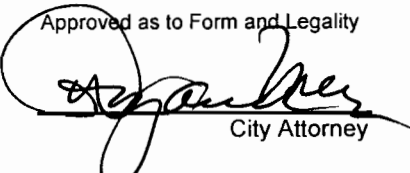


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 MAY 13 PM 1:44

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82802 C.M.S.

RESOLUTION TO SUPPORT CALIFORNIA ASSEMBLY BILL 1343 WHICH WILL REQUIRE MANUFACTURERS TO CREATE, FUND AND OPERATE A PROGRAM TO RECYCLE AND/OR DISPOSE OF ARCHITECTURAL PAINT THEY SELL IN CALIFORNIA AFTER ITS USEFUL LIFE

WHEREAS, current state law classifies architectural paint (paint) as Universal Waste, and bans it from disposal as solid waste, but does not allocate resources to provide consumers with convenient opportunities for safe and lawful disposal of paint; and

WHEREAS, the statewide disposal ban burdens local governments including Oakland with the collection of paint through household hazardous waste collection facilities and the clean-up of illegally dumped paint in streets, parks, and waterways; and

WHEREAS, AB 1343 (Huffman) would require paint manufacturers to design, fund, and operate an Extended Producer Responsibility (EPR) program for proper end-of-life management of the paint they sell in California; and

WHEREAS, AB 1343 would result in increased, convenient opportunities for Oakland residents and businesses to safely and legally dispose of unused paint; and

WHEREAS, AB 1343 would reduce the amount of illegally dumped paint and the fiscal and environmental costs associated with this activity, and relieve Alameda County Household Hazardous Waste facilities of the cost burden of disposing and/recycling used paint, costs which are funded by Oakland garbage collection rate payers; and

WHEREAS, AB 1343 would shift these costs from local government to the manufacturers of paint, and reduce our reliance on public household hazardous waste programs to capture and dispose and/or recycle paint; and

WHEREAS, in 2007 the City Council adopted Resolution No. 80390 C.M.S. to support extended producer responsibility legislation that would hold manufacturers responsible for the disposal and/or recycling of post-consumer waste products; now, therefore be it

RESOLVED: The City of Oakland declares its support for AB 1343 (Huffman) to require that manufacturers of architectural paint design, fund, and operate an Extended Producer Responsibility (EPR) program for proper end-of-life disposal and/or recycling of paint they sell in California; and be it

FURTHER RESOLVED: That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for enacting AB 1343 with the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 1 2010, 20

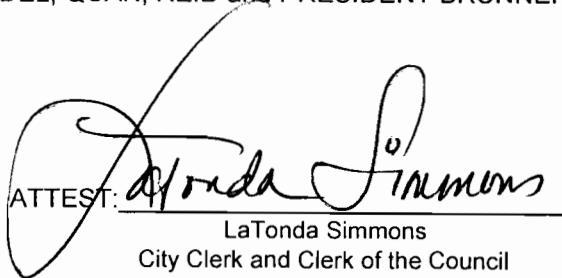
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID and PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California