

CITY OF BELVEDERE

RESOLUTION NO. 2008-13

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELVEDERE
SUPPORTING A MORATORIUM ON THE CALIFORNIA DEPARTMENT OF FOOD
AND AGRICULTURE AERIAL SPRAY PROGRAM TO ERADICATE THE LIGHT
BROWN APPLE MOTH AND EXPRESSING SUPPORT FOR AB 2765 (HUFFMAN)**

WHEREAS, the Light Brown Apple Moth (LBAM) is a pest subject to Federal and State quarantine and eradication orders and there is a confirmed presence of Light Brown Apple Moths in Marin County; and

WHEREAS, the California Department of Food and Agriculture (CDFA) plans to begin an LBAM aerial spraying program in Marin County and surrounding areas in 2008; and

WHEREAS, modern Integrated Pest Management (IPM) relies on the least-toxic, environmentally sensitive control methods; and

WHEREAS, aerial and other blanket pesticide applications should be a last resort approach to pest control; and

WHEREAS, there are conflicting reports from professionals on both the necessity of taking aggressive measures to control the LBAM and the potential health and environmental threat of aerial spraying; and,

WHEREAS, there is pending legislation, AB 2765 (Huffman), that will address the issue through establishment of new limits on the State's emergency pest eradication powers and bars emergency spraying in an urban area unless there is full disclosure of all elements in any pesticide product, and a certification of the safety of the product by state health officials.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Belvedere as follows:

1. The City supports a moratorium on the proposed CDFA aerial spray program to eradicate the LBAM until the Environmental Impact Report currently underway is completed and unless and until the CDFA demonstrates, through independent and compelling analysis, that less toxic Integrated Pest Management methods of controlling the LBAM cannot be effective and that aerial spraying is both necessary for LBAM control and safe for human health and the environment.
2. The City supports the efforts of Assemblyman Jared Huffman and Assembly Bill 2765 which sets new limits on the Secretary of Food and Agriculture's emergency pest eradication powers and bars emergency spraying in an urban area unless there is full disclosure of all elements in any pesticide product, and a certification of the safety of the product by state health officials.

PASSED AND ADOPTED at a regular meeting of the Belvedere City Council on May 12, 2008, by the following vote:

AYES: James Berg, Barbara Morrison, John C. Telischak, and Mayor Gerald Butler
NOES: None
ABSENT: Thomas Cromwell
ABSTAIN: None

APPROVED: _____


Gerald Butler, Mayor

ATTEST: _____


Leslie Carpentiers, Deputy City Clerk