



## Monterey County Board of Supervisors

### Board Order

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066  
[www.co.monterey.ca.us](http://www.co.monterey.ca.us)

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Wendy Root Askew to:

#### **Adopt Resolution No.: 23-109**

Ratify the Declaration of a Local Health Emergency for the March 2023 Storms as Declared by Dr. Edward Moreno, County of Monterey Health Officer.

PASSED AND ADOPTED on this 28<sup>th</sup> day of March 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Adams  
NOES: None  
ABSENT: None

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting March 28, 2023.

Dated: March 29, 2023  
File ID: RES 23-056  
Agenda Item No.: 22

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

  
Emmanuel H. Santos

Emmanuel H. Santos, Deputy



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*Before the Board of Supervisors  
County of Monterey, State of California*

**Resolution No. 23-109**

Ratifying the Declaration by the Monterey )  
County Health Officer of a Local Health Emergency )  
due to the March 2023 Storms )

**RECITALS:**

**WHEREAS**, commencing in early March 2023, severe storms (“March 2023 Storms”) impacted Monterey County communities and residents resulting in storm damage and flooding, particularly in areas adjacent to rivers and other waterways in the county; and

**WHEREAS**, damage and breach of levees in the county caused localized flooding in certain communities, including the community of Pajaro, which resulted in intrusion of water into structures including businesses and homes; and

**WHEREAS**, the March 2023 Storms have caused damage to open spaces, structures and dwellings, thus compromising containers with hazardous waste, which represents a substantial present or potential threat to human health and the environment; and

**WHEREAS**, circumstances of potential release of hazardous materials from containers compromised by storm damage and flooding, by reason of the magnitude and frequency of the storms, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and will require the combined forces of a mutual aid region, regions, and state; and

**WHEREAS**, on March 9, 2023, the Chief Administrative Officer (CAO) proclaimed the existence of a local emergency due to the March 2023 Storms;

**WHEREAS**, on March 14, 2023, the Board of Supervisors ratified the CAO’s proclamation of a local emergency regarding the March 2023 Storms; and,

**WHEREAS**, Dr. Edward Moreno is the Health Officer of the County of Monterey; and,

**WHEREAS**, pursuant to section 101080 of the California Health and Safety Code, Dr. Moreno found that conditions of potential exposure to hazardous waste exist, resulting in an immediate threat to the health and safety of the public in the areas impacted by the flooding; and

**WHEREAS**, pursuant to section 101085 of the California Health and Safety Code, Monterey County needs other political subdivisions and State agencies to provide mutual aid, including personnel, equipment, and other available resources; and

**WHEREAS**, the Board of Supervisors' next regular meeting is scheduled for March 28, 2023; and

**WHEREAS**, on March 22, 2023, Dr. Moreno, in accordance with the authority vested in him by section 101080 of the California Health and Safety Code, Declared a Local Health Emergency for the affected areas of the County of Monterey due to the March 2023 Storms; and,

**WHEREAS**, in accordance with the powers and duties of the local health officer vested by sections 101085 of the California Health and Safety Code, Dr. Moreno recognizes that all assisting state agencies, in particular the California Office of Emergency Services and the California Environmental Protection Agency and its departments including the Department of Toxic Substances Control, may provide mutual aid, including personnel equipment, and other available resources, to assist political subdivisions during this local health emergency; and,

**WHEREAS**, Emergency conditions continue to exist, necessitating ratification of the Local Health Emergency; and,

**WHEREAS**, the earliest meeting at which ratification of the Local Health Emergency could be scheduled for consideration by the Board of Supervisors is its regular meeting on March 28, 2023; and,

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors in and for the County of Monterey as follows:

1. The above recitals are true and correct.
2. The Declaration of a Local Health Emergency by the Health Officer of the County of Monterey in response to the March 2023 Storms is hereby ratified by the Board of Supervisors of the County of Monterey.
3. Pursuant to section 101080 of the California Health and Safety Code, the Board of Supervisors shall review the need for continuing the local health emergency at least once every 30 days and shall proclaim the termination of the local health emergency at the earliest possible date that conditions warrant the termination.

**PASSED AND ADOPTED** on this 28<sup>th</sup> day of March 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Adams

NOES: None

ABSENT: None

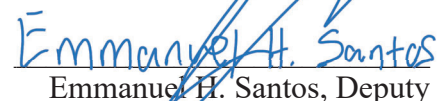
I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting on March 28, 2023.

Dated: March 29, 2023

File ID: RES 23-056

Agenda Item No. 22

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

  
Emmanuel H. Santos, Deputy



# County of Monterey

**Item No.**

## Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

**Legistar File Number: RES 23-056**

**March 28, 2023**

**Introduced:** 3/22/2023

**Current Status:** ATS Paused

**Version:** 1

**Matter Type:** BoS Resolution

Ratify the Declaration of a Local Health Emergency for the March 2023 Storms as Declared by Dr. Edward Moreno, County of Monterey Health Officer.

**RECOMMENDATION:**

It is recommended that the Board of Supervisors:

Ratify the Declaration of a Local Health Emergency for the March 2023 Storms as Declared by Dr. Edward Moreno, County of Monterey Health Officer.

**SUMMARY/DISCUSSION:**

In early March 2023, severe storms impacted Monterey County communities and residents (“March 2023 Storms”), resulting in storm damage and flooding, particularly in areas adjacent to rivers and other waterways in the county. The March 2023 Storms caused localized flooding in certain communities, including the community of Pajaro, which resulted in intrusion of water into structures including businesses and homes. On March 22, 2023, the County Health Officer, Dr. Edward Moreno, declared a Local Health Emergency. Ratification of this Declaration by the Board of Supervisors is requested.

The March 2023 Storms have created conditions of potential exposure to hazardous waste, specifically damage to open spaces, structures and dwellings which has compromised containers with hazardous waste, which in turn represents a substantial present or potential threat to human health and the environment.

The circumstances of potential release of hazardous materials, by reason of the magnitude and frequency of the storms, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and will require the combined forces of a mutual aid region, regions, and state.

The Monterey County Health Officer has declared that a local health emergency exists. This declaration shall expire within seven days unless ratified by the Board of Supervisors. Once ratified, the declaration will then be presented to the Board of Supervisors for review at least once every thirty days to determine if continuance of the Local Health Emergency is warranted.

**OTHER AGENCY INVOLVEMENT:**

This declaration will allow cooperation and mutual aid assistance from regional and state agencies to County of Monterey Health Department for the proper handling and disposal of hazardous waste and for ongoing surveillance of this Local Health Emergency.

Legistar File Number: RES 23-056

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FINANCING:

The financial impact of this declaration is undetermined at this time due to the need for further assessment of costs involved with clean up and mitigation of hazardous debris.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Check the related Board of Supervisors Strategic Initiatives:

Economic Development:

- Through collaboration, strengthen economic development to ensure a diversified and healthy economy.

Administration:

- Promote an organization that practices efficient and effective resource management and is recognized for responsiveness, strong customer orientation, accountability and transparency.

Health & Human Services:

- Improve health and quality of life through County supported policies, programs, and services; promoting access to equitable opportunities for healthy choices and healthy environments in collaboration with communities.

Infrastructure:

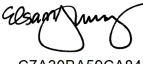
- Plan and develop a sustainable, physical infrastructure that improves the quality of life for County residents and supports economic development results.

Public Safety:

- Create a safe environment for people to achieve their potential, leading businesses and communities to thrive and grow by reducing violent crimes as well as crimes in general.

Prepared by: Dr. Edward Moreno, Health Officer, 755-4585

Approved by:

DocuSigned by:  
  
C7A30BA59CA8423...

Date: 3/23/2023 | 10:42 AM PDT

Elsa Mendoza Jimenez, Director of Health, 755-4526

Attachments:

Board Report

Resolution to Ratify the Declaration of a Local Health Emergency

Declaration of Local Health Emergency issued on March 22, 2023