

CONSENT CALENDAR

SUBJECT: SUPPORT FOR THE RE-DESIGNATION OF THE GREATER SOUTH SAN JOAQUIN VALLEY RECYCLING MARKET DEVELOPMENT ZONE (RMDZ) AND TO INCLUDE AN EXPANSION IN ZONE BOUNDARIES

SOURCE: COMMUNITY DEVELOPMENT DEPARTMENT

COMMENT: California's Integrated Waste Management Act (IWMA), which originally passed in 1989 and has since been amended, requires each jurisdiction within the State to reduce the amount of waste disposed in landfills by 50% by the year 2000 and maintain that level every year thereafter.

To assist California cities and counties in reaching this goal, the Recycling Market Development Zone (RMDZ) program was created by the California Department of Resources and Recovery (CalRecycle).

There are presently over 30 RMDZs in the State. RMDZs are approved for a term of 10 years (Public Resources Code Sections 42011). At the end of the 10-year term, the Zone Administrator or other delegated persons may reapply for another 10-year term (California Code of Regulations Sections 17914).

The current zone designation for the Greater South San Joaquin Valley RMDZ, which includes all non-residentially zoned areas of Tulare County and portions of Kings County, is due to expire in March 2014. As a commitment to continue to establish, sustain and expand recycling-based manufacturing businesses, and strengthen more regional economic development, and with a desire to also include the unincorporated areas of Kings County and the City of Avenal, an application has been prepared to re-designate and expand the current boundaries of the RMDZ.

The RMDZ program was designed to create an increase in market demand for local recycled materials. The program also helps create jobs, can increase the tax base and reduce transportation costs of local recycled materials. The RMDZ program is a business assistance program, and qualifying manufacturers in an RMDZ are eligible to receive low-interest loans from the State. Other benefits, such as help with locating recycled materials for processing and identifying new customers, may be offered to companies located in RMDZs as well. Local businesses have previously taken advantage of this program.

Re-designation and expansion of the Greater South San Joaquin Valley Recycling Market Development Zone would enable these benefits to continue for another ten years.

### History

March 1994 - Tulare and Kings County applied for and were designated an RMDZ named Greater South San Joaquin Valley Recycling Market Development Zone (GSSJV RMDZ) and included cities in both Tulare and Kings Counties. February 2000 – RMDZ expanded to add portions of non-residentially zoned areas for the cities of Exeter, Farmersville, Lindsay, and Woodlake and increased the non-residentially zoned areas for the cities of Dinuba, Tulare and the County of Tulare.

May 2003 – RMDZ expanded to include the City of Porterville.

March 2004 – RMDZ received re-designation for another 10-year term.

RECOMMENDATION: That the City Council:

1. Adopt a Resolution approving the re-designation of the Greater South San Joaquin Valley Recycling Market Development Zone (GSSJV RMDZ), with an expansion of boundaries; and
2. Direct the Economic Development Corporation serving Tulare County to submit an application to CalRecycle requesting re-designation that will include the Counties of Tulare and Kings and their respective Cities in a manner that seeks to ensure the fair treatment of all people.

ATTACHMENTS: Draft Resolution

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF PORTERVILLE SUPPORTING THE RE-  
DESIGNATION OF THE GREATER SOUTH SAN JOAQUIN VALLEY RECYCLING  
MARKET DEVELOPMENT ZONE (GSSJV RMDZ) AND AN EXPANSION IN  
BOUNDARIES**

**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 Greater South San Joaquin Valley RMDZ includes designated areas in Tulare and Kings County; and

**WHEREAS**, the Greater South San Joaquin Valley RMDZ is administered by the Economic Development Corporation serving Tulare County, in coordination with the Kings County Economic Development Corporation; and

**WHEREAS**, the Greater South San Joaquin Valley RMDZ 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 Greater South San Joaquin Valley RMDZ will expire in March 2014 unless re-designated by CalRecycle; and

**WHEREAS**, the unincorporated areas of Kings County and the City of Avenal desire existing and new recycling-based manufacturing businesses located within their jurisdictions to be eligible for the technical and financial incentives associated with the RMDZ program; and

**WHEREAS**, the Greater South San Joaquin Valley RMDZ is expanding to include the unincorporated areas of Kings County and the City of Avenal; and

**WHEREAS**, the addition of these jurisdictions to the Greater South San Joaquin Valley RMDZ 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 RMDZ; and

**WHEREAS**, the continued development of local markets for recycled materials will reduce the need to transport material 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**, 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 Counties of Tulare and Kings and their respective Cities have agreed to submit an application to CalRecycle requesting the re-designation of the Greater South San Joaquin Valley RMDZ to also include unincorporated areas of Kings County and the City of Avenal; and

**WHEREAS**, the County of Kings has agreed to act as Lead Agency for the proposed re-designation; and

**WHEREAS**, in accordance with the California Environmental Quality Act (CEQA), the Kings County Board of Supervisors determined that this RMDZ re-designation is exempt pursuant to Section 15061.(B)(3) of the Guidelines for California Environmental Quality Act (CEQA Guidelines).

**NOW, THEREFORE, IT IS HEREBY RESOLVED** by the Council of the City of Porterville that it approves the re-designation of the Greater South San Joaquin Valley RMDZ and directs the Economic Development Corporation serving Tulare County to submit the application to CalRecycle requesting re-designation of the Greater South San Joaquin Valley RMDZ which includes the Counties of Tulare and Kings and their respective Cities.

PASSED, APPROVED AND ADOPTED this 4<sup>th</sup> day of March, 2014.

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Cameron J. Hamilton, Mayor

ATTEST:

John D. Lollis, City Clerk

By \_\_\_\_\_

Patrice Hildreth, Chief Deputy City Clerk