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(R-2009-585)

RESOLUTION NUMBER R- **304652**

DATE OF FINAL PASSAGE **MAR 02 2009**

A RESOLUTION OF THE CITY COUNCIL DECLARING A CONTINUED STATE OF EMERGENCY REGARDING THE DISCHARGE OF RAW SEWAGE FROM TIJUANA, MEXICO.

WHEREAS, California Government Code section 8630 authorizes local governing bodies to proclaim local emergencies when such events occur as are defined by California Government Code section 8558(c); and

WHEREAS, Section 8630 further provides that if the local governing body meets weekly, it must review the state of emergency at least every 14 days until such emergency is declared to be terminated, and in no event wait longer than 21 days to review the state of emergency; and

WHEREAS, the City Council on September 7, 1993 adopted Resolution No. R-282544 declaring the existence of a state of emergency regarding the escalated discharge of sewage across the international border into the City of San Diego from Tijuana, Mexico; and

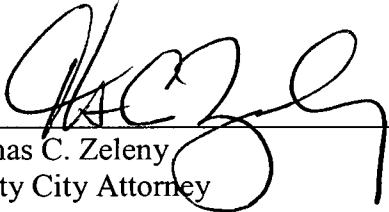
WHEREAS, the escalated discharge of sewage across the international border into the City of San Diego continues to pose the possibility of peril to persons or property; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that pursuant to California Government Code section 8630, a continued state of emergency is declared to persist relative to the escalated discharge of raw sewage from Tijuana, Mexico.

BE IT FURTHER RESOLVED, that the Mayor or his designee is authorized to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage.

BE IT FURTHER RESOLVED, that the measures previously taken by the City Council in Resolution No. R-282544 shall continue to have full force and effect.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By  \_\_\_\_\_  
Thomas C. Zeleny  
Deputy City Attorney

TCZ:mb  
11/04/08  
Or.Dept:MWWD  
R-2009-585

I hereby certify that the foregoing resolution was passed by the Council of the City of San Diego, at its meeting of FEB 17 2009.

ELIZABETH S. MALAND, City Clerk

By  \_\_\_\_\_  
Deputy City Clerk

Approved: 3-2-09  
(date)

  
\_\_\_\_\_  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor