

ORDINANCE 19-1
AMENDING ORDINANCE 12-2

**AN ORDINANCE OF THE CENTRAL CONTRA COSTA SOLID WASTE
AUTHORITY AMENDING THE CONSTRUCTION & DEMOLITION
DEBRIS PROGRAM ORDINANCE**

WHEREAS, In 2012, the Central Contra Costa Solid Waste Authority (CCCSWA) adopted Ordinance 12-2 regarding the agency’s Construction & Demolition Debris Program; and

WHEREAS, The CCCSWA wishes to amend Ordinance 12-2 to provide clarification regarding the agency’s certification program for Construction & Demolition Debris recovery facilities and make other updates, clarifications, and corrections to the ordinance.

NOW, THEREFORE, the Board of Directors (“Board”) of the CCCSWA hereby ordains as follows:

Section 1. **Adoption.** This Ordinance amends and adds to Ordinance 12-2, the Construction & Demolition Debris Program Ordinance, as set forth in Exhibit A. Text to be added is indicated in underlined font (e.g., underlined) and text to be deleted is indicated in ~~strikeout~~ font (e.g., ~~strikeout~~).

Section 2. **Severability.** If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such a decision shall not affect the validity of the remaining portions of this Ordinance. The Board hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase of this Ordinance irrespective of the invalidity of any section, subsection, subdivision, paragraph, sentence, clause or phrase.

Section 3. **CEQA.** The Board finds that this Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines (Title 14 of the California Code of Regulations) Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) because it has no potential for resulting in physical change in the environment, directly or indirectly. Further, this action is exempt from CEQA under CEQA Guidelines Section 15061(b)(3) (the amendments are exempt because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment).

Section 4. **Effective Date.** This Ordinance shall be effective 30 days after its adoption.

Section 5. **Publication.** The Board Secretary shall either (a) have this Ordinance published once within 15 days after adoption in a newspaper of general circulation in Contra Costa County, or (b) have a summary of this Ordinance with the names of the Board members voting for and

against the Ordinance published twice in a newspaper of general circulation, once 5 days before its adoption and again within 15 days after its adoption, and with a certified copy of the entire Ordinance posted at the CCCSWA offices.

The foregoing Ordinance was introduced at a regular meeting of the Board on October 24, 2019, and adopted and ordered published at a regular meeting of the Board on December 12, 2019 by the following vote:

ANDERSEN, ANDERSON, FRANCOIS, GERRINGER,
KORPUS, MILLER, MITCHOFF, SILVA, STEPPER, WORTH
WYKLE


AYES: Members: _____

NOES: Members: _____

ABSTAIN: Members: _____


ARNERICH

ABSENT: Members: _____




Karen Mitchoff, Chair
Central Contra Costa Solid Waste Authority
County of Contra Costa, State of California

COUNTER-SIGNED:



Janna McKay, Secretary of the Board,
Central Contra Costa Solid Waste Authority,
County of Contra Costa, State of California

APPROVED AS TO FORM:



Deborah L. Miller, Counsel for the
Central Contra Costa Solid Waste Authority,
County of Contra Costa, State of California