

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9320-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE  
SUPPORTING THE DESIGNATION AS A RECYCLING MARKET DEVELOPMENT ZONE  
PURSUANT TO CALIFORNIA PUBLIC RESOURCES CODE SECTION 42010

WHEREAS, California Public Resources Code Section 42010 provides for the establishment of the Recycling Market Development Zone (RMDZ) program throughout the State which provides incentives to stimulate development of post-consumer and secondary materials markets for recyclables;

WHEREAS, all California jurisdictions must meet a 50% reduction in landfill waste disposal as mandated by the California Integrated Waste Management Act;

WHEREAS, the development of local markets for recycled materials would reduce the need to transport them out of the region in the future;

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets;

WHEREAS, the designation of a zone comprised of the cities of Garden Grove, Huntington Beach, Orange, Stanton, Santa Ana, and Unincorporated Orange County, dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, is essential for market development and to assist these jurisdictions in meeting the established landfill waste reduction goals;

WHEREAS, the designation as an RMDZ is necessary to facilitate local and regional planning, coordination, and support of existing and new recycling-based manufacturing businesses, as well as the attraction of private sector recycling investments to the RMDZ;

WHEREAS, RMDZ designation would make existing and new recycling-based manufacturing businesses located within the proposed zone eligible for the technical and financial incentives associated with the RMDZ program;

WHEREAS, local governing bodies may receive RMDZ program related benefits as authorized by Public Resources Code;

WHEREAS, the California Legislature has defined environmental justice as “the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations and policies” (Government Code Section 65040.12(e)), and has directed the California Environmental Protection Agency to conduct its programs, policies, and

activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations, and low income populations of the State (Public Resources Code Section 71110(a));

WHEREAS, CalRecycle in its Strategic Plan, has adopted a goal to continuously integrate environmental justice concerns into all of the Department's programs and activities;

WHEREAS, the cities of Garden Grove, Huntington Beach, Orange, Stanton, Santa Ana, and Unincorporated Orange County have agreed to submit a joint application to CalRecycle requesting designation as a RMDZ;

WHEREAS, the City of Huntington Beach has agreed to act as Lead Agency for the proposed designation of the RMDZ;

WHEREAS, in accordance with the California Environmental Quality Act (CEQA), the City of Huntington Beach has determined that the RMDZ program is categorically exempt from CEQA;

WHEREAS, the City of Huntington Beach has prepared, or caused to be prepared, and adopted a Notice of Exemption indicating that the RMDZ project is exempt from CEQA;

WHEREAS, the Notice of Exemption reflects the City of Huntington Beach's independent judgment and analysis;

WHEREAS, the City of Garden Grove has considered the information in the Notice of Exemption and its supporting documents;

WHEREAS, the City of Garden Grove, on the basis of the entire record before it, finds that there is no substantial evidence that the requested designation as a RMDZ will have a significant effect on the environment; and

WHEREAS, the record of the proceedings on which the City of Garden Grove bases its decision to adopt the Notice of Exemption is available from the Lead Agency's custodian of records:

Joan L. Flynn  
City Clerk  
2000 Main Street  
Huntington Beach, CA 92648

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garden Grove as follows:

1. The above recitals are true and correct and hereby incorporated herein by reference.
2. The City of Garden Grove adopts the Notice of Exemption prepared by the City of Huntington Beach.
3. The City of Garden Grove, as a Responsible Agency, approves the designation of the Orange County Recycling Market Development Zone as a RMDZ and directs the City of Huntington Beach to submit an application to CalRecycle requesting designation of the Orange County Recycling Market Development Zone as an RMDZ, which includes the cities of Garden Grove, Huntington Beach, Orange, Stanton, Santa Ana, and Unincorporated Orange County.
4. The City of Garden Grove will administer the RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures and incomes, including but not limited to soliciting public participation in all communities within the RMDZ, including minority and low income populations.
5. Approves receipt of any Recycling Market Development Zone related payments authorized by the Public Resources Code. The City Manager or his designee is hereby authorized to execute in the name of the City of Garden Grove all documents necessary to secure payment and implement the associated activities.

Adopted this 22<sup>nd</sup> day of September 2015.

ATTEST:

/s/ STEVEN R. JONES

MAYOR PRO TEM

/s/ KATHLEEN BAILOR, CMC

CITY CLERK

