

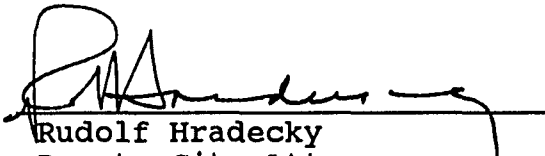
(R-91-1661)

RESOLUTION NUMBER R- 277692

ADOPTED ON APR 15 1991

BE IT RESOLVED, by the Council of The City of San Diego, that the City Council hereby approves an amendment to the San Diego County Hazardous Waste Management Plan previously approved by Resolution No. R-274121 on July 31, 1989, through substituting revised pages IX-35, IX-36 and IX-36a, copies of which are attached hereto, into said Plan, and hereby reapproves said Plan, as thereby amended.

APPROVED: JOHN W. WITT, City Attorney

By 
Rudolf Hradecky
Deputy City Attorney

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03/27/91
Or.Dept:Mgr.
R-91-1661
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E. LOCAL AND REGIONAL FACILITY NEEDS

The waste generation and needs analysis detailed in Chapters VII and VIII indicates that San Diego County's need for new facilities is quite limited. In fact the need for new treatment facilities could be below that which would be necessary to make it economically viable, were it to serve San Diego only. Since a similar set of circumstances exists in most other Southern California counties, it points out the need for regional cooperation in siting facilities necessary to serve each Southern California county. This is the goal of the Southern California Hazardous Waste Management Authority (SCHWMA) of which both the County and City of San Diego are members.

The purpose of the SCHWMA is to provide a coordinated regional mechanism for resolving local government siting issues. The Authority Board of Directors has endorsed fair share principles and a fair share formula. These policies and a regional action plan to implement them through local governments are contained in the Southern California Hazardous Waste Management Plan being prepared by the Authority. These southern California-wide policies are described below and are recommended for adoption in the County Plan and use by all local governments in making facility siting decisions (Policy IX-E).

The following fair share formula adopted by the Authority in the Southern California Hazardous Waste Management Plan should be adopted as policies in the San Diego County Plan. A fair share table based on the principles and formula is included in Appendix IX-E for information. This table will change periodically based upon changes in the data used in the fair share formula.

FAIR SHARE PRINCIPLES

1. Every county and city in the region will accept responsibility for the management of hazardous wastes in an amount proportionate to the hazardous wastes generated in the county and city.
2. Each county shall meet its obligation in managing hazardous wastes either by siting facilities to treat and dispose of hazardous waste or by entering into intergovernmental agreements with other counties to site facilities.
3. The Authority encourages the siting of treatment facilities in counties where there is a substantial unmet need for the type of treatment which a facility would provide. The Authority will consider the relative risk of waste type and treatment methodology in the fair share allocation of facilities.

4. The minimum fair share responsibility for each county shall be to have some combination of facilities sited within the county, and intergovernmental agreements with other counties-which will equal the county's off-site hazardous waste generation.
5. The maximum fair share responsibility for each county will be to have facilities sited within the county that equal the off-site waste generation of the county. The county may choose to site facilities in excess of that county's off-site waste generation.
6. The Authority will assist and support local government siting of facilities consistent with the first five fair share principles through the regional action plan. The Authority will support local governments in their local land use decisions which are consistent with the fair share principles.
7. Fair share determination is dynamic and will change based on economic growth, progress in waste minimization, technological advancement, and progress in siting new facilities. The fair share determination for each county shall be made annually by the Authority based on the most recent generation data and projections, and whenever a new facility is sited or an existing one expanded or restricted.
8. Approval of proposed hazardous waste management facilities that do not exceed a jurisdiction's "fair share" will depend on siting criteria and other criteria required by existing law, unless effective interjurisdictional agreements provide for adequate hazardous waste management capacity for the specific hazardous waste which the facility would have handled in another California county.
9. A county can reject a proposed hazardous waste management facility/project that exceeds its "fair share" if there are effective interjurisdictional agreements for the management of the specific hazardous waste generated in the county or there is adequate capacity to handle these wastes in the county.
10. If adequate capacity does not exist in the county, or effective interjurisdictional agreements do not exist, a jurisdiction shall not reject hazardous waste management proposals that exceed "fair share" if the proponent demonstrates that the "fair share" facility (i.e. smaller facility) is economically non-viable, except on cases in which the jurisdiction demonstrates that there are appreciably increased public health and/or environmental risks associated with the proposed facility.

11. The fair share language contained in this plan is only operative in conjunction with effective interjurisdictional county agreements.

FAIR SHARE FORMULA

- A. Regional unmet needs equals regional waste generation less existing regional waste treatment capacity (for each treatment category).
- B. Fair share allocation of regional unmet needs equals regional unmet needs by treatment category, allocated proportionately among counties that generate more off-site wastes than they treat, divided by facility size assumptions.

REGIONAL ACTION PLAN

The following elements of the Southern California Hazardous Waste Management Plan Action Plan should also be adopted as County Plan Implementation programs that should be seriously considered for use when facility siting proposals are being reviewed and acted on by local governments in San Diego County.

1. Authority Technical Assistance to Local Jurisdictions - The Authority can assist local governments in identifying interjurisdictional issues related to the siting of facilities, and the implementation of measures to address these issues based on the Southern California Plan.

#124

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELMOUR

City Clerk of The City of San Diego, California.

By  Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-277692**

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Adopted.....

SECRET - EYES ONLY

TOP SECRET

SECRET

SECRET