



ACTION MINUTES - COMMUNITY ENVIRONMENTAL ADVISORY COMMISSION Regular Meeting of October 4, 2007

Community Environmental Advisory Commission

Roll Call: Present: Burchard, Clear, Harris, Kibbey, MacKusick and Truong.
Absent: Kim, Wilson
Chair: Kibbey. Secretary: Al-Hadithy. Clerical Aide: Murphy.

Public Comment:

Number of public attendees: 5

Lisa Thompson: PhD Candidate UC Public Health, Wood Smoke Ordinance.

Cristina Ungureanu: UC Berkeley student, observing

Petria MacDonnell: City of Berkeley resident supported wood smoke ordinance.

ACTIONS:

- **SUBJECT: April, August and September Minutes Review/Adoption**
Action: Motioned, Seconded, Pass (MacKusick/Harris. For: Burchard, Clear, Harris, Kibbey, MacKusick, and Truong. Against: None. Abstain: None. Absent: Kim, Wilson) to adopt meeting minutes of April 5, August 2, and September 6, 2007 as amended. September minutes should be revised to reflect the absence of Commissioner Kim. Note to be added to Sept and Oct showing reason for said modification. NB.
- **SUBJECT: Retake Vote on Lead Poison Prevention Services**
Action: Motioned, Seconded, Passed (Clear/MacKusick. For: Burchard, Clear, Harris, Kibbey, MacKusick, and Truong. Against: None. Abstain: None. Absent: Kim, Wilson)
Permission to lobby the City Manager and Council to reaffirm the City of Berkeley commitment to provide funding for Lead Poison Prevention Services. NB.

Announcements:

- **SUBJECT: Other Actions**
WOODSMOKE:
 - a. Harris asks for another attempt to contact the Home & Hearth and Real Estate industries before sending final draft of Woodsmoke Ordinance to Council.
 - b. MacKusick recommends that ordinance be revised to reflect specific cardiovascular impacts of wood smoke because exposure level is difficult to prove and document.
 - c. Secretary, Chair and Vice Chair – while agreeing with potential harm from improper use of EPA certified wood-burning appliances, their inclusion in any manner in this ordinance would result in rejection by Council. Clear indicated that

- most of EPA approved devices was taken out except Section 15.16.040.B.3 which he wanted to take out.
- d. Chair asked Secretary to organize meeting with City Attorney to review the language.
 - e. Wood smoke issue will return to CEAC for November meeting.
 - f. Chair suggests removal of parts 4 and 7 under Chapter 15.16.040 of the ordinance and the revision part E under Chapter 15.16.020 for clarity.
 - g. Community still wanted clarification on two items: a) Neighbor on other side of street, b) homeowner as responsible party, c) not limiting health effects to cardiovascular.

Other Actions

- a. Chair to create Measure G subcommittee composed of Commissioners Clear, Kim and himself. Clear will forward correspondence from Timothy Burroughs to the subcommittee for review and staff to contact Burroughs for any additional updates on Measure G since workshop.
- b. Copy of Workplan to be sent to all Commissioners.
- c. Commissioner Harris will provide update on watershed issue at the December meeting.

NB: Actions taken in 6th September 2007 included a vote from Commissioner Kim from Spain via telephone. The City advised the CEAC that such a vote was not in keeping with the Brown Act. The CEAC elected to retake vote on all items from September.