

RESOLUTION NUMBER R- 282544

ADOPTED ON SEP 07 1993

A RESOLUTION OF THE CITY OF SAN DIEGO  
DECLARING THE EXISTENCE OF A STATE OF  
EMERGENCY WITHIN SAID CITY RELATING TO  
THE ESCALATED DISCHARGE OF RAW SEWAGE  
ACROSS THE INTERNATIONAL BORDER INTO  
THE CITY.

WHEREAS, upwards of fifteen million (15,000,000) gallons  
of contaminants and raw sewage are flowing daily across the  
international border into the City of San Diego; and

WHEREAS, the raw sewage causes contamination of the Tijuana  
River Valley and the ocean beaches, thereby threatening the  
health, safety and welfare of the citizens of San Diego; and

WHEREAS, this flow continues to escalate due to increased  
water availability and use in the City of Tijuana; and

WHEREAS, this flow is the acknowledged responsibility of  
the federal governments of the United States and Mexico; and

WHEREAS, the International Boundary and Water Commission  
and the U.S. Environmental Protection Agency are coordinating  
both interim and long term measures to provide for the treatment  
and disposal of this raw sewage; and

WHEREAS, the City of San Diego desires to assist both state  
and federal agencies in expediting treatment of this international  
sewage to protect its citizens from existing harm and potential  
disease; and

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WHEREAS, pursuant to Section 8558(c) of the California Government Code, the flow of this renegade sewage is "beyond the control of the services, personnel, equipment and facilities of the political subdivision" of the City of San Diego; and

WHEREAS, pursuant to the authority of the Charter of the City of San Diego and Section 51.0106 of the San Diego Municipal Code, the City Manager of the City of San Diego has requested the Mayor and the City Council to proclaim that a state of local emergency exists; and

WHEREAS, pursuant to Section 8625(b) of the California Government Code, the Governor may be requested to proclaim a state of emergency in the area affected and make available any state or federal assistance to the City of San Diego; and

WHEREAS, pursuant to Sections 28 and 94 of the San Diego City Charter, in the event of an emergency affecting public health and safety, the City Council may authorize the City Manager to enter into contracts requiring the expenditure of necessary sums on hand in the City Treasury and available for necessary emergency assistance; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the request by the City Manager to the Mayor and Council to declare a state of local emergency pursuant to Section 51.0106 of the San Diego Municipal Code is hereby approved.

BE IT FURTHER RESOLVED, that the Governor of California is hereby requested to proclaim a state of emergency in San Diego, pursuant to Section 8625(b) of the California Government Code and Section 51.0106a.2 of the San Diego Municipal Code.

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BE IT FURTHER RESOLVED, that the City Manager, pursuant to Sections 28 and 94 of the San Diego City Charter, is hereby authorized and empowered, on behalf of said City, to provide all necessary assistance to federal and state agencies for the diversion, treatment and disposal of international raw sewage as may be required.

APPROVED: JOHN W. WITT, City Attorney

By Ted Bromfield  
Ted Bromfield  
Chief Deputy City Attorney

TB:mb  
09/03/93  
Or.Dept:Cl.Wtr.  
R-94-355  
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Passed and adopted by the Council of The City of San Diego on SEP 07 1993  
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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"/>
Juan Vargas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

SUSAN GOLDING  
Mayor of The City of San Diego, California.

(Seal)

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

By Linda Legano, Deputy.

Office of the City Clerk, San Diego, California

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Number..... Adopted.....