

RESOLUTION NO. 99-11

**RESOLUTION REQUIRING WASTE REDUCTION PLAN AND
WASTE REDUCTION PERMIT PRIOR TO OBTAINING
A BUILDING PERMIT OR DEMOLITION PERMIT**

RESOLVED, by the City Council of the Town of Hillsborough, County of San Mateo, State of California, that:

WHEREAS, the State of California has adopted AB 939 mandating that local governments divert a percentage of locally-generated waste from landfills prior to the year 2000; and

WHEREAS, the Integrated Waste Management Board has been given the authority to assess fines of up to \$10,000 per day against a local government which does not comply with the AB 939 requirements; and

WHEREAS, waste resulting from construction and demolition accounts for more than one-quarter of the waste generated in the Town; and

WHEREAS, the Town desires to implement a program requiring submission of a Waste Reduction Plan and the obtaining of a Waste Reduction Permit prior to its issuance of a building permit or demolition permit; and

WHEREAS, such Waste Reduction Plans and Waste Reduction Permits should assist the Town in meeting the goals set pursuant to AB 939 and help document builders' efforts to recycle and reuse materials;

NOW, THEREFORE, IT IS HEREBY DETERMINED, ORDERED AND RESOLVED that:

1. Any person or entity seeking a building permit or demolition permit in Town shall first prepare and submit a Waste Reduction Plan in such form as may be approved from time to time by the Director of Public Works.

2. After the Town approves such a Waste Reduction Plan, the Town may issue a Waste Reduction Permit to effectuate such Waste Reduction Plan.

3. The Town shall issue a building permit or demolition permit for a project only after inspecting and certifying that the applicable Waste Reduction Plan has been satisfactorily completed.

4. If any portion of this resolution is for any reason held to be unconstitutional or invalid by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this resolution. The City Council of the Town of Hillsborough hereby declares that it would have adopted the remainder of this resolution, irrespective of the invalidity of any other portion.

5. This Resolution shall be printed and posted upon the three (3) original bulletin boards of the Town of Hillsborough.

MAYOR OF THE TOWN OF HILLSBOROUGH

ATTEST:

City Clerk

I hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the City Council of the Town of Hillsborough, California at its regular meeting held on the 8 day of March, 1999, by the following vote of the members thereof:

AYES: Council Members Regan, Mullooly, Fannon, Auer, Adams

NOES: Council Members None

ABSENT: Council Members None

ABSTAIN: Council Members None