

RESOLUTION NO. 14-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, APPROVING AND AUTHORIZING THE RE-DESIGNATION OF THE COUNTY OF KERN/CITY OF LANCASTER RECYCLING MARKET DEVELOPMENT ZONE AND APPROVE THE SUBMITTAL OF THE RENEWAL APPLICATION TO INCLUDE THE CITY OF LANCASTER

WHEREAS, the California Public Resources Code Section 42010 provides for the establishment of the Recycling Market Development Zone (RMDZ) Program throughout the State to provide incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, all California jurisdictions must meet waste diversion rates mandated by the California Integrated Waste Management Act; and

WHEREAS, the County of Kern/City of Lancaster RMDZ Program includes the unincorporated County of Kern, the Cities of Arvin, Bakersfield, Delano, California City, Maricopa, McFarland, Ridgecrest, Shafter, Taft, Tehachapi, Wasco and City of Lancaster in Los Angeles County; and

WHEREAS, the County of Kern/City of Lancaster RMDZ Program designation will expire on March 31, 2014; and

WHEREAS, the County of Kern/City of Lancaster RMDZ Program is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist local jurisdictions to meeting the established landfill reduction goals; and

WHEREAS, the City of Lancaster desires existing and new recycling-based manufacturing businesses located within the County of Kern/City of Lancaster RMDZ to be eligible for the technical and financial incentives associated with the RMDZ Program; and

WHEREAS, the renewal of the County of Kern/City of Lancaster RMDZ Program is still necessary to facilitate local and regional planning, coordination, support of existing recycling-based manufacturing businesses, as well as attract private sector recycling business investments to the region; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

WHEREAS, the California Legislature has defined environmental justice as “the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation and enforcement of environmental laws, regulations, and policies” [Government Code section 65040.12(e)], and has directed the California Environmental Protection Agency to conduct its programs, policies and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state [Public Resources Code section 71110(a)]; and

WHEREAS, CalRecycle has adopted a goal to continuously integrate environmental justice concerns into all of its programs and activities; and

WHEREAS, the County of Kern and the Cities of Arvin, Bakersfield, Delano, California City, Maricopa, McFarland, Ridgecrest, Shafter, Taft, Tehachapi, Wasco and City of Lancaster in Los Angeles County have agreed to submit an application to CalRecycle requesting renewal as a RMDZ; and

WHEREAS, the County of Kern has agreed to act as Lead Agency for the proposed renewal of the RMDZ; and

WHEREAS, in accordance with the California Environmental Quality Act (CEQA), the County of Kern has determined that this re-designation is exempt from CEQA; and

WHEREAS, the City of Lancaster finds there are no grounds for the City of Lancaster to assume the Lead Agency role or to prepare an environmental document.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER AS FOLLOWS:

Section 1. The City Council hereby approves the submittal of the County of Kern/City of Lancaster RMDZ Program renewal application to include the City of Lancaster.

Section 2. The City of Lancaster agrees to administer the County of Kern/City of Lancaster RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures and incomes, including but not limited to soliciting public participation in all communities within the RMDZ, including minority and low income populations.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA }
COUNTY OF LOS ANGELES }ss
CITY OF LANCASTER }

CERTIFICATION OF RESOLUTION
CITY OF LANCASTER

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Resolution No. 14-09, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)
