



CITY OF
HUNTINGTON BEACH

Gracey Van Der Mark | Mayor

October 30, 2024

Honorable Maria Hernandez
Presiding Judge of the Superior Court
700 Civic Center Drive West
Santa Ana, CA 92701

RE: Clarification of Response to Recommendations 3 and 7
Grand Jury Report: Talking Trash: Recyclables and Organic Waste

Dear Judge Hernandez,

Thank you for the opportunity to clarify the Grand Jury's request for interpretation of Recommendations 3 and 7.

R3. The OCGJ recommends that all jurisdictions utilize a dedicated waste and recycling enterprise fund for collection of fines for non-compliance with SB 1383 by December 31, 2024.

The Recommendations will not be implemented because it is not warranted or is not reasonable, with an explanation, thereof.

Utilizing and setting up a fund for the collection of fines for non-compliance is a policy choice left to the City Council, and the Grand Jury is not justified in attempting to impose it on the City.

R7. By December 31, 2024, the Orange County Board of Supervisors and all Orange County cities should lobby appropriate members of the State Legislature and/or CalRecycle to revise the organic waste diversion targets to better reflect Orange County's waste amounts, revise the jurisdictions' procurement requirements to better represent the limited options currently available for procurement, the jurisdictions' varying populations, population densities, and geographic size, and to delay associated enforcement actions by the State.

The Recommendation will not be implemented because it is not warranted or it is not reasonable, with an explanation, thereof.

It is not reasonable to require the City of Huntington Beach to advocate or lobby on behalf of Orange County agencies. The Huntington Beach City Council sets the policy and supports and/or opposes State legislation in accordance with the City's Legislative Platform.

If you have any questions, please contact Shannon Levin of the City Manager's Office at 714-536-5237.

Sincerely,

Gracey Van Der Mark

Cc: Orange County Grand Jury