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**RESOLUTION NO. 2007-06  
 RESOLUTION OF THE DEL NORTE SOLID WASTE  
 MANAGEMENT AUTHORITY  
 SUPPORTING EXTENDED PRODUCER  
 RESPONSIBILITY**

**WHEREAS**, approximately 22,900 tons of discarded materials and products are currently sent to disposal from our community on an annual basis at a cost of \$116.38 per ton; 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 bans landfill disposal of certain products that are deemed hazardous, 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, cellular phones, cordless phones, printers, and radios; and

**WHEREAS**, it is anticipated that the list of Universal and other waste products determined to be hazardous and therefore banned from landfills will continue to grow as demonstrated by the ban of treated wood effective January 2007 and sharps in September 2008; 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**, Universal Waste management costs are currently paid by taxpayers and rate payers of the Del Norte Solid Waste Management Authority (DNSWMA) area and are expected to increase substantially in the short term unless policy changes are made; and

**WHEREAS**, local governments have no input on the design of the products, make no profit from the products, and 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**, costs paid in 2006 for managing household batteries was equivalent to over \$1,700 per ton and the costs paid by the operator of the Del Norte County Transfer Station to properly dispose of fluorescent tubes was over \$8,950 per ton; and

**WHEREAS**, if DNSWMA were able to collect all of the batteries and fluorescent tubes generated in Del Norte County, such a service cost would more than all of the other current household hazardous waste programs combined; and

Post-It® Fax Note	7671	Date	7/23/8	# of pages	▶ 3
To	Heidi S	From	T Ward		
Co./Dept.	CPSC	Co.	DNSWMA		
Phone #		Phone #	707 465-1100		
Fax #	916 489-2327	Fax #	707 465-1300		

**WHEREAS**, the Board of DNSWMA supports statewide efforts to hold producers responsible for Universal Waste products and other product waste management costs; and

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

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

**WHEREAS**, when producers are responsible for ensuring their products are reused or recycled responsibly, and when health and environmental costs are included in the product price, there is an incentive to design products that are more durable, easier 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 infrastructure is in the public interest; and

**WHEREAS**, over 74% of those surveyed at the 2007 Del Norte County Fair said that if a product or package is hazardous or proven to damage our environment or oceans, either the manufacturer should be required to take it back for reuse or recycling, or a fee should be placed on new items to pay for cleanup and recycling, or both and over 20% said that such items should be banned completely from sale or use; and

**WHEREAS**, in February 2000, the Del Norte Solid Waste Management Authority adopted the first municipal Zero Waste Plan in the nation, and this plan describes how zero waste cannot be achieved unless product manufacturers reduce the toxics in their products and design them to be reusable and recyclable; and

**WHEREAS**, the DNSWMA wishes to incorporate EPR policies into the City's and County's product procurement practices to reduce costs and protect the environment; and

**WHEREAS**, the California Integrated Waste Management Board is currently considering Agenda Item #12 on September 18, 2007 to sponsor EPR framework legislation; and

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF THE DNSWMA** that the Board of the DNSWMA urges the California Integrated Waste Management Board to adopt Resolution 2007-189 on September 18, 2007 in support of the CIWMBs Strategic Directive #5 on Producer Responsibility to manage Universal and other wastes; and

**BE IT FURTHER RESOLVED**, that the Board of DNSWMA urges the California Legislature to enact framework EPR legislation that shifts Universal and other waste management costs from local government to the producers of the product, and which will give

producers the incentive to redesign products to make them less toxic and easier to reuse and recycle; and

**BE IT FURTHER RESOLVED**, that the Chair of the Board of DNSWMA be authorized to send a letter to the League of California Cities, the California State Association of Counties, and the California Integrated Waste Management Board to urge support for EPR framework legislation; and

**BE IT FURTHER RESOLVED**, that the DNSWMA 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; and

**BE IT FURTHER RESOLVED**, that the DNSWMA and its member agencies develop producer responsibility policies such as leasing products rather than purchasing them and requiring producers to offer less toxic alternatives and to take responsibility for collecting and recycling their products and the end of their useful life.

PASSED AND ADOPTED by the Board of the DNSWMA, State of California on September 12, 2007 by the following vote:

AYES: Commissioner/Alternate McNamer, Commissioner McClure, Burns, Hatfield and Tynes  
NOES: None  
ABSENT: Commissioner Sullivan  
ABSTAIN: None

Signed: Irene R. Tynes  
Irene Tynes, Chair

Date: 12 September 2007

ATTEST: Ellen P. Brown  
Ellen P. Brown, Clerk  
Del Norte Solid Waste Management Authority