

**RESOLUTION 10-03**  
**A RESOLUTION OF THE GOVERNING BOARD OF THE SAN**  
**GABRIEL VALLEY COUNCIL OF GOVERNMENTS (“SGVCOG”)**  
**SUPPORTING EXTENDED PRODUCER RESPONSIBILITY**

**WHEREAS**, approximately 2 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 City and County annual reports show 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 SGVCOG 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-cradle 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 SGVCOG adopted a Solid Waste Policy that supports programs and legislation that will promote shared responsibility waste management principles (ie. product stewardship) throughout the entire life cycle of a product, from design to disposal and encourage the participation of product manufacturers in end-of-life product recovery, reuse, and recycling, with an emphasis on those products banned from disposal;

**NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BOARD OF THE SGVCOG** 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; and

**BE IT FURTHER RESOLVED**, that the SGVCOG 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;

**BE IT FURTHER RESOLVED**, that SGVCOG supports producer financed and managed product take-back, in collaboration with retailers and other stakeholders, to local government operated programs;


**BE IT FURTHER RESOLVED**, that SGVCOG encourages all manufactures 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;

**BE IT FURTHER RESOLVED**, that SGVCOG will review its procurement policies, including its existing environmentally preferable practices purchasing policy, and consider development of additional producer responsibility policies, as applicable;

**BE IT FURTHER RESOLVED**, that SGVCOG will join the California Product Stewardship Council with no financial commitment at this time, and the SGVCOG Executive Director is authorized to sign the California Product Stewardship Council Pledge of Support.

PASSED, APPROVED, and ADOPTED this 15<sup>th</sup> day of April 2010.

SAN GABRIEL VALLEY  
COUNCIL OF GOVERNMENTS

By:   
Thomas P. King, President