

RESOLUTION NO. 2010-40

**RESOLUTION OF NAPA COUNTY BOARD OF SUPERVISORS
SUPPORTING EXTENDED PRODUCER RESPONSIBILITY**

WHEREAS, California's Universal Waste Rule (CCR, Title 22, Division 4.5, Chapter 23) bans landfill disposal of certain products that contain hazardous materials, including household batteries, fluorescent bulbs and tubes, thermostats and other items that contain mercury, as well as electronic devices such as video cassette recorders, microwave ovens, phones and printers; and

WHEREAS, it is anticipated that the list of waste products determined to be hazardous and therefore banned from landfills will continue to grow as demonstrated by the statewide ban of treated wood in January, 2007 and medical "sharps" in September, 2008; and

WHEREAS, state policies currently require that local government accept responsibility for achieving waste diversion goals and enforcing product disposal bans, which are unfunded mandates; and

WHEREAS, costs of managing Universal Waste, hazardous wastes, and other problematic products are currently paid by taxpayers or garbage ratepayers and are expected to increase substantially in the short-term unless policy changes are made; and

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

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

WHEREAS, there are significant environmental and human health impacts associated with improper management of solid and hazardous wastes; and

WHEREAS, Extended Producer Responsibility (EPR) is a policy approach in which producers assume responsibility for end-of-life management of their products that has been shown to be effective; and

WHEREAS, the inclusion of health and environmental costs in the initial product pricing creates an incentive for manufacturers to design products that are durable, easy to repair and recycle, and less toxic; and

WHEREAS, EPR Framework legislation establishes transparent and fair principles and procedures for applying EPR to categories of products for which improved design and management is in the public interest; and

WHEREAS, in January of 2008, the California Integrated Waste Management Board (now CalRecycle) adopted a framework for an EPR system in California; and

WHEREAS, Napa County Board of Supervisors included EPR in its 2009 and 2010 Legislative/Regulatory Platforms,

NOW, THEREFORE, BE IT RESOLVED by the Napa County Board of Supervisors that the Board

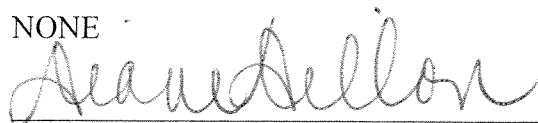
- Urges the California Legislature to continue taking timely action to implement the framework for an EPR System in California to manage hazardous and other waste products; and
- Authorizes the Department of Environmental Management to send letters to the California State Association of Counties, CalRecycle, and State Legislature and to use other advocacy methods to urge support for EPR framework legislation and related regulations; and
- Encourages all manufacturers to share in the responsibility for eliminating waste by minimizing packaging, minimizing toxic ingredients, designing products for durability, reusability and recyclability; using recycled materials in the manufacture of their products; and providing financial support for collection, processing, recycling, or disposal of their products and packaging.

THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Supervisors of the County of Napa, State of California, at a regular meeting of the Board held on the 27th day of April, 2010, by the following vote:

AYES: SUPERVISORS WAGENKNECHT, CALDWELL, DODD, LUCE
and DILLON

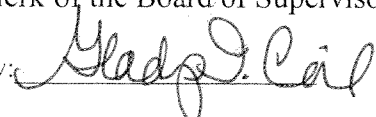
NOES: SUPERVISORS NONE

ABSENT: SUPERVISORS NONE

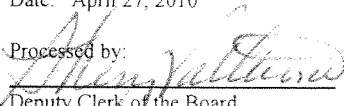


DIANE DILLON, Chair
Napa County Board of Supervisors

ATTEST: GLADYS I. COIL
Clerk of the Board of Supervisors

By: 

APPROVED AS TO FORM
Office of County Counsel
By: Rob Paul (by e-signature)
Date: April 8, 2010

**APPROVED BY THE NAPA COUNTY
BOARD OF SUPERVISORS**
Date: April 27, 2010
Processed by: 
Deputy Clerk of the Board