

**PROCLAMATION OF A LOCAL HEALTH EMERGENCY  
BY THE NAPA COUNTY HEALTH OFFICER**

**WHEREAS**, California Health and Safety Code, Division 101, Part 3, Chapter 2, Article 2, Sections 101075 through 101095, confer upon local health officers of the political subdivisions of the State of California, emergency powers necessary to protect public health and safety; and

**WHEREAS**, Section 101080 of the California Health and Safety Code provides that the local health officer may declare a local emergency in the jurisdiction or any area affected by the threat to the public health; and

**WHEREAS**, Section 101080 of the California Health and Safety Code authorizes a local health officer to declare a local health emergency whenever the local health officer reasonably determines that hazardous waste or medical waste, or waste that may become a hazardous waste or medical waste, is an immediate threat to public health; and

**WHEREAS**, the local health officer's proclamation of local health emergency is subject to ratification by the Board of Supervisors within seven days and reaffirmation every thirty days thereafter until such health emergency is terminated; and

**WHEREAS**, the Napa County Health Officer hereby finds, as follows:

1. On August 19, 2020, the County Executive Officer proclaimed the existence of a local emergency due to fires at various locations in Napa County (referred to herein as the "2020 LNU Lightning Complex"); and
2. Beginning on August 18, 2020, the conditions created by the 2020 LNU Lightning Complex have created and are continuing to create debris which may be or which may become hazardous waste and a threat to public health; and
3. The threat to public health creates the immediate need to facilitate assistance and undertake preventive measures to protect the health of people and the environment and to inform the affected public of any potential health issues associated with the hazardous waste created by the 2020 LNU Lightning Complex, thereby necessitating the proclamation of the existence of a local health emergency; and
4. Regardless of cause, any commercial or domestic structure fires which have or will occur in Napa County from the time the 2020 LNU Lightning Complex began until the conclusion of the local health emergency will significantly contribute to the hazardous material load; and
5. Assistance to private property owners and to others within Napa County is needed for timely implementation of necessary preventive measures to protect public health and the environment; and

6. The scope and breadth of the 2020 LNU Lightning Complex creates an imminent threat to public health, and the presence of apparent hazardous waste and materials require a rapid response to be safely removed from the sites of burned structures; and

7. Children are particularly vulnerable to the presence of such dangerous materials and hazardous waste, and the risk to children becomes more immediate as families are returned to their properties; and

8. The potential advent of the rainy season offers little time to mitigate further environmental contamination, including contamination of the watershed, and, therefore, time is of the essence in removing hazardous waste and materials from property sites; and

9. Immediate action is necessary to remove hazardous waste, including but not limited to toxic, flammable, corrosive, and reactive materials from property sites within the 2020 LNU Lightning Complex area.

**NOW, THEREFORE, THE NAPA COUNTY HEALTH OFFICER DECLARES AND PROCLAIMS, as follows:**

1. A local health emergency exists throughout Napa County due to the hazardous waste and materials created by the 2020 LNU Lightning Complex, and that such condition may be exacerbated by the ongoing fires and will continue until the conclusion of this local health emergency.

2. During the existence of said local health emergency, the powers, functions, and duties of the Napa County Health Officer shall be those prescribed by state law, including the provisions of Section 101085 of the California Health and Safety Code, and any ordinances and resolutions approved by the Napa County Board of Supervisors.

3. In connection with the foregoing proclamation and order of local health emergency, the Napa County Health Officer orders that immediate action be taken to remove hazardous waste and materials from property sites within the 2020 LNU Lightning Complex area that are toxic, flammable, corrosive, or reactive and create an imminent threat to public health and safety.

4. This proclamation of local health emergency shall be reviewed by the Napa County Board of Supervisors within seven days and if not confirmed and ratified by the Board of Supervisors it shall expire on the seventh day, or such earlier date as specified by the Board of Supervisors.



Karen Relucio, M.D.  
Napa County Health Officer

8/19/2020  
Date