

ARTICLE XV-A SAN DIEGO COUNTY ENVIRONMENTAL HEALTH AND QUALITY ADVISORY BOARD*

***Note** -- Article XV-A, Department of Substance Abuse, added by Ord. No. 4298 (N.S.), effective 5-23-74, and repealed by Ord. No. 5356 (N.S.), effective 2-22-79, operative 3-23-79; new Article XV-A, San Diego County Environmental Health Advisory Board, added by Ord. No. 7485 (N.S.), effective 6-23-88. Retitled San Diego County Environmental Health and Quality Advisory Board by Ord. No. 10708 (N.S.), effective 1-15-21.

Cross reference(s) -- Definitions, § 20 et seq.; general rules, § 50 et seq.

SEC. 249. SAN DIEGO COUNTY ENVIRONMENTAL HEALTH AND QUALITY ADVISORY BOARD.

There is hereby created and established the San Diego County Environmental Health and Quality Advisory Board. This Board is established to advise and to provide technical input to the Board of Supervisors, the Chief Administrative Officer and the Director of the Department of Environmental Health and Quality on the development and implementation of programs to address the environmental health and quality needs of San Diego County.

(Amended by Ord. No. 8476 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9031 (N.S.), effective 5-28-99; amended by Ord. No. 10708 (N.S.), effective 1-15-21)

Cross reference(s) -- Department of health services, § 230 et seq.

SEC. 249.1. MEMBERSHIP AND SELECTION.

The Board shall consist of seventeen (17) members. Members shall be nominated by the following for appointment by the Board of Supervisors:

- (1) Representative of Hazardous Materials Regulated Industry to be nominated by the Supervisor, District 1
- (1) Representative of the Restaurant Industry to be nominated by the Supervisor, District 2
- (1) Representative of Occupational and Radiological Health Regulated Industry to be nominated by the Supervisor, District 3
- (1) Representative of Regulated Retail Food Establishments (not restaurants) to be nominated by the Supervisor, District 4
- (1) Representative of Land Use Regulated Industry to be nominated by the Supervisor, District 5
- (2) Public members, one each, to be nominated by the Supervisors, Districts 3 and 5
- (2) Public safety members (i.e., representatives of Fire Department, Law Enforcement, or Prosecutorial Agencies), one each, to be nominated by the Supervisor, Districts 2 and 4
- (1) Representative of Community Environmental Organizations to be nominated by the Supervisor, District 1
- (7) To be nominated by the Director of the Department of Environmental Health and Quality from among the following categories:
 - a) Technical Experts:
 - (1) Water Quality Waste Disposal
 - (1) Toxicologist
 - (1) Epidemiologist
 - (1) Land Use expert
 - (1) Vector Borne Disease expert
 - (1) Representative of State Agencies
 - (1) Academia: San Diego State University School (SDSU) of Public Health or University of California, San Diego (UCSD) School of Medicine

(Amended by Ord. No. 8476 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9031 (N.S.), effective 5-28-99; amended by Ord. No. 10708 (N.S.), effective 1-15-21)

SEC. 249.2. TERM OF OFFICE.

Members shall serve a term of office of three (3) years and shall be eligible for reappointment.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)

SEC. 249.3. VACANCIES.

A vacancy shall occur on the happening of any of the following events before the expiration of the term:

- (1) The death of the incumbent.
- (2) The resignation of the incumbent.
- (3) Unexcused absences from more than one-third of the regularly scheduled meetings in any 12-month period or three consecutive regularly scheduled meetings.
- (4) Or for any reason specified in Government Code Section 1770.

When a vacancy occurs as the result of missing one-third of the regularly scheduled meetings as a result of unexcused absences in one 12-month period or three consecutive regularly scheduled meetings, both the member and the nominating authority shall be notified by the Board Chairperson. Vacancies shall be filled in the same manner as the initial appointment when a vacancy occurs.

If a vacancy occurs, a new appointee shall serve for the unexpired term of the member being replaced.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)

SEC. 249.4. ORGANIZATION.

- (a) Officers. The Board shall select from its membership a Chairperson and a Vice Chairperson.
- (b) Rules. The Board shall prepare and adopt the necessary rules and regulations for the conduct of its business.
- (c) Quorum. A majority of members currently appointed to the Board shall constitute a quorum. A majority of members in attendance shall be required to carry any motion or approval.
- (d) Minutes. The Board shall keep written minutes of its meetings, a copy of which shall be filed with the Clerk of the Board of Supervisors.
- (e) Meetings. The Board shall establish a regular meeting schedule and shall give public notice of the time and place of meetings in compliance with the requirements of the Ralph M. Brown Act. All meetings of the Board shall be open and public and all persons shall be permitted to attend any meetings of the Board.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)

SEC. 249.5. ESTABLISHMENT OF COMMITTEES

- (a) Ad Hoc Committees. The Board may appoint committees for the purpose of carrying out the functions and duties of the Board. Any committee appointed shall consist of not fewer than three members, including at least one Board member. The actions and recommendations of committees shall not be deemed the action of the Board or its members.
- (b) Volunteer and Consultant Services. The Board shall engage the services of volunteer workers and consultants without salary as it may find necessary from time to time. Service of an individual as a volunteer worker or as a consultant shall not be considered as service for or employment by the County.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)

SEC. 249.6. COMPENSATION.

Members of the Board shall serve without compensation and shall not be reimbursed for expenses incurred in performing their duties under this Article.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)

SEC. 249.7. DUTIES AND RESPONSIBILITIES.

The Board shall have the following duties and responsibilities:

- (1) To provide technical input and guidance concerning major issues on environmental health at the request of the Director.
- (2) To provide technical input and guidance regarding development and implementation of new programs in environmental health proposed by the Director.
- (3) To review proposed State and Federal legislation and to provide technical information and advice to assist the Department of Environmental Health and Quality in developing programs and policies to favorably influence legislation and anticipate legislative mandates.
- (4) To review and provide advice concerning fee policies at the request of the Director; and
- (5) To perform such other duties as may be assigned by the Board of Supervisors.

(Amended by Ord. No. 8476 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9031 (N.S.), effective 5-28-99;

amended by Ord. No. 10708 (N.S.), effective 1-15-21)

SEC. 249.8. REPORTS.

The Board shall make available to the Board of Supervisors, the Chief Administrative Officer, and the Director of the Department of Environmental Health and Quality its findings and recommendations, and submit an annual report of its findings and recommendations to the Board of Supervisors no later than January 31 of the following year.

(Amended by Ord. No. 8476 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9031 (N.S.), effective 5-28-99; amended by Ord. No. 10411 (N.S.), effective 2-26-16; amended by Ord. No. 10708 (N.S.), effective 1-15-21)

SEC. 249.9. STAFF ASSISTANCE.

The Chief Administrative Officer shall ensure the provision of the necessary staff assistance of the Environmental Health and Quality Advisory Board.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99; amended by Ord. No. 10708 (N.S.), effective 1-15-21)

SEC. 249.10. SUNSET.

This Board shall be placed in the regular schedule for Sunset Review Process.

(Amended by Ord. No. 9031 (N.S.), effective 5-28-99)