



# City of Yuma

## Legislation Details (With Text)

**File #:** R2024-017    **Version:** 1    **Name:**  
**Type:** resolution    **Status:** Passed  
**File created:** 5/7/2024    **In control:** City Council Meeting  
**On agenda:** 6/5/2024    **Final action:** 6/5/2024  
**Title:** Extension of Delegation Agreement: Arizona Department of Environmental Quality

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 1. RES ADEQ IGA Open Burning Permit, 2. 2. SUPP DOC ADEQ IGA Open Burning Permit

Date	Ver.	Action By	Action	Result
6/5/2024	1	City Council Meeting	ADOPTED	Pass

	STRATEGIC OUTCOMES	ACTION
<b>DEPARTMENT:</b> Fire	<input checked="" type="checkbox"/> Safe & Prosperous <input type="checkbox"/> Active & Appealing <input type="checkbox"/> Respected & Responsible	<input type="checkbox"/> Motion <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance - Introduction
<b>DIVISION:</b> Community Risk Reduction	<input type="checkbox"/> Connected & Engaged <input type="checkbox"/> Unique & Creative	<input type="checkbox"/> Ordinance - Adoption <input type="checkbox"/> Public Hearing

**TITLE:**  
**Extension of Delegation Agreement: Arizona Department of Environmental Quality**

**SUMMARY RECOMMENDATION:**  
 Authorize the extension of the Delegation Agreement with the Arizona Department of Environmental Quality (ADEQ) for the issuance of open burning permits until May 23, 2026. (Fire Department/Community Risk Reduction) (Dustin Fields)

**STRATEGIC OUTCOME:**  
 Extending this agreement furthers the Safe and Prosperous strategic outcome.

**REPORT:**  
 On February 21, 2014, the City entered into a Delegation Agreement (Agreement) with ADEQ whereby ADEQ delegated its authority to the City to issue open burning permits pursuant to A.R.S. § 49-107. That agreement expired on May 23, 2024. ADEQ and the Yuma Fire Department (YFD) want to extend the Agreement for two years until May 23, 2026.

YFD issues approximately 10-15 open burn permits, and about five bonfire permits annually on behalf of ADEQ. Not only are fire safety concerns addressed in the application process, but the permits are also reviewed for compliance with relevant Arizona Administrative Code related to air quality and safety. Historically, ADEQ has periodically audited the program and has taken copies of all the issued burn permits within the audit period to account for volume of emissions. ADEQ also provides feedback periodically on the permit applications to ensure ADEQ has the data it needs for its air quality program.

**FISCAL REQUIREMENTS:**

CITY FUNDS:	\$ 0.00	BUDGETED:	\$ 0.00
STATE FUNDS:	\$ 0.00	AVAILABLE TO TRANSFER:	\$ 0.00
FEDERAL FUNDS:	\$ 0.00	IN CONTINGENCY:	\$ 0.00
OTHER SOURCES:	\$ 0.00	FUNDING: ACCOUNT/FUND #/CIP	
TOTAL \$ 0.00			
To total; right click number & choose "Update Field"			

**FISCAL IMPACT STATEMENT:**

No additional fiscal impact outside of normal duties of current fire inspection staff is required for this extension of the delegation authority agreement.

**ADDITIONAL INFORMATION:**

SUPPORTING DOCUMENTS NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT ARE ON FILE IN THE OFFICE OF THE CITY CLERK:

- Original Agreement dated 2/21/14
- Amendment No. 1

IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?

- Department
- City Clerk's Office
- Document to be recorded
- Document to be codified

Acting City Administrator: John D. Simonton	Date: 05/28/2024
Reviewed by City Attorney: Richard W. Files	Date: 05/28/2024