



**City of Pittsburg**  
65 Civic Avenue • Pittsburg, California 94565

September 5, 2019

Richard S. Nakano, Foreperson  
Contra Costa County Grand Jury  
725 Court Street  
P.O. Box 431  
Martinez, CA 94553-0091

Also, via email to [ctadmin@contracosta.courts.ca.gov](mailto:ctadmin@contracosta.courts.ca.gov)

Re: City of Pittsburg's Response to Grand Jury Report No. 1907, "Stormwater Trash Reduction" by the 2018-2019 Contra Costa Grand Jury

Dear Foreperson Nakano,

Pursuant to California Penal Code Section 933 et seq., the City of Pittsburg is submitting responses to Findings F1, F3, F6, F7, and F9 and Recommendations R3 and R4 of Grand Jury Report No. 1907 "Stormwater Trash Reduction".

#### Grand Jury Findings

Finding 1: The 2015 Municipal Regional Stormwater permit requires most of the cities, towns, and the County to take action to reduce trash discharges by 80%, from 2009 baseline levels, by July 1, 2019.

Response: The City of Pittsburg agrees with the finding.

Finding 3: Using the formula prescribed in the permit, Brentwood, Clayton, Concord, Danville, El Cerrito, Lafayette, Martinez, Moraga, Orinda, Pittsburg, Richmond, San Pablo, San Ramon, and Walnut Creek report that they have already reached their July 1, 2019 trash reduction goals.

Response: The City of Pittsburg agrees with the finding.

Finding 6: Both the CCCWP and LAFCO report that unfunded federal and state mandated stormwater permit compliance programs are a challenge for cities, towns, and the County.

Response: The City of Pittsburg agrees with the finding.

Finding 7: Concord, El Cerrito, Hercules, Lafayette, Martinez, Pinole, Pittsburg,

Richmond, San Pablo, and Walnut Creek have established ordinances banning Styrofoam food packaging in their communities.

Response: The City of Pittsburg agrees with this finding. However, to clarify, the City of Pittsburg has a "Sustainable Food Packaging; Polystyrene Products Regulation" Ordinance. "Styrofoam" is a trademarked brand for a type of plastic foam, also commonly called expanded polystyrene.

Finding 9: No narrative summary of the accomplishments, challenges, costs, and funds needed to fully comply with the Permit is provided in the required annual reports prepared by CCCWP, the County, and each city and town.

Response: The City of Pittsburg partially disagrees with this finding. Through BASMAA, the annual report form is developed for all 76 regional permittees and does not require a narrative summary. The Contra Costa County Grand Jury's request would require a unique report form that is unlikely to be supported by the San Francisco Bay Regional Water Quality Control Board. This approved reporting form does not require a narrative summary.

### Grand Jury Recommendations

Recommendation 3: The Board of Supervisors and all City / Town Councils should consider directing staff to provide a concise summary of their Annual Reports, citing their accomplishments, challenges, costs, and funds needed to fully comply with the Permit, by December 31, 2019.

Response: This recommendation has not yet been implemented but will be implemented in the future prior to the end of the 2019/2020 Fiscal Year. City Council will be provided a summary with the required information for this permit term regarding trash load reduction compliance.

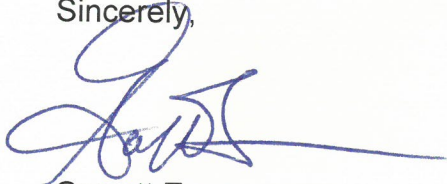
Recommendation 4: The Board of Supervisors and all City / Town Councils should consider identifying additional revenue sources to fully fund Permit requirements in order to comply with the Permit and avoid potential liability, by June 30, 2020.

Response: This recommendation will not be implemented because it is not warranted. The City of Pittsburg is already compliant with the San Francisco Bay Regional Water Quality Control Board's permit

(Order No. R2-2015-0049) requirement for stormwater trash reductions by June 30, 2020. Therefore, the City of Pittsburg does not need to identify additional revenue sources in order to comply and avoid potential liability by June 30, 2020.

The City of Pittsburg thanks the Contra Costa County Civil Grand Jury for the opportunity to respond to its concerns. Please feel free to contact Jolan Longway at (925) 252-4803 should you need additional information.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Garrett Evans', with a long horizontal flourish extending to the right.

Garrett Evans  
City Manager