

(O-83-150)

ORDINANCE NUMBER O- 15965 (New Series)

Adopted on MAY 9 1983

AN ORDINANCE AMENDING CHAPTER IV, ARTICLE 2, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING DIVISION 8, SECTIONS 42.0801 THROUGH 42.0807, RELATING TO HAZARDOUS WASTE ESTABLISHMENTS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter IV, Article 2, of the San Diego Municipal Code be, and the same is hereby amended by adding Division 8, Sections 42.0801 through 42.0807, to read as follows:

DIVISION 8

HAZARDOUS WASTE ESTABLISHMENTS

SEC. 42.0801 FINDINGS AND PURPOSE

It is the intent of the Council that the Health Officer establish a program to monitor establishments where hazardous wastes are produced, stored, handled, disposed of, treated, or recycled. It is further the intent of the Council that the Health Officer provide health care information and other appropriate technical assistance on a 24-hour basis to emergency responders in the event of a hazardous waste incident involving community exposure.

SEC. 42.0802 HEALTH PERMIT REQUIRED

Health regulated businesses shall include business establishments where hazardous wastes or extremely hazardous wastes are produced, stored,

handled, disposed of, treated, or recycled. Such businesses shall be referred to in this ordinance as hazardous waste establishments. A separate health permit shall be required for each such establishment.

SEC. 42.0803 ENFORCEMENT

The Health Officer, in addition to his or her other duties, is hereby designated as the officer to enforce the provisions of the State Hazardous Waste Control Law and the minimum standards of management of hazardous and extremely hazardous waste as specified in Chapter 30, Division 4, Title 22 of the California Administrative Code pertaining to the safe production, storage, handling, disposal, treatment and recycling of such waste.

SEC. 42.0804 INSPECTIONS

It shall be the duty of the Health Officer to make periodic inspections of all hazardous waste establishments where hazardous waste and extremely hazardous waste are produced, stored, handled, disposed of, treated, or recycled.

SEC. 42.0805 REPORTING

The Health Officer is hereby empowered to request all persons believed by him to be owners or operators of hazardous waste establishments to, within thirty (30) days, complete a form specifying the person's name, address and information concerning general hazardous waste management activities.

SEC. 42.0806 CHANGE OF BUSINESS ADDRESS OR NAME

Owners and operators of permitted hazardous waste establishments shall report in writing any change of business address or change of business name. The report shall be filed with the Health Officer within thirty (30) days of any such change.

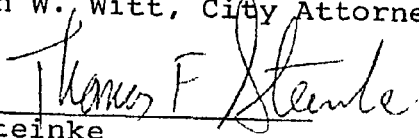
SEC. 42.0807 FEES

Every person applying for a permit under the provisions of this division shall at the time of making application for such permit pay a fee, the exact amount which shall be determined by the County of San Diego and kept on record by the County Department of Health Services and on file in the City Clerk's Composite Rate Book. The schedule of fees shall include provisions for collection of annual renewal fees and collection of delinquency fees. The imposition of or payment of the penalty imposed by this section shall not prevent the imposition of any other penalty prescribed by this code or any ordinance or prosecution for violation of this code or any ordinance.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By


Thomas F. Steinke
Deputy City Attorney

TFS:ta:210
2/1/83
O-83-150
Or.Dept:PS&S
Form=r.none

MAY 9 1983

Passed and adopted by the Council of The City of San Diego on _____, by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VACANT

AUTHENTICATED BY:

BILL CLEATOR
Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *June A. Blackwell*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 25 1983

MAY 9 1983

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *June A. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15965 Adopted MAY 9 1983

CERTIFICATE OF PUBLICATION

CITY OF SAN DIEGO,
202 C St., Twelfth Floor
San Diego, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NUMBER O-15965

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(New Series)
AN ORDINANCE AMENDING CHAPTER IV, ARTICLE 2, OF THE SAN DIEGO MUNICIPAL CODE BY ADDING DIVISION 8, SECTIONS 42.0801 THROUGH 42.0807, RELATING TO HAZARDOUS WASTE ESTABLISHMENTS.
This ordinance imposes a permit requirement for establishments which produce, store, handle, dispose of, treat or recycle hazardous or extremely hazardous wastes. The Health Officer is designated as the officer to enforce the State Hazardous Waste Control Law and the associated minimum standards specified in the California Administrative Code. Periodic inspections by the Health Officer of each such establishment are also authorized by this ordinance.
A complete copy of the ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 12th Floor, City Administration Building, 202 "C" Street, San Diego, CA 92101.
Introduced on APRIL 25, 1983.
Passed and adopted by the Council of The City of San Diego on MAY 9 1983.
AUTHENTICATED BY:
BILL CLEATOR Deputy Mayor of The City of San Diego, California.
CHARLES G. ABDELNOUR, City Clerk of The City of San Diego, California.
(SEAL)
By JUNE A. BLACKNELL, Deputy.
Publish May 23, 1983 60-5454

I, Charlene Land, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

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is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

May 23, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 23rd day of May, 1983.

Charlene Land

(Signature)

00499

5" x 8.87 =

44.35