities have adopted new resolutions.

RECOMMENDATION

Staff recommends the City Council approve Resolution No 10-1589 of the City Council of the City of Agoura Hills, California, re-designating the Los Angeles County Department of Public

Health, Environmental Health, solid waste management program as the local enforcement agency responsible for enforcing all laws and regulations pertaining to the management of solid waste within the City of Agoura Hills.

Attachment: Resolution No. 10-1589

RESOLUTION NO. 10-1589

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, REDESIGNATING THE LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH, SOLID WASTE MANAGEMENT PROGRAM AS THE LOCAL ENFORCEMENT AGENCY RESPONSIBLE FOR ENFORCING ALL LAWS AND REGULATIONS PERTAINING TO THE MANAGEMENT OF SOLID WASTE WITHIN THE CITY OF AGOURA HILLS

WHEREAS, the Los Angeles County Department of Health Services (DHS) has been acting as the Lead Enforcement Agency (LEA) within the City of Agoura Hills for enforcement of solid waste handling, transport, and disposal; and

WHEREAS, effective July 2006, DHS reorganized and the Department of Public Health (DHP) was formed, within which said DHP is the Los Angeles County Department of Environmental Health, the Solid Waste Management Program (SWMP), and LEA; and

WHEREAS, since LEA is currently authorized and designated under DHS to enforce all laws and regulations relating to solid waste disposal, handling and transport within the City of Agoura Hills, the SWMP is requesting that the City of Agoura Hills City Council provide the designation/approval for the SWMP to act as the LEA within City of Agoura Hill under DPH;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Agoura Hills as follows:

SECTION ONE: The City Council hereby approves and re-designates the Los Angeles County Solid Waste Management Program (SWMP) to act as the Local Enforcement Agency (LEA) within the City of Agoura Hills under the Department of Public Health (DPH) for the purpose of enforcing all laws and regulations relating to the management of solid waste within the City of Agoura Hills.

SECTION TWO: The City Clerk shall certify to the adoption of this resolution which shall take effect immediately upon its adoption and shall send a copy of this resolution to the Los Angeles County Solid Waste Management Program.

PASSED, APPROVED, AND ADOPTED, this 23rd day of June, 2010.

William D. Koehler
Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Agoura Hills)

I, Kimberly M. Rodrigues, City Clerk of the City of Agoura Hills, California, do hereby certify that the foregoing Resolution No. 10-1589, was duly approved and adopted by the City Council of the City of Agoura Hills at a regular meeting of said Council held on the 23rd day of June, 2010, by the following vote to wit:

AYES: ()
NOES: ()
ABSENT: ()
ABSTAIN: ()

Kimberly M. Rodrigues, MMC
City Clerk