

AMENDED IN ASSEMBLY JANUARY 7, 2008

AMENDED IN ASSEMBLY APRIL 19, 2007

AMENDED IN ASSEMBLY APRIL 18, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 822

Introduced by Assembly Member Levine

February 22, 2007

~~An act to add Section 4799.12.5 to the Public Resources Code, relating to public resources. An act to add Section 42913 to the Public Resources Code, relating to recycling.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 822, as amended, Levine. ~~Urban greening projects. Solid waste: multifamily dwellings.~~

The California Integrated Waste Management Act of 1989 establishes an integrated waste management program administered by the California Integrated Waste Management Board. The act requires a local jurisdiction to develop a source reduction and recycling element of an integrated waste management plan containing specified components.

This bill would require an owner of a multifamily dwelling, defined as a residential facility that consists of 5 or more living units, on or after July 1, 2009, to arrange for recycling services that are appropriate for the multifamily dwelling, consistent with state or local laws or requirements, including a local ordinance or agreement, applicable to the collection, handling, or recycling of solid waste.

~~The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, approved by the voters~~

at the November 7, 2006, statewide general election, authorizes the issuance of bonds in the amount of \$5,388,000,000 for the purposes of financing a safe drinking water, water quality and supply, flood control, and resource protection program. Of these bond funds, the act makes available \$580,000,000 for improving the sustainability and livability of California’s communities through investment in natural resources. Of those natural resources investment funds, the act requires that \$90,000,000 be available for urban greening projects that reduce energy consumption, conserve water, improve air and water quality, and provide other community benefits. The act provides that appropriation of those urban greening funds may only be made upon enactment of implementing legislation.

This bill would require the Department of Forestry and Fire Protection, in consultation with the California Urban Forests Council, to provide state oversight for urban greening planning, including guidance, priorities, policy direction, technical assistance, evaluation of program effectiveness, and funding that supports effective urban greening.

The bill would require that, upon appropriation by the Legislature, urban greening bond funds be used by the department, in conjunction with the California Urban Forests Council, to award grants to public and nonprofit organizations for specified purposes related to urban greening.

Vote: majority. Appropriation: no. Fiscal committee: yes-no.
 State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 42913 is added to the Public Resources
- 2 Code, to read:
- 3 42913. (a) On and after July 1, 2009, an owner of a multifamily
- 4 dwelling shall arrange for recycling services that are appropriate
- 5 for the multifamily dwelling, consistent with state or local law or
- 6 requirements, including a local ordinance or agreement, applicable
- 7 to the collection, handling, or recycling of solid waste.
- 8 (b) For the purposes of this section, “multifamily dwelling”
- 9 means a residential facility that consists of five or more living
- 10 units.
- 11 SECTION 1. Section 4799.12.5 is added to the Public
- 12 Resources Code, to read:

- 1 ~~4799.12.5.— (a) The department, in consultation with the~~
2 ~~California Urban Forests Council, shall provide state oversight for~~
3 ~~urban greening planning, including guidance, priorities, policy~~
4 ~~direction, technical assistance, evaluation of program effectiveness,~~
5 ~~and funding that supports effective urban greening.~~
6 ~~(b) The purpose of this section is to provide for programs and~~
7 ~~projects that promote urban greening.~~
8 ~~(c) Upon appropriation by the Legislature, funds authorized~~
9 ~~pursuant to subdivision (a) of Section 75065 shall be used by the~~
10 ~~department in conjunction with the California Urban Forests~~
11 ~~Council to award grants to public and nonprofit organizations for,~~
12 ~~including, but not limited to, the following purposes:~~
13 ~~(1) To promote technology to mitigate the heat island effect,~~
14 ~~including, but not limited to, growing natural cover on a roof's~~
15 ~~surface.~~
16 ~~(2) To promote the growth of ecologically sustainable trees and~~
17 ~~shrubs, strategically planted to provide shade to a built~~
18 ~~environment, and to promote the removal and replacement of~~
19 ~~invasive species with native vegetation.~~
20 ~~(3) To provide for the strategic replacement of impermeable~~
21 ~~surfaces with permeable surfaces, including, but not limited to,~~
22 ~~the removal of paved areas, daylighting of waterways, and the use~~
23 ~~of biofiltration, vegetated swales, permeable paving, and similar~~
24 ~~watershed management practices.~~
25 ~~(d) A project shall be located in an urban area or immediately~~
26 ~~adjacent to an urban area if substantial benefits of the project are~~
27 ~~to accrue to residents of the urban area.~~
28 ~~(e) The department shall give priority to projects that provide~~
29 ~~multiple benefits to an urban area, such as improving air and water~~
30 ~~quality, reducing energy consumption, and conserving energy.~~