

RESOLUTION NO. 2018-33

A RESOLUTION OF THE CITY OF LAKE FOREST, CALIFORNIA, REQUESTING ADDITION TO THE ORANGE COUNTY RECYCLING MARKET DEVELOPMENT ZONE AS A PARTICIPATING JURISDICTION.

WHEREAS, California Public Resources Code Section 42010, et al. 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; and

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

WHEREAS, the Orange County Recycling Market Development Zone ("OCRMDZ") currently includes designated areas in the cities of Huntington Beach, Orange, Santa Ana, Garden Grove, and Stanton, and the County of Orange (unincorporated); and

WHEREAS, the OCRMDZ is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist these jurisdictions in meeting the established landfill waste reduction goals; and

WHEREAS, the cities of Lake Forest and Fullerton desire existing and new recycling-based manufacturing businesses located within its jurisdictions to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the addition of the cities of Lake Forest and Fullerton to the OCRMDZ is necessary to facilitate local and regional planning, coordination, and support existing recycling-based manufacturing businesses, as well as attract private sector recycling investments to the OCRMDZ; and

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

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

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

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)]; and

WHEREAS, CalRecycle has adopted a goal to continuously integrate environmental justice concerns into all of its programs and activities; and

WHEREAS, the cities of Huntington Beach, Orange, Santa Ana, Garden Grove, and Stanton, the County of Orange (unincorporated), Fullerton and Lake Forest have agreed to submit an application to CalRecycle requesting the expansion of the boundaries of OCRMDZ due to the addition of the City of Lake Forest as a participating jurisdiction; and

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

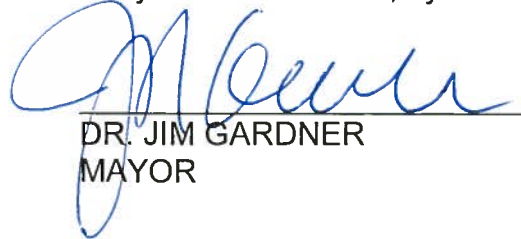
WHEREAS, in accordance with the California Environmental Quality Act (CEQA), the City of Huntington Beach has determined that this expansion is exempt from CEQA as it does not qualify as a project pursuant to CEQA Guidelines § 15378; and

WHEREAS, the City of Lake Forest adopts this determination and finds there are no reasons to prepare an environmental document.

NOW THEREFORE: the City of Lake Forest hereby resolves that:

1. The City of Lake Forest, approves the expansion of OCRMDZ as a RMDZ and directs the City of Huntington Beach to submit an application to CalRecycle requesting expansion of Orange County Recycling Market Development Zone ("OCRMDZ") as a RMDZ which includes cities of Huntington Beach, Lake Forest, Orange, Santa Ana, Garden Grove, Fullerton, and Stanton, and the County of Orange (unincorporated).
2. The City of Lake Forest approves receipt of any Recycling Market Development Zone related payments authorized by the Public Resources Code. The City Manager is hereby authorized to execute in the name of the City of Lake Forest all documents necessary to secure payment and implement the associated activities.
3. The City of Lake Forest 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.
4. This Resolution is effective upon its adoption.

PASSED, APPROVED AND ADOPTED this 2nd day of October 2018, by the following vote, to wit:


DR. JIM GARDNER
MAYOR

ATTEST:


JENNIFER CONNALLY, CMC
ACTING CITY CLERK

APPROVED AS TO FORM:


MATTHEW E. RICHARDSON
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF LAKE FOREST)

I, Jennifer Connally, Acting City Clerk of the City of Lake Forest, California, do hereby certify that the foregoing Resolution No. 2018-33 was duly passed and adopted at a regular meeting of the Lake Forest City Council on the 2nd day of October 2018, by the following vote, to wit:

AYES:	COUNCIL MEMBERS:	BASILE, CAGLEY, GARDNER, ROBINSON, VOIGTS
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE


JENNIFER CONNALLY, CMC
ACTING CITY CLERK