

1 [Support Assembly Bill 528 – Public Health and Environmental Enforcement Law of 2005.]

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3 **Resolution urging San Francisco's legislative delegation to support, the California**  
4 **Legislature to pass, and the Governor to sign Assembly Bill 528 -- Public Health and**  
5 **Environmental Enforcement Law of 2005.**

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7 WHEREAS, California has been a national and world leader in adopting measures to  
8 protect public health and the environment; and,

9 WHEREAS, The severe fiscal crises that have faced California governments at all  
10 levels have severely reduced the enforcement of environmental laws by public agencies; and,

11 WHEREAS, The lack of enforcement of laws to protect the public health and the  
12 environment has resulted in exposure of the public to increased risk of disease and of harm  
13 to the state's natural resources; and,

14 WHEREAS, The federal government and 16 other states have laws that allow personal  
15 enforcement of public health and environmental laws, which has resulted in greater protection  
16 for public health and the environment than can be achieved through public enforcement  
17 alone; and,

18 WHEREAS, Personal enforcement allows those who are affected by pollution and  
19 other environmental injuries to protect themselves, their families, their property and resources  
20 from violation of laws intended to protect public health and the environment; and,

21 WHEREAS, Personal enforcement should be structured to provide the Attorney  
22 General with an exclusive opportunity for that office to enforce public health and  
23 environmental claims in the first instance, to intervene of right in all proceedings brought by  
24 private parties and to review all private settlements; and,

FILE NO.

RESOLUTION NO.

1 WHEREAS, AB528 will empower communities impacted by environmental injustice,  
2 which are overwhelmingly poor and of color, with the tools to bring their neighborhoods up to  
3 the same level of environmental health as those that are more affluent; and,

4 WHEREAS, Personal enforcement of public health and environmental laws will lead to  
5 greater protection of both public health and the environment for all Californians; now,  
6 therefore, be it

7 RESOLVED, The San Francisco Board of Supervisors urges San Francisco's  
8 legislative delegation to support, the California Legislature to pass, and the Governor to sign  
9 Assembly Bill 528 -- Public Health and Environmental Enforcement Law of 2005.

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City and County of San Francisco

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San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 050946

Date Passed:

Resolution urging San Francisco's legislative delegation to support, the California Legislature to pass, and the Governor to sign Assembly Bill 528 -- Public Health and Environmental Enforcement Law of 2005.

June 7, 2005 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,  
Mirkarimi, Peskin, Sandoval  
Absent: 1 - McGoldrick

File No. 050946

I hereby certify that the foregoing Resolution was ADOPTED on June 7, 2005 by the Board of Supervisors of the City and County of San Francisco.

June 17, 2005

Date Approved

Gloria L. Young  
Clerk of the Board

Mayor Gavin Newsom