

# OAKLAND CITY COUNCIL

**DRAFT**  
City Attorney

OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION NO. \_\_\_\_\_ C.M.S.

2008 APR 24 PM 5:05

Introduced by Councilmember Nadel, Councilmember Brunner and Vice Mayor Reid

## RESOLUTION SUPPORTING STATE ASSEMBLY BILL AB2760 (LENO), REQUIRING COMPLETION OF AN ENVIRONMENTAL IMPACT REPORT PRIOR TO AERIAL PESTICIDE SPRAYING FOR THE LIGHT BROWN APPLE MOTH IN URBAN AREAS

**WHEREAS**, the Light Brown Apple Moth (LBAM) is a pest subject to Federal and State quarantine and eradication orders; and

**WHEREAS**, there is a confirmed presence of LBAM in Alameda County; and

**WHEREAS**, the California Department of Food and Agriculture commenced an aerial pesticide spraying program in 2007, affecting parts of Santa Cruz and Monterey Counties; and

**WHEREAS**, the State plans to expand its aerial spraying program to Alameda County in the summer of 2008;

**WHEREAS**, on March 4, 2008 Oakland City Council unanimously adopted a resolution opposing this aerial spraying program due to the absence of a reliable, independent study determining the safety of this program; and

**WHEREAS**, several State legislators have introduced AB 2760 (Leno), AB 2763 (Laird), AB2765 (Huffman), which are related to the LBAM eradication effort; now, therefore, be it

**RESOLVED**: that the City Administrator and the City's state lobbyist are directed to advocate for adoption of AB2760, as it is currently the only bill that has the potential to delay the summer 2008 aerial spraying and require the release of the desired health information before proceeding with aerial spraying over urban areas.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE**: BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST \_\_\_\_\_

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