

**RESOLUTION NO. 96-72**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIDGECREST APPROVING THE CONSTRUCTION AND OPERATION OF A NEW WASTE MANAGEMENT FACILITY IN THE KERN RIVER VALLEY AREA IN ACCORDANCE WITH THE KERN COUNTY SOLID WASTE INFRASTRUCTURE PLAN.**

**THE RIDGECREST CITY COUNCIL RESOLVES** as follows:

**WHEREAS**, the Kern County Waste Management Department ("Department") is seeking to site and operate a new recycling/transfer station for the Kern River Valley area, to be named the "Kern Valley Recycling/Transfer Station" (KVRTS); and

**WHEREAS**, the Department is seeking to close the Kern Valley Sanitary Landfill (KVSL) in accordance with the Code of Federal Regulation (CFR) 40 Subpart F, Section 258.1 (c) in Subtitle D, with Title 14, and Title 23 Article 5 of Chapter 15, the California Code of Regulations (CCR); and

**WHEREAS**, the Solid Waste Management and Resource Recovery Act (former Government Code Subsection 66701 et seq.) provided that each county is responsible for preparing, adopting, maintaining, and implementing a solid waste management plan for waste disposal within its geographic boundaries; and

**WHEREAS**, the State of California passed legislation (Chapter 1617 of the Statutes of 1990) which dictates the approval process of solid waste facilities during the "Gap" period, which is the period beginning when former County Solid Waste Management Plans ceased to exist because of Assembly Bill 939 (January 1, 1990) and when new County wide Integrated Waste Management Plans are approved by the California Integrated Waste Management Board (CIWMB); and

**WHEREAS**, the operation of the KVRTS will require a Solid Waste Facility Permit from the CIWMB; and

**WHEREAS**, the Department has prepared an Environmental Impact Report (EIR)/Environmental Assessment (EA) that addresses the potential environmental impacts of siting the KVRTS; this EIR/EA was certified by the Kern County Board of Supervisors; and

**WHEREAS**, on March 26, 1996, the Kern County Board of Supervisors approved the siting and operation of the KVRTS; and

**Resolution No. 96-72**

**Page 2**

**NOW, THEREFORE BE IT RESOLVED** that the Ridgecrest City Council, County of Kern, State of California, hereby finds, determines and declares as follows:

1. The City Council finds that the facts recited hereinabove are true, and further finds that the Council has jurisdiction to consider and approve the subject of this resolution.
2. The Council finds and determines that the applicable provisions of the California Environmental Quality Act (CEQA) of 1970, the State CEQA Guidelines and the Kern County Guidelines have been duly observed in conjunction with this project.
3. The Council finds and determines that this project will have no significant adverse impacts within the jurisdiction of this Council.
4. The project described herein is approved by the City Council of the City of Ridgecrest.
5. The City Clerk shall also cause a copy of this Resolution to be sent to the Director of Kern County Waste Management Department

**APPROVED AND ADOPTED** this 2nd day of October, 1996, by the following vote:

AYES: Mayor Bryan, Council Members Auld, Bitney, and Lalor

NOES: Council Member Parode

ABSTAIN:

ABSENT:

ATTEST:

  
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Rita Gable, Deputy City Clerk

  
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Curtis V. Bryan, Mayor