

RESOLUTION NUMBER R- 285301

ADOPTED ON FEB 06 1995

RESOLUTION OF THE CITY OF SAN DIEGO
DESIGNATING THE SAN DIEGO COUNTY
DEPARTMENT OF ENVIRONMENTAL HEALTH
AS THE UNIFIED PROGRAM AGENCY FOR
HAZARDOUS WASTE AND HAZARDOUS
MATERIALS MANAGEMENT.

WHEREAS, Chapter 6.11 (commencing with section 25404) of Division 20 of the California Health and Safety Code (H&S Code) requires that administration of six specified hazardous waste and hazardous materials management regulatory programs must be consolidated as a unified program; and

WHEREAS, H&S Code Chapter 6.11 requires that an agency which administers any of the specified unified program components must be certified as a unified program agency by the Secretary of the California Environmental Protection Agency; and

WHEREAS, those unified program components specified in H&S Code Chapter 6.11 include the requirements of H&S Chapter 6.5 (commencing with section 25100) related to hazardous waste generators and on-site waste treatment, H&S Code section 25270.5(c) related to aboveground storage tank spill prevention control and countermeasure plans, H&S Code Chapter 6.7 (commencing with section 25280) related to construction, operation, and removal of underground storage tanks, Article 1 of H&S Code Chapter 6.95 related to hazardous material release response plans and inventories, Article 2 of H&S Code Chapter 6.95 related to the management of acutely hazardous materials,

and Uniform Fire Code (UFC) section 80.103(b), obtaining permits for the handling, use and storage of hazardous materials, and UFC section 80.103(c) concerning hazardous materials management plans and inventories; and

WHEREAS, H&S Code section 25509.2 eliminates duplicative reporting requirements by deeming that reports filed under H&S Code Chapter 6.95, Articles 1 and 2, shall have met the requirements of UFC section 80.103(b) and (c); and

WHEREAS, the San Diego County Department of Environmental Health (previously known as the Department of Health Services, Environmental Health Services) currently administers regulatory compliance for five of the six unified program components in The City of San Diego; and

WHEREAS, San Diego Municipal Code sections 46.0801 to 42.0807 establishes a program to monitor establishments where hazardous wastes are provided, stored, handled, disposed of, treated or recycled and that the unified program will enforce, as San Diego County Department of Environmental Health being the designated agency, the provision contained in sections 42.0801 to 42.0807, which provisions are among the six specified hazardous waste and hazardous materials management regulatory programs; and

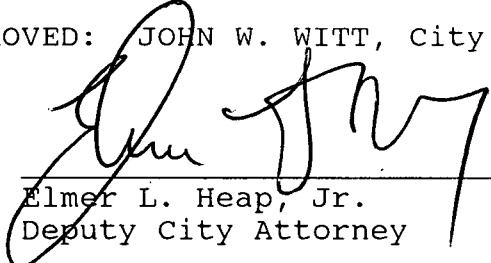
WHEREAS, the Department of Environmental Health, serving as a Unified Program Agency, will coordinate administration of the sixth Unified Program component, the Aboveground Storage Tank Spill Prevention Control and Countermeasure Plans, with the San Diego Regional Water Quality Control Board; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego,

that this Council hereby designates the San Diego County Department of Environmental Health as the Unified Program Agency to administer six (6) specified hazardous waste and hazardous materials management regulatory programs as they relate to hazardous waste and hazardous materials in this jurisdiction.

APPROVED: JOHN W. WITT, City Attorney

By


Elmer L. Heap, Jr.
Deputy City Attorney

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