

RESOLUTION NO. 96-07

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EL PASO DE ROBLES
DISAPPROVING THE NOTICE OF DETERMINATION
AND NEGATIVE DECLARATION FOR THE SITING ELEMENT
AND SUMMARY PLAN AS PREPARED BY THE SAN LUIS OBISPO COUNTY
INTEGRATED WASTE MANAGEMENT AUTHORITY**

WHEREAS, the people of the State of California have enacted the Integrated Waste Management Act of 1989 (Assembly Bill 939) which requires the preparation of solid waste planning documents known as the "Siting Element" and the "Summary Plan", incorporated herein by reference; and

WHEREAS, said procedures of the California Integrated Waste Management Board require local approval of these documents be accompanied by environmental documentation verifying compliance with the California Environmental Quality Act (CEQA), as amended; and

WHEREAS, an Initial Study has been completed and a Notice of Determination and Negative Declaration, incorporated herein by reference, prepared in accordance with the requirements of CEQA; and

WHEREAS, the San Luis Obispo County Integrated Waste Management Authority approved the Negative Declaration for the Siting Element and Summary Plan after considering all the information presented to it, including the staff report and the public testimony presented in writing and at the November 8, 1995, Public Hearing; and

WHEREAS, prior to acceptance of these documents by the California Integrated Waste Management Board, the cities and county within the county shall approve or disapprove the documents within 90 days of their receipt of those documents; and

WHEREAS, the Negative Declaration Siting Element and Summary Plan were received by the City of El Paso de Robles on November 14, 1995; and

WHEREAS, a duly advertised public hearing was held before the City Council of the City of El Paso de Robles on February 6, 1996 for consideration of all information presented to it regarding the Notice of Determination and Negative Declaration.

WHEREAS, the potential environmental effects were duly considered and proposed mitigation measures reviewed and discussed.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. That the City Council of the City of El Paso de Robles has considered all information presented concerning the Notice of Determination and Negative Declaration and has determined that the Siting Element and Summary Plan may have a significant effect on the environment; and

Section 2. That the City Council of the City of El Paso de Robles hereby disapproves the Notice of Determination and Negative Declaration for the Siting Element and Summary Plan because they do not adequately address the environmental impacts of the Siting Element and Summary Plan. Including, but not limited to, the traffic and air quality impacts associated with the possible importation of waste from outside the county and the effect on the expected life of the Chicago Grade Landfill as a result of its revised solid waste facilities permit.

PASSED AND ADOPTED this 6th day of February, 1996 by the following roll call vote:

AYES: Heggarty, Martin, Picanco, and Macklin
NOES: Iversen
ABSENT: None
ABSTAIN: None



Walter J. Macklin, Mayor

ATTEST:



Richard J. Ramirez, City Manager/City Clerk