



COUNTY OF NEVADA COMMUNITY DEVELOPMENT AGENCY

950 MAIDU AVENUE, SUITE 170, PO Box 599002, NEVADA CITY, CA 95959-7902
(530) 265-1222, FAX (530) 265-9854 <http://mynevadacountyca.gov>

Agricultural Commissioner

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NEVADA COUNTY BOARD OF SUPERVISORS Board Agenda Memo

MEETING DATE: April 23, 2024

TO: Board of Supervisors

FROM: **Amy Irani, Environmental Health Director**

SUBJECT: Resolution approving the memorandum of understanding (MOU) with the City of Nevada City to establish roles and responsibilities to implement SB 1383 regulations.

RECOMMENDATION: Approve the attached Resolution.

FUNDING: Costs to provide service is included in current FY23-24 and FY24-25 Environmental Health budget. Additional staff time and related costs are required to implement 1383; the time and related costs will be absorbed by current staff. See below for further detail. There is no effect to the general fund in FY23-24 and FY24-25.

BACKGROUND:
SB 1383 Regulations require cities and counties, among other things, to implement programs requiring organic waste generators and waste haulers to meet minimum standards for organic waste collection services, inspect waste containers for prohibited contamination of materials, provide education and outreach information to organic waste generators, report to CalRecycle on compliance with the SB 1383 Regulations, and maintain records of compliance with the SB 1383 Regulations.

Per Section 18981.2(c), the City remains ultimately responsible for compliance with the requirements of the SB 1383 Regulations as to the City's territory and the Environmental Health Department of Nevada County is authorized to annually inspect commercial businesses in the City pursuant to Health & Safety Code sections 25511, 26250, 112040, and 114390.

The Environmental Health Department will conduct the SB 1383 inspections as part of the routine annual inspections for each qualifying facility. At this juncture, the total number of qualifying facilities within the Nevada City limits is approximately 10. Each inspection takes an average of one hour of staff time to complete. The costs of staff time (approximately \$2,200) to implement this new State mandate, at this juncture, is not being charged to the facility or to the City of Nevada City. During the next year, the Environmental Health Department will continue to review and consider options for recouping the costs.

The City of Nevada City and the Environmental Health Department of Nevada County wish to enter into this MOU to establish roles and responsibilities to implement the SB 1383 Regulations the County will assume on the City's behalf under this MOU's terms and conditions.



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Item Initiated and Approved by: Amy Irani, Environmental Health Director

Submittal Date: 3-21-2024

Revision Date: