

RESOLUTION NO. 2010-20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLAREMONT, CALIFORNIA SUPPORTING EXTENDED PRODUCER RESPONSIBILITY

WHEREAS, approximately two million tons of discarded materials and products are currently sent to disposal from the San Gabriel Valley each year; and

WHEREAS, on February 8, 2006 California's Universal Waste Rule (CCR, Title 22, Division 4.5, Chapter 23) became effective; and

WHEREAS, the Universal Waste Rule banned landfill disposal of certain products that are deemed hazardous, including household batteries, fluorescent bulbs and tubes, thermostats and other items that contain mercury, and electronic devices such as televisions, cell phones, microwave ovens, printers, and computers; and

WHEREAS, it is anticipated that the list of waste products determined to be hazardous or problematic will continue to grow and will therefore be banned from landfills as demonstrated by the 2007 ban of treated wood and the 2008 ban on sharps; and

WHEREAS, state policies currently make local governments responsible for achieving waste diversion goals and enforcing product disposal bans, both of which are unfunded mandates; and

WHEREAS, the costs to manage Universal Waste and problematic products are currently borne by taxpayers and rate payers and, because of the bans these costs are increasing substantially and will continue to do so unless policy changes are made; and

WHEREAS, data from county annual reports shows that, statewide, less than ten percent of the household hazardous waste and Universal Waste generated is being collected; and

WHEREAS, local governments do not have the resources to adequately address the rising volume of discarded products; and

WHEREAS, costs paid by local governments to manage products are, in effect, subsidies to the producers of hazardous products and products designed for disposal; and

WHEREAS, the City of Claremont supports statewide efforts to hold producers responsible for Universal Waste and other products they create; and

WHEREAS, there are significant environmental and human health impacts associated with improper management of Universal Waste, sharps, pharmaceuticals, and other products; and

WHEREAS, Extended Producer Responsibility (EPR) is a policy approach in which producers have cradle to end-of-life responsibility for the products they create and sell and are responsible for designing and managing effective end-of-life systems for those products; and

WHEREAS, EPR incorporates the cost of disposal and recovery for discarded products and reduces the financial burden on local governments; and

WHEREAS, EPR encourages reuse and recycling and also encourages producers to consider the health and environmental costs associated with the products they create and to include those costs in the product price, thereby creating an incentive to design products that are more durable, easier to repair and recycle, and are less toxic; and

WHEREAS, EPR framework legislation is a holistic approach that establishes transparent and fair principles and procedures for applying EPR to categories of products and ensures a level playing field for all producers of those products; and

WHEREAS, the California Product Stewardship Council (CPSC) is a non-profit organization of California local governments working to speak with one voice in educating and advocating for transparent and fair EPR systems in California; and

WHEREAS, in January 2008 the California Integrated Waste Management Board adopted a Framework for an EPR System in California; and

WHEREAS, the City of Claremont wishes to incorporate EPR policies into the City's procurement practices to reduce costs and protect the environment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLAREMONT:

SECTION 1. That by adoption of this Resolution the SGVCOG urges the California Legislature to continue taking timely action to implement the Framework for an EPR System adopted by the California Integrated Waste Management Board in 2008 to manage problematic products;

SECTION 2. That the City of Claremont supports collaboration and policy changes that shift responsibility for financing and managing products at the end-of-life away from local governments to the producers of products;

SECTION 3. That the City of Claremont supports producer financed and managed product take-back, in collaboration with retailers and other stakeholders, to local government operated programs;

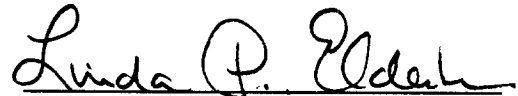
SECTION 4. That the City of Claremont encourages all manufacturers to share in the responsibility for eliminating waste through minimizing excess packaging, designing products for durability, reusability, and the ability to be recycled; using recycled materials in the manufacture of new products; and providing financial support for collection, processing, recycling, or disposal of used materials;

SECTION 5. That the City of Claremont will review its procurement policies, including its existing environmentally preferable practices purchasing policy, and consider development of additional producer responsibility policies, as applicable;

SECTION 6. That the City of Claremont will join the California Product Stewardship Council with no financial commitment at this time, and the City Manager is authorized to sign the California Product Stewardship Council Pledge of Support;

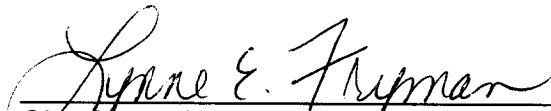
SECTION 7. The Mayor shall sign this resolution and the City Clerk shall attest and certify to the passage and adoption thereof.

PASSED, APPROVED, AND ADOPTED this 13th day of April, 2010.



Mayor, City of Claremont

ATTEST:



City Clerk, City of Claremont

APPROVED AS TO FORM:

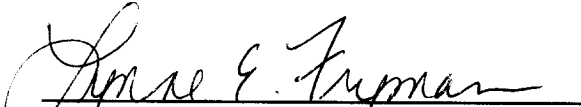


City Attorney of the City of Claremont

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)ss.
CITY OF CLAREMONT)

I, Lynne E. Fryman, City Clerk of the City of Claremont, County of Los Angeles, State of California, hereby certify that the foregoing Resolution No. 2010-20 was regularly adopted by the City Council of said City of Claremont at a regular meeting of said council held on the 13th day of April, 2010, by the following vote:

AYES:	Councilmembers:	Pedroza, Yao, Elderkin, Schroeder, Calaycay
NOES:	Councilmembers:	None
ABSTENSIONS:	Councilmembers:	None
ABSENT:	Councilmembers:	None



City Clerk of the City of Claremont