

**RESOLUTION NO. 2011-053**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF  
NAPA, STATE OF CALIFORNIA,  
IN SUPPORT OF 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

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Calistoga.

- 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.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Calistoga at a regular meeting held this 7<sup>th</sup> day of June, 2011, by the following vote:

**AYES:** Councilmember Slusser, Councilmember Kraus, and Mayor Gingles

**NOES:** None

**ABSENT:** Councilmember Canning, and Vice Mayor Dunsford

**ABSTAIN/ABSENT:** None

**ATTEST:**

  
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**SUSAN SNEDDON, City Clerk**

  
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**JACK GINGLES, Mayor**