

#115  
12/13/22

(R-2023-127)

RESOLUTION NUMBER R- **314541**

DATE OF FINAL PASSAGE DEC 20 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO DECLARING A CONTINUED STATE OF  
EMERGENCY REGARDING RAW SEWAGE, SOLID WASTE,  
AND SEDIMENT COMING FROM TIJUANA, MEXICO.

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

WHEREAS, California Government Code section 8630 further provides that the local  
governing body review the need for continuing the local emergency at least once every 60 days  
until the governing body terminates the local emergency; and

WHEREAS, the Council of the City of San Diego adopted San Diego Resolution  
R-282544 on September 7, 1993, declaring the existence of a state of emergency regarding the  
escalated discharge of raw sewage across the international border into the City from  
Tijuana, Mexico; and

WHEREAS, the Council of the City of San Diego adopted San Diego Resolution  
R-312652 on September 10, 2019, declaring the existence of a state of emergency regarding  
solid waste and sediment flowing across the international border with Mexico via the  
Tijuana River and other waterways, into the City of San Diego; and

WHEREAS, raw sewage, solid waste, and sediment flowing across the international  
border continues to pose the possibility of peril to persons and property in the City of San Diego;  
and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; 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 due to raw sewage, solid waste, and sediment coming from Tijuana, Mexico.

BE IT FURTHER RESOLVED, that the measures previously taken by the Council of the City of San Diego in Resolutions R-282544 and R-312652 shall continue to have full force and effect.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Noah J. Brazier  
Noah J. Brazier  
Deputy City Attorney

NJB:nja  
09/08/2022  
Or. Dept: DSD  
Doc. No.: 3082982

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 13 2022.

ELIZABETH S. MALAND  
City Clerk

By Kristina Medina  
Deputy City Clerk

Approved: 12/20/22  
(date)

Todd Gloria  
TODD GLORIA, Mayor

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

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on DEC 13 2022 by the following vote:

| Councilmembers           | Yeas                                | Nays                     | Not Present              | Recused                  |
|--------------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Joe LaCava               | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Jennifer Campbell        | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Stephen Whitburn         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Monica Montgomery Steppe | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Marni von Wilpert        | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Kent Lee                 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Raul A. Campillo         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Vivian Moreno            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Sean Elo-Rivera          | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Date of final passage DEC 20 2022

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Kristell Medina, Deputy

Office of the City Clerk, San Diego, California

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