

Agenda Report

December 6, 2010

TO: Honorable Mayor and City Council
FROM: Department of Public Works
SUBJECT: RE-DESIGNATION OF THE LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH, SOLID WASTE PROGRAM AS THE LOCAL ENFORCEMENT AGENCY RESPONSIBLE FOR ENFORCING ALL LAWS AND REGULATIONS RELATING TO THE MANGEMENT OF SOLID WASTE IN THE CITY OF PASADENA

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the adoption of this resolution is exempt from California Environmental Quality Act (CEQA) pursuant to the State CEQA Guidelines Section 15061 (b) 3. The activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and
2. Adopt the attached resolution approving the re-designation of the Los Angeles County Department of Public Health, Environmental Health, Solid Waste Management Program, to act as the Local Enforcement Agency responsible for enforcing all laws and regulations relating to the management of solid waste in the City of Pasadena.

BACKGROUND:

In 2006 the Los Angeles County Department of Health Services was reorganized and the Department of Public Health (DPH) was formed. Within the DPH are the Los Angeles County Department of Environmental Health, Solid Waste Management Program, and Local Enforcement Agency. The Local Enforcement Agency is currently authorized and designated under the old Department of Health Services to enforce all laws and regulations relating to solid waste disposal, handling and transport.

The Los Angeles County Department of Health Services was designated as the LEA by the City Council on August 1, 1992.

The County is now requesting the City to transfer this authority to the Department of Public Health to reflect the County's existing organizational structure.

The Los Angeles County Department of Health Services has served as the Local Enforcement Agency for the vast majority of the cities of Los Angeles County since 1977. This re-designation serves as a formality only, and should not impact the City or change how enforcement is conducted.

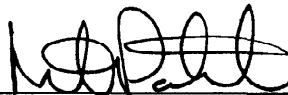
ENVIRONMENTAL ANALYSIS:

The adoption of this resolution is exempt from California Environmental Quality Act (CEQA) pursuant to the State CEQA Guidelines Section 15061 (b) 3, since the resolution can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

FISCAL IMPACT:

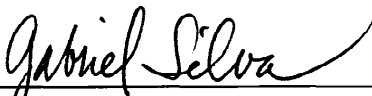
There is no anticipated fiscal impact.

Respectfully submitted,



MARTIN PASTUCHA
Director

Prepared by:



Gabriel Silva, Management Analyst IV
Department of Public Works

Approved by:



MICHAEL J. BECK
City Manager

Attachment A – Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA, CALIFORNIA, APPROVING THE RE-DESIGNATION OF THE LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH, ENVIRONMENTAL HEALTH, SOLID WASTE MANAGEMENT PROGRAM, AS THE LOCAL ENFORCEMENT AGENCY RESPONSIBLE FOR ENFORCING ALL LAWS AND REGULATIONS RELATING TO THE MANAGEMENT OF SOLID WASTE WITH THE CITY OF PASADENA

WHEREAS, the Los Angeles County Department of Health Services is currently authorized and designated to act as the Local Enforcement Agency in the City of Pasadena to enforce all laws and regulations relating to solid waste disposal, handling and transport;

WHEREAS, in July, 2006 the Los Angeles County Department of Health Services reorganized and the Department of Public Health was formed; and

WHEREAS, within the Department of Public Health is the Los Angeles County Department of Environmental Health, Solid Waste Management Program, Local Enforcement Agency that will now be responsible for enforcing all laws and regulations relating to the management of solid waste in the City of Pasadena.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PASADENA, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1: The City of Pasadena approves the Solid Waste Management Program to act as the Local Enforcement Agency within the City under the Department of Public Health.

SECTION 2: The City Clerk-Treasurer shall certify to the passage and adoption hereof.

ADOPTED at the regular meeting of the Council of the City of Pasadena on this _____, by the following vote:

AYES:

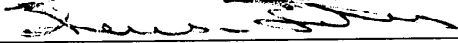
NOES:

ABSENT:

ABSTAIN:

Mark Jomsky, City Clerk

APPROVED AS TO FORM:



Theresa Fuentes
Assistant City Attorney



JONATHAN E. FIELDING, M.D., M.P.H.
Director and Health Officer

JONATHAN E. FREEDMAN
Chief Deputy Director

ANGELO J. BELLOMO, REHS
Director of Environmental Health

ALFONSO MEDINA, REHS
Director of Environmental Protection Bureau

Solid Waste Program
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March 16, 2010

City of Pasadena
Public Works
100 N Garfield Ave
Pasadena, CA 91101

Re-designation of Local Enforcement Agency for Solid Waste Management

Dear Sir/ Madam

This letter serves as a reminder to a notice sent during July 2007 to seek your city's support and cooperation in re-designating the Los Angeles County Department of Public Health, Environmental Health, Solid Waste Management Program (SWMP), as the Local Enforcement Agency (LEA) responsible for enforcing all laws and regulations relating to the management of solid waste in your city.

In July of 2006, the Los Angeles County Department of Health Services (DHS), reorganized and the Department of Public Health (DPH) was formed. Within DPH is the Los Angeles County Department of Environmental Health, SWMP, LEA. The LEA is currently authorized and designated under DHS in your city to enforce all laws and regulations relating to solid waste disposal, handling, and transport.

This letter is to request that the governing body in your city provide the designation/approval for the SWMP to act as the LEA within your city under DPH, and provide a certified copy of this designation to the LEA.

Please contact me at (626) 430-5542 if you have any questions or need further information.

Sincerely,

John Kaddis EHS IV
Los Angeles County Solid Waste Management Program