

1 RESOLUTION NO. RES-22-0035

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER, OR HIS DESIGNEE, TO SUBMIT A NOTICE OF
6 INTENT TO COMPLY WITH THE REGULATIONS OF
7 SB1383 PER THE SB619 STATUTE

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9 WHEREAS, CalRecycle, in consultation with the California Air Resources
10 Board, has adopted regulatory requirements (Regulations), consistent with the mandate of
11 Senate Bill 1383 (Lara, 2016), that are designed to achieve the organic waste reduction
12 goals established in Section 39730.6 of the Health and Safety Code through a 50 percent
13 (50%) reduction in the level of the statewide disposal of organic waste from the 2014 level
14 by 2020 and a 75 percent (75%) reduction in the level of the statewide disposal of organic
15 waste from the 2014 level by 2025; and

16 WHEREAS, the City of Long Beach is a local jurisdiction required to comply
17 with the Regulations; and

18 WHEREAS, the City of Long Beach is facing continuing violations of the
19 Regulations commencing during the 2022 calendar year; and

20 WHEREAS, Senate Bill 619 (Laird, 2021), through amendments to Section
21 42652.5 of the Public Resources Code (Statute), created a mechanism called a Notification
22 of Intent to Comply through which a local jurisdiction may secure administrative civil penalty
23 relief from any continuing violations of the Regulations for the 2022 calendar year and may
24 be eligible for a broader and longer-term regulatory compliance path, including suspended
25 administrative civil penalties, through a corrective action plan; and

26 WHEREAS, the City of Long Beach is a local jurisdiction authorized by the
27 Statute to submit a Notification of Intent to Comply for CalRecycle approval; and

28 WHEREAS, CalRecycle shall approve a Notification of Intent to Comply that

1 is duly adopted by the jurisdiction by formal written resolution and meets the requirements
2 of the Statute;

3 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
4 follows:

5 Section 1. The City Council of the City of Long Beach by and through its
6 City Manager, or his designee, hereby formally adopts the Notification of Intent to Comply.

7 Section 2. The City Council of the City of Long Beach hereby authorizes
8 and directs the City Manager, or his designee, on its behalf, to submit the Notification of
9 Intent to Comply to CalRecycle for approval pursuant to the Statute.

10 Section 3. By submitting the Notification of Intent to Comply pursuant to
11 and subject to the above referenced requirements, the City of Long Beach represents and
12 certifies that it will implement the proposed actions to remedy the violations according to
13 the proposed schedule as approved by CalRecycle and in accordance with the Statute and
14 Regulations.

15 Section 4. The City of Long Beach by and through its City Manager also
16 acknowledges and agrees to comply with any maximum compliance deadline in any
17 corrective action plan that CalRecycle, in its sole discretion, determines to be necessary
18 and appropriate under the circumstances for the correction of any violation(s) of the Statute
19 and Regulations identified in its Notification of Intent to Comply.

20 Section 5. This resolution shall take effect immediately upon its adoption
21 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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I hereby certify that the foregoing resolution was adopted by the City Council
of the City of Long Beach at its meeting of February 15, 2022
by the following vote:

Ayes: Councilmembers: Zendejas, Allen, Price, Supernaw,
Mungo, Saro, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.



City Clerk