

# THE MISALIGNMENT BETWEEN STATE MANDATES ON LAND USE AND THE AUTHORITY OF LOCAL JURISDICTIONS

- **Laws to improve environmental justice and land use issues are in direct contrast to the priorities of the Central Valley's AG, Oil, and Commercial Land industries. (These are the power players that influence the local decision making agencies: (City Council, Fresno County Council of Governments, San Joaquin Valley Air Pollution Control District, County Board of Supervisors)**
- **The narrative of local agencies is that the state funded programs that have been granted to the DACs of Fresno gives local agencies the right to continue to site industrial uses in communities of color.**
- **Also, these same state mandates that are being put in place to protect EJ communities will be the argument used by the power players as proof that they are "Following the strictest of guidelines"**



# EXAMPLES OF THE MISALIGNMENT BETWEEN STATE MANDATES ON LAND USE AND THE AUTHORITY OF LOCAL JURISDICTIONS

## ATTEMPTS TO PROTECT COMMUNITIES

- **AB617: COMMUNITY AIR PROTECTION PLAN**
  - A plan to reduce exposure to air pollution in historically redlined communities of color that cities have allowed the citing of high burdening land uses
  - Air monitoring and the formation of community created emission reduction measures
    - (urban greening, truck reroute, air filtration program, MOU between Air District and City regarding permitting process of industrial useless within the 617 boundary)
- **AB2722: TRANSFORMATIVE CLIMATE COMMUNITIES (TCC)**
  - A plan that granted \$68M to be a catalyst of leveraged investments in historically divested communities of color who are in the top percentile of most burdened communities in CA.
  - A community participatory process that decides on project investments that will lead to reduced greenhouse gas emissions, and improved economic and community health benefits.

## **LACK OF AUTHORITY TO ENFORCE LAND USE IMPROVEMENTS THROUGH THESE PROGRAMS**

- **BOTH AB617 AND TCC WERE COMPETITIVELY GRANTED TO THE SAME GEOGRAPHICAL REGION OF SOUTHWEST/SOUTH CENTRAL FRESNO BECAUSE OF THE EXTREME HISTORICAL LAND USE PRACTICES THAT HAVE LED TO AND ALLOWED THE OVERBURDEN OF INDUSTRIAL USES IN COMMUNITIES OF COLOR**
- **YET THE LACK OF ENFORCEMENT THAT CARB, SGC, SJVPCAD STATE THAT THEY DON'T HAVE REGARDING LAND USE MAKES THE MOST IMPORTANT PARTS OF TCC AND AB617 INEFFECTIVE IN ITS GOALS**

## EXAMPLES OF THE PERPETUATION OF SYSTEMIC RACIST PRACTICES AT THE STATE LEVEL

- **STATE'S PLANS FOR THE CENTRAL VALLEY AND INLAND EMPIRE'S AS THE E-COMMERCE DISTRIBUTION HUBS OF THE WEST COAST**
  - The citing of these future distribution centers and increase of rail and heavy duty truck logistics connecting to ports are all planned for an increase in disadvantage communities
- **CAL TRANS PROJECT: HWY 99 AT NORTH AVE OVERPASS EXPANSION**
  - This project will expand for an increase of heavy duty truck traffic from 2 lanes to a total of 8 lanes directly into the AB617 South Central community that is already in the top 1% on the CalEnviro Screen for pollution
  - In this case, not only is the state not attempting to protect an EJ community, they are the front player of the construction to continue the harm