

MEASURE B

Title and Summary

An Initiative Ordinance Amending the 1989 Colusa County General Plan Governing Land Fill Regulation and Siting

County Ordinances are commonly enacted by the Board of Supervisors. However, California law permits the citizens to directly enact an ordinance by means of a petition for an initiative. If adopted, this measure would amend the 1989 Colusa County Code and the General Plan to provide as follows:

This initiative would amend the land use element of the General Plan to create a Solid Waste Facility ("SWF") designation for identifying property within the county for landfills to be used for municipal and nonhazardous waste. These landfills would not be allowed immediately adjacent to urban areas, and would be specifically deemed compatible with agricultural uses as well as other low density uses. Adoption of this measure would constitute approval of the CERRS property as a SWF and thus permit receipt of municipal wastes or nonhazardous materials.

Adoption of this measure shall be deemed to constitute full voter approval of the siting and use of the CERRS property for municipal and nonhazardous wastes.

The county General Plan Community Services element would be amended to redesignate the present CERRS site from its present designation to SWF (Solid Waste Facility), and would set a policy requiring the county to encourage and assist in the development of solid waste facilities "as being the most practical and economical solution to the county's solid waste disposal needs". The County would be required to pass on to the residents any savings generated by having a local landfill, and importing refuse. Waste haulers operating in the county will be required to reduce their rates.

The CERRS facility would be designated to receive out-of-county waste.

The Colusa County Zoning Ordinance would be amended to create a SWF zoning district. This district would permit receipt, recycling, and disposal of municipal refuse and other nonhazardous solid waste on condition that various state and local permits first be obtained, including a host fee agreement with the county providing for collection and payment of fees for out-of-county wastes.

Upon the effective date of this ordinance, the CERRS property is deemed to be designated and zoned as SWF.

If any portion of this measure is deemed to be unconstitutional or unlawful, the remaining portions of the measure shall remain operative.

Upon the adoption of the initiative, the Board of Supervisors shall cause it to be codified within the County Code.

This measure shall be construed to effectuate the approval of the CERRS landfill as an environmentally sensitive and economically beneficial solid waste facility in Colusa County.

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