

RESOLUTION NO. R2026-015

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA,
ARIZONA, AUTHORIZING A DELEGATION AGREEMENT BETWEEN
THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
(ADEQ) AND THE CITY OF YUMA, ARIZONA**

WHEREAS, A.R.S. § 49-107 generally authorizes the Director of the Arizona Department of Environmental Quality (ADEQ) to delegate to a local environmental agency, county health department, public health services district or municipality any functions, powers, or duties (Functions and Duties) which the Director believes can be competently, efficiently, and properly performed by the local agency; and,

WHEREAS, A.R.S. § 49-501(D) specifically permits ADEQ to delegate authority for the issuance of open burn permits to a county, city, town, fire district, and,

WHEREAS, A.R.S. § 41-1081 sets forth the standards for delegation agreements between the delegating agency and the political subdivision, and,

WHEREAS, the City of Yuma (City) meets the delegation qualification set forth in A.R.S. § 49-501(D); and,

WHEREAS, the Director of ADEQ believes the City, acting through the City of Yuma Fire Department, will competently, efficiently, and properly perform the Functions and Duties covered by this Agreement; and,

WHEREAS, the City deems that it is in its best interests to accept such delegation.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma as follows:

SECTION 1: The ADEQ Delegation Agreement No. EV26-0064, attached as Exhibit A and incorporated as part of this resolution by reference, is approved in accordance with its terms for a period of 10 years.

SECTION 2: On behalf of the City of Yuma, the City Administrator is authorized and directed to execute ADEQ Delegation Agreement No. EV 26-0064.

Adopted this _____ day of _____, 2026.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

APPROVED AS TO FORM:

Janet L. Pierson
City Clerk

Richard W. Files
City Attorney