

ORDINANCE NO. 507 N.S.AN ORDINANCE ADDING CHAPTER 9.03 OF THE
MUNICIPAL CODE OF THE CITY OF EL PASO DE ROBLES
RELATING TO THE CLEANUP OF HAZARDOUS MATERIALS

The City Council of the City of El Paso de Robles does ordain that the following be added to the Municipal Code as Chapter 9.03:

ARTICLE I. HAZARDOUS MATERIALS

SECTION 9.03.010. DEPOSITS OF HAZARDOUS MATERIALS; CLEANUP OR ABATEMENT;
LIABILITY FOR COSTS.

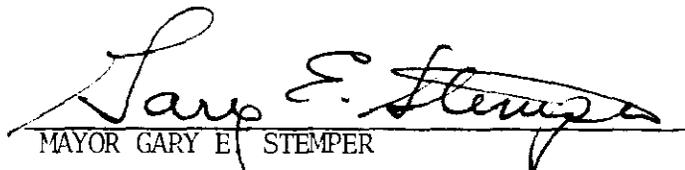
- (a) The City of Paso Robles is authorized to cleanup or abate the effects of any hazardous material deposited upon or into property or facilities within the City limits; and any person or persons who intentionally or negligently caused such deposit shall be liable for the payment of all costs incurred by the City as a result of such cleanup or abatement activity. The remedy provided by this section shall be in addition to any other remedies provided by law.
- (b) For purposes of this section "hazardous materials" shall be defined as any substances or materials in a quantity or form which, in the determination of the Director of Emergency Services or his authorized representative, poses an unreasonable and imminent risk to the life, health or safety of persons or property or to the ecological balance of the environment, and shall include, but not be limited to, such substances as explosives, radioactive materials, petroleum or petroleum products or gases, poisons, etiologic (biologic) agents, flammables and corrosives.
- (c) For purposes of this section, costs incurred by the City shall include, but shall not necessarily be limited to, the following: actual labor costs of City personnel, including workers' compensation benefits, fringe benefits, administrative overhead; cost of equipment operation, cost of materials obtained directly by the City; and cost of any contract labor and materials.
- (d) The authority to recover costs under this section shall not include actual fire suppression services which are normally or usually provided by the Fire Department.

PASSED AND ADOPTED this 15th day of October, 1985 by the following roll call vote:

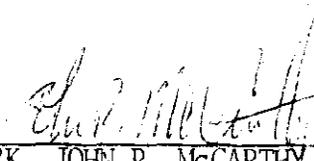
AYES: Councilpersons Cousins, Russell, Thorndyke and Stemper

NOES: None

ABSENT: Councilman Ovitt


MAYOR GARY E. STEMPER

ATTEST:


CITY CLERK, JOHN R. MCCARTHY

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