



MARK PESTRELLA, CHAIR
MARGARET CLARK, VICE - CHAIR

LOS ANGELES COUNTY
SOLID WASTE MANAGEMENT COMMITTEE/
INTEGRATED WASTE MANAGEMENT TASK FORCE
900 SOUTH FREMONT AVENUE, ALHAMBRA, CALIFORNIA 91803-1331
P.O. BOX 1460, ALHAMBRA, CALIFORNIA 91802-1460
www.lacountyiswmtf.org

December 8, 2020

Mr. Chris Coyle, General Manager
Sunshine Canyon Landfill
Republic Services, Inc.
14747 San Fernando Road
Sylmar, CA 91342-1021

Dear Mr. Coyle:

**SOIL IMPORTATION REQUEST AT SUNSHINE CANYON CITY/COUNTY LANDFILL
AND THE FINDING OF CONFORMANCE**

The Los Angeles County Solid Waste Management Committee/Integrated Solid Waste Management Task Force (Task Force) understands that on September 21, 2020, Republic Services (Republic) submitted a revised request to Los Angeles County Public Works seeking approval for the importation of 14 million cubic yards of soil to Sunshine Canyon Landfill (Landfill) over the next 18 years, at a typical rate of 5,000 tons per day. We also understand that this request is in addition to and beyond the currently permitted tonnage limits for solid waste and beneficial use materials under the County-issued Conditional Use Permit Number 00-194-(5) for the Landfill.

The Task Force previously sent you two letters dated August 13, 2020 (Enclosure 1), and September 16, 2020 (Enclosure 2), requesting information on the soil importation request. This information is needed to assess whether the proposed importation of soil is consistent with the Finding of Conformance (FOC) granted by the Task Force to the Landfill on December 18, 2008 (Enclosure 3). Among other requirements, the FOC includes the following conditions regarding tonnage limits for solid waste and beneficial use materials:

- Condition No. 4.a. - Maximum daily tonnage of solid waste disposal at the site shall be limited to 12,100 tons on any given day, six working days per week, with a maximum weekly capacity of 66,000 tons of nonhazardous solid waste.
- Condition No. 4.b. - The amount of materials received as inert debris and other materials received for beneficial use shall not exceed 6,600 tons per week, based upon six working days per week.

The Task Force understands that the soil importation request and discussion are currently ongoing with Public Works, and that the parameters and details of the project may change. Nevertheless, we would like to advise you that the current proposal to import 14 million cubic yards of soil to the Landfill over the next 18 years, at a typical rate of 5,000 tons per day will require a new FOC from the Task Force.

As provided in Chapter 10.4 of the Los Angeles County Countywide Siting Element (CSE) (Enclosure 4):

- *“...existing solid waste disposal facilities that institute a “significant change” to their operation must obtain an FOC with the CSE granted by the Task Force. For the purpose of the CSE, “significant change” is defined as...c) any increase in daily permitted capacity as defined in Chapter 3 of the CSE.”*

Accordingly, if the proposed soil importation is in addition to and beyond the daily and/or weekly permitted tonnage limits as listed above (Conditions 4.a and 4.b of the FOC), the proposal would be deemed a significant change, thereby requiring a new FOC from the Task Force.

Should you have any questions regarding this matter, please contact Mr. Mike Mohajer, of the Task Force, at MikeMohajer@yahoo.com or at (909) 592-1147.

Sincerely,



Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Mayor, City of Rosemead

SS:cso

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Enc.

cc: Los Angeles County Department of Regional Planning (Maria Masis, Edgar De La Torre)
City of Los Angeles Department of City Planning (Tiffany Butler, Nicholas Hendricks)
Sunshine Canyon Landfill Local Enforcement Agency (Shikari Nakagawa-Ota,
Dorcas Hanson-Lugo, David Thompson)
Sunshine Canyon Landfill Community Advisory Committee (Wayde Hunter)
Each Member of the Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force
Each Member of the Task Force Facility and Plan Review Subcommittee



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www.lacountyiswmtf.org

August 13, 2020

Mr. Chris Coyle, General Manager
Sunshine Canyon Landfill
Republic Services, Inc.
14747 San Fernando Road
Sylmar, CA 91342-1021

Dear Mr. Coyle:

REQUEST FOR INFORMATION ON SOIL IMPORTATION AT SUNSHINE CANYON CITY/COUNTY LANDFILL

On July 16, 2020, the Los Angeles County Solid Waste Management Committee/Integrated Solid Waste Management Task Force (Task Force) was made aware of Republic Services' (Republic) soil importation request to Los Angeles County Public Works (Public Works) on May 28, 2020. The request calls for the importation of 13 million cubic yards of soil to Sunshine Canyon Landfill (Landfill) at a rate not to exceed 10,000 tons per day, which is in addition to the solid waste materials that the Landfill is permitted to receive on a daily basis. The Task Force also has become aware that Republic has begun importing soil at a rate of approximately 1,500 tons per day to the Landfill beginning April 2020.

With the objective of protecting the health and safety of the surrounding community, the Task Force respectfully requests a written response from Republic providing the following information regarding current and proposed soil importation activities:

- Confirm whether Republic received prior approval from required regulatory agencies for the importation of 1,500 tons per day of soil to the Landfill (beginning April 2020), and the status of soil importation activities, such as the total amount of soil imported to date;
- Confirm if the soil importation is currently ongoing or has the activity ceased while Republic securing approval from the regulatory agencies;

- Provide information on potential environmental impact relating to the soil received since April 2020 and the current soil importation request, including, but not limited to, the following:
 - Designated use of the soil and the stockpile locations which may impact various site conditions;
 - Potential environmental impacts of using unknown sources and quality of imported soil at the Landfill;
 - Potential traffic impacts and mitigation measures based on the rate of soil being imported;
 - Potential for fugitive dust and mitigation measures to minimize impact to the adjacent communities; and
 - Potential odor impacts to the community due to changes in wind direction caused by topographical features affected by the soil stockpiling location.

The Task Force respectfully requests a written response within 30 days of the date of this letter. Should you have any questions regarding this matter, please contact Mr. Mike Mohajer, of the Task Force, at MikeMohajer@yahoo.com or at (909) 592-1147.

Sincerely,



Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Mayor, City of Rosemead

GR:cso

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cc: Los Angeles County Department of Regional Planning (Maria Masis, Edgar De La Torre)
City of Los Angeles Department of City Planning (Tiffany Butler, Nicholas Hendricks)
Sunshine Canyon Landfill Local Enforcement Agency (Shikari Nakagawa-Ota,
Dorcas Hanson-Lugo, David Thompson)
Sunshine Canyon Landfill Community Advisory Committee (Wayde Hunter)
Each Member of the Los Angeles County Solid Waste Management Committee/
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September 16, 2020

Mr. Chris Coyle, General Manager
Sunshine Canyon Landfill
Republic Services, Inc.
14747 San Fernando Road
Sylmar, CA 91342-1021

Dear Mr. Coyle:

FOLLOW-UP TO THE TASK FORCE LETTER REQUESTING INFORMATION ON SOIL IMPORTATION AT SUNSHINE CANYON CITY/COUNTY LANDFILL

The Los Angeles County Solid Waste Management Committee/Integrated Solid Waste Management Task Force (Task Force) sent a letter dated August 13, 2020 (enclosed) to Republic Services (Republic) requesting information on current and proposed soil importation activities at the Sunshine Canyon Landfill (Landfill), which exceed the tonnage limits set forth in the Landfill's current Finding of Conformance, and requested a response within 30 days. As of the date of this letter, the Task Force has not received a response from Republic.

Therefore, the Task Force respectfully requests Republic respond to its August 13, 2020, letter **no later than 10 business days** from the date of this letter. Failure to respond to this request may result in the matter being referred to the Regional Planning Commission pursuant to Conditions No. 6 and No. 7 of the Sunshine Canyon City/County Landfill Conditional Use Permit No. 00-194-(5).

Mr. Chris Coyle
September 16, 2020
Page 2

Should you have any questions regarding this matter, please contact Mr. Mike Mohajer, of the Task Force, at MikeMohajer@yahoo.com or at (909) 592-1147.

Sincerely,



Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Mayor, City of Rosemead

GR:cso

P:\epub\Budget\TASK FORCE\6-Letters\2020\September\TF Letter to Republic- Follow-up to TF Request for Information on Soil Importation

Enc.

cc: Los Angeles County Department of Regional Planning (Maria Masis,
Edgar De La Torre)
City of Los Angeles Department of City Planning (Tiffany Butler,
Nicholas Hendricks)
Sunshine Canyon Landfill Local Enforcement Agency (Shikari Nakagawa-Ota,
Dorcas Hanson-Lugo, David Thompson)
Sunshine Canyon Landfill Community Advisory Committee (Wayde Hunter)
Each Member of the Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force
Each Member of the Task Force Facility and Plan Review Subcommittee



GAIL FARBER
CHAIR

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January 21, 2009

Mr. Dave Hauser
General Manager
Browning-Ferris Industries of California, Inc.
14747 San Fernando Road
Sylmar, CA 91342-1091

Dear Mr. Hauser:

**FINDING OF CONFORMANCE
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT**

On May 21, 2008, pursuant to the requirements of the Los Angeles County Countywide Siting Element (CSE) dated June 1997 Browning-Ferris Industries of California, Inc (BFI) requested the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) to grant a Finding of Conformance (FOC), Enclosure A, for the combined operation of the "Sunshine Canyon Landfill—City/County Project" (Combined City/County Landfill). An FOC is required prior to the physical operation of any new and/or expansion of an existing solid waste disposal facility in Los Angeles County (cities and the unincorporated communities). In this case, BFI proposes to combine the existing, separate City and County Landfills into one joint landfill, City/County Project, which would provide for additional disposal capacity.

The Task Force has reviewed the request utilizing the guidelines and requirements specified in the CSE as well as its goals and policies. On December 18, 2008, the Task Force voted to grant an FOC (Enclosure B) for the proposed Sunshine Canyon Landfill—City/County Project subject to conditions listed in Enclosure B. It is the opinion of the Task Force that granting this FOC will not impair or impede solid waste diversion activities in the County of Los Angeles.

Mr. Dave Hauser
January 21, 2009
Page 2

If you have any questions, please contact Mr. Mike Mohajer of the Task Force at (909) 592-1147.

Sincerely,

Margaret Clark

Margaret Clark, Vice-Chair
Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Councilmember, City of Rosemead

Enc.

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cc: County of Los Angeles Department of Regional Planning (John Calas)
City of Los Angeles Department of City Planning (Gail Goldberg)
North Valley Coalition (Wayde Hunter)
County of Los Angeles Community Advisory Committee (Wayne Aller)
City of Los Angeles Community Advisory Committee (Ralph Kroy)
Sunshine Canyon Landfill—Local Enforcement Agency (Wayne Tsuda, Ken Murray)
Each Member of the California Integrated Waste Management Board
California Integrated Waste Management Board (Mark Leary, Elliot Block, Ted Rauh)
Each Member of the Los Angeles County Integrated Waste Management Task Force
Each Member of the Facility and Planning Subcommittee

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force (Task Force) has reviewed the May 21, 2008 request from Browning-Ferris Industries of California, Inc., a subsidiary of Allied Waste, Inc., owner/operator of the proposed Sunshine Canyon Landfill City/County Project to find the proposal in conformance with the Los Angeles County Countywide Siting Element, dated June 1997.

General

The Sunshine Canyon Landfill City/County Project is defined by the Limit of Fill identified in Exhibit "A-2" of the Sunshine Canyon County Landfill Conditional Use Permit 00-194-(5) as granted by the County of Los Angeles Board of Supervisors on February 6, 2007, (Attachment "A") and by the fill design identified in Exhibit "E-4B" of the Sunshine Canyon City Landfill (Unit 2) Zoning Ordinance No. 172933 as approved by the Los Angeles City Council and Mayor on December 9, 1999 (Attachment "B"). The City Landfill is located within the limits of the City of Los Angeles, and the County Landfill is located within the unincorporated area of Los Angeles County. Attachment "C" is the site location map of the Project.

Presently, the City Landfill (Attachment "D") is operating under the City's Zoning Ordinance No. 172933 (Attachment "B"), and the County Project (Attachment "D") is operating under Conditional Use Permit 00-194-(5) (CUP) (Attachment "A"). The CUP became effective on May 24, 2007, upon its acceptance by BFI.

BFI is proposing to combine the operation of the two existing landfills into one in accordance with the requirements of both the City's and County's land use permits. The ultimate disposal capacity of the entire Project is estimated to be 91.1 million tons, encompassing a 363-acre landfill footprint. The Project was estimated to have a net remaining disposal capacity of about 118.3 million cubic yards (or 76.3 million tons) as of October 19, 2006. The remaining capacity as of January 1, 2008 was 110.7 million cubic yards (or 71.4 million tons). Attachment "E" is a proposed landfill phasing plan showing the phases of operation.

The Task Force has reviewed the request utilizing the guidelines and requirements specified in the Los Angeles County Countywide Siting Element, dated June 1997, which was approved by a majority of cities in the County of Los Angeles containing a majority of the cities' population, the County Board of Supervisors, and ultimately by the California Integrated Waste Management Board on June 24, 1998. The Task Force finds that the proposal is consistent

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

with the goals and policies of the Countywide Siting Element and its Siting Criteria (Attachment “F”). The Task Force grants an FOC, subject to the following conditions:

Conditions

1. Effective Date—This Finding of Conformance (FOC) shall become effective concurrent with the effective date of the City’s resolution authorizing development of Phase II of the City Landfill (Attachment “G”). This FOC replaces the previously issued FOCs listed below:
 - On August 15, 1991, the Task Force issued an FOC with the Los Angeles County Solid Waste Management Plan for the facility operation in the unincorporated County area.
 - On April 17, 2003, the Task Force issued an FOC with the Los Angeles County Countywide Siting Element for the portion of Sunshine Canyon Landfill (Unit 2) in the City of Los Angeles.
 - On May 19, 2008, the Task Force issued an FOC with the Los Angeles County Countywide Siting Element for the Sunshine Canyon Landfill, Phase V and the top deck of the Exhibit “A-1” Fill Design—County Project as defined by the County of Los Angeles Conditional Use Permit No.00-194(5).
2. Permitted Operations/Activities—This FOC is limited to landfilling activities and other waste management operations for the City/County Project, in accordance with the County CUP No. 00-194-(5) approved by the Los Angeles County Board of Supervisors on February 6, 2007 (Attachment “A”) and the City Zoning Ordinance No. 172933 approved by the City Council on December 8, 1999 and approved by the City Mayor on December 9, 1999 (Attachment “B”).
3. Types of Waste Materials—The waste materials to be landfilled at the subject site shall be limited to solid waste and inert debris as defined in the County CUP No. 00-194-(5) and the City Zoning Ordinance No. 172933, and as specified in the WDR Order No. R4-2008-0088 issued by the Regional Water Board, on October 2, 2008. Hazardous waste, radioactive waste, liquid waste

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

(including slurries and septic tank pumping), designated waste, incinerator ash, sludge, and dead animals (except for non-incidentally dead animals), other wastes requiring special treatment or handling, and untreated medical waste, as defined by State and Federal laws are prohibited. The type of beneficial use materials shall include, but not be limited to, green waste, wood waste, asphalt, concrete, and dirt.

4. Waste Quantities—The materials received at the facility shall be subject to the following:
 - a. Maximum daily tonnage of solid waste disposed at the site shall be limited to 12,100 tons on any given day, six working days per week, with a maximum weekly capacity of 66,000 tons of nonhazardous solid waste.
 - b. The amount of materials received as inert debris and other materials received for beneficial use shall not exceed 6,600 tons per week, based upon six working days per week.
5. Hours of Operation—The hours of operation for solid waste disposal at the site shall be 6 a.m. to 6 p.m. Monday through Friday and 7 a.m. to 2 p.m. on Saturday. The Landfill shall be closed on Sundays. Saturday hours may be extended from 2 p.m. to 6 p.m. if necessary to accommodate post-holiday disposal requirements, where there was limited or no trash pick-up on the holiday.
6. Limits of Fill—Total disposal quantity, excavations, horizontal boundaries, and minimum and maximum elevations (contours) shall be limited to those established in Exhibit “A-2” fill design and defined as the City/County Project of the County CUP No. 00-194-(5) and the Phases I and II fill design identified in the City Zoning Ordinance No. 172933. The maximum vertical height of the City/County Project, including final cover, shall not exceed a final fill elevation of 2,004 feet above mean sea level for the disposal area within the City of Los Angeles and 1,904 for the disposal area within the County of Los Angeles. Attachment “H” shows the proposed Final Grading Plan.
7. Term—This FOC shall terminate upon one of these conditions:
 - 1) The facility reaching the disposal capacity, boundary limits, and/or maximum fill elevation of Exhibit “A-2” fill design of the

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

County CUP No. 00-194-(5) and the fill design of Phases I and II of Unit 2 of the City Zoning Ordinance No. 172933, 2) failure of the City of Los Angeles to grant the facility owner/operator to continue to operate the facility upon the City's Phase III compliance review, or (3) the operation reaching the date of February 6, 2037, whichever occurs first. This FOC will terminate if there is any Significant Change in operation of the facility as defined in Chapter 10.4 of the CSE or if the operation of the facility is prohibited by any regulatory agency, judicial court, the County of Los Angeles, or City of Los Angeles.

This FOC is subject to reconsideration concurrent with the SWFP five-year review process, the City's Phase III compliance review of the City Landfill, or at an earlier date as may be determined by the Task Force. No less than 90 days before the five-year anniversary of the FOC the owner/operator shall submit a request for review of its FOC to the Task Force. The request shall indicate any changes in the operation that may necessitate a revision in the provisions/conditions of this FOC.

8. Regulatory Compliance—The facility owner/operator must comply with all laws, requirements and regulations of the Federal, State, County, and local regulatory agencies.
9. Waste Load-Checking—The facility owner/operator shall implement a Waste Load Checking Program as approved by the Sunshine County Landfill-Local Enforcement Agency, and submit a copy of the approved program to the County of Los Angeles Department of Public Works, Environmental Programs Division, P.O. Box 1460, Alhambra, California, 91802-1460.
10. Litter Control—The facility owner/operator shall implement the Litter Control and Tarping Program as stipulated in Attachment "I".
11. Conversion Technologies—The facility owner/operator shall actively work with the Task Force in promoting conversion technologies as alternatives to landfilling and incineration. This shall include, but not be limited to, (a) supporting and promoting legislation and regulations which would provide economic incentives for the development of conversion technologies, and (b) supporting and promoting legislation and regulations which would remove conversion technologies from the definition of transformation and

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

give them full diversion credit towards the State waste reduction mandates.

12. Seismic Monitoring—The facility owner/operator shall implement and comply with the following seismic monitoring requirements:
 - a. Complete installation of an accelerometer onsite to measure earthquake/seismic ground motions within 60 days of approval of this FOC. A set of as-built plans signed and sealed by a California Registered Civil Engineer shall be provided to the Sunshine Canyon Landfill-Local Enforcement Agency and the County of Los Angeles Department of Public Works, Environmental Programs Division.
 - b. Following a major earthquake/seismic ground motion of magnitude 5.0 or greater, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, thoroughly survey the landfill for primary and secondary surface expressions of seismic activity (such as surface ruptures, landslides, change in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to the County of Los Angeles Department of Public Works, Environmental Programs Division and the Sunshine Canyon Landfill-Local Enforcement Agency for review. The assessment report needs to describe and discuss all features, including damage to the site and infrastructure caused by the earthquake and measures that will be taken to mitigate the impact.
13. Waste Characterizations—On a semi-annual basis, the facility owner/operator shall conduct waste characterizations of the incoming waste stream destined for disposal over a one-week period during the months of March and September. The results shall be submitted in the attached Monitoring and Reporting Form (Attachment “J”) with the reports due April 30 and October 31 of each year to the Los Angeles Department of Public Works, Environmental Programs Division, P.O. Box 1460, Alhambra, California 91802-1460.
14. Reports—The facility owner/operator shall submit monthly reports on a quarterly basis within 30 days of the end of the quarter to the County of Los Angeles Department of Public Works, Environmental

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

Programs Division, P.O. Box 1460, Alhambra, California 91802-1460. The report shall contain the following information for each month of the reporting period:

- a. Type and quantity of waste (weight) received at the facility for processing, recycling, and disposal.
- b. Waste source and quantity identified by weight and/or volume for each jurisdiction of origin, including each city within the County of Los Angeles, unincorporated area of the County, and any jurisdiction outside the County of Los Angeles, if any.
- c. Quantity of recovered recyclable materials, including tires and green waste, if any, by weight and/or volume, and final destination of recovered materials.
- d. Quantity of household hazardous waste and electronic waste, if any, recovered from the waste stream, and final destination of recorded materials.
- e. The frequency of the submittal shall be on a quarterly basis consistent with the requirements of the State's Disposal Reporting System (Section 18812.9 of the California Code of Regulations, as may be amended).
- f. Remaining landfill disposal capacity by weight (tons) and volume (cubic yards).
- g. The information shall be provided in the format approved by the Task Force through the Los Angeles County Solid Waste Information Management System, and/or as may be updated by the Task Force (Attachment "K").

Failure to comply with these reporting requirements shall be considered as a cause for revocation of this FOC.

15. Change in Ownership—In the event of any change in operator or control of ownership of the facility by BFI and/or Allied Waste, the applicant must:
 - a. Notify the Task Force, in writing, of such change within ten calendar days;

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

- b. Notify the succeeding owner and operator by letter, a copy of which shall be filed with the Task Force, of the existence of this FOC; and
 - c. The new owner and operator shall jointly submit a written report to the Task Force within 30 days of the change of ownership detailing measures that will be implemented to insure compliance with requirements of this FOC.
16. Mitigation Measures—The owner/operator must obtain and fully comply with all the permits and approvals (including but not limited to drainage, grading, stormwater, building, and industrial waste), as well as comply with all other mitigation measures, which are listed in Attachment “F” and Mitigation Monitoring and Reporting Summary (Attachment “L”) to comply with the Siting Criteria. Documentation substantiating that the owner/operator has obtained all necessary permits and approvals, as well as compliance with all other mitigation measures, which are required prior to operating the City/County Project, shall be submitted to the Task Force and the County of Los Angeles Department of Public Works at least 30 days prior to commencement of operation in the City/County Project.
17. Subsurface Gas Migration—The owner/operator must protect all on-site buildings and enclosed structures within 1,000 feet of the disposal area against intrusion of migrating landfill gas in accordance with the requirements of Chapter 15 of the City of Los Angeles Building Code and Section 110 of the Los Angeles County Building Code, as applicable.
18. Status Report—The owner/operator shall submit a status report on the following:
- a. Progress of the City/County Project.
 - b. Progress of the site’s landscaping activities and revegetation of the permanent slope areas.

The status report shall be submitted on a quarterly basis within 30 days of the end of the quarter to the Task Force, P.O. Box 1460, Alhambra, California 91802-1460.

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

The FOC is not intended to be, nor does it confer on this facility, a guarantee that the tonnage contained in the finding will be available.

This FOC was unanimously approved by those members of the Task Force present at the December 18, 2008 meeting of the Task Force.

Margaret Clark

MARGARET CLARK

Vice Chair, Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force and
Council Member, City of Rosemead

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

ATTACHMENTS

- A - County of Los Angeles Conditional Use Permit 00-194-(5), including the following exhibits:
- Exhibit "A-1", dated January 9, 2007
 - Exhibit "A-2", dated January 9, 2007
- B - City of Los Angeles Zoning Ordinance No. 172933, including the following exhibits:
- Exhibit No. "E-4A", Proposed Uses within the Project Site and Operational County Landfill
 - Exhibit No. "E-4B", Disposal Area Sequencing Section 2-2 Final Elevations, dated June 15, 1998
 - Exhibit No. "E-4C", Initial Development Area, dated February 23, 1999
 - Exhibit No. "E-4D", Sequenced Development, dated February 23, 1999
- C - Site Location Map, Sunshine Canyon Landfill, by Los Angeles County Department of Public Works, dated November 2005
- D - Existing Site Plan, Sunshine Canyon Landfill JTD 2007, Drawing 1, by Bryan A. Stirrat & Associates, dated February 2008
- E - Landfill Phasing Plan Sunshine Canyon Landfill JTD 2007, Drawing 2, by Bryan A. Stirrat & Associates, dated February 2008
- F - Los Angeles County Integrated Waste Management Task Force Countywide Siting Element, Facility Siting Criteria Evaluation Form, dated July 10, 2008
- G - City of Los Angeles' Resolution File No. 08-0987-S1 adopted by the City Council on November 25, 2008, effective on December 31, 2008
- H - Final Grading Plan, Sunshine Canyon Landfill JTD 2007, Drawing 3, by Bryan A. Stirrat & Associates, dated February 2008
- I - Litter Control and Tarping program
- J - Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force Biannual Solid Waste Monitoring and Reporting Form

**LOS ANGELES COUNTY SOLID WASTE MANAGEMENT
COMMITTEE/INTEGRATED WASTE MANAGEMENT TASK FORCE
FINDING OF CONFORMANCE (FOC)
WITH THE LOS ANGELES COUNTY COUNTYWIDE SITING ELEMENT
SUNSHINE CANYON LANDFILL—CITY/COUNTY PROJECT
December 18, 2008**

K - Form 13, Monthly Disposal Quantity Reporting for Use by Landfill Owners/Operators Origin Survey

L - Mitigation Monitoring and Reporting Summary, Conditional Use Permit No. 00-194-(5), Oak Tree Permit No. 86-312-(5), dated December 2006, approved by County of Los Angeles Board of Supervisors on February 6, 2007

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LOS ANGELES COUNTY



**COUNTYWIDE
SITING
ELEMENT**

**VOLUME I -
THE ELEMENT**

Los Angeles

County

Department of

Public Works

Environmental

Programs Division

June 1997

CHAPTER 10 FINDING OF CONFORMANCE

10.1 PURPOSE

The purpose of this chapter is to present the procedure for obtaining a Finding of Conformance (FOC) with the Los Angeles County, Countywide Siting Element which will provide a mechanism for the inclusion of new solid waste landfills or transformation facilities, or expansions of existing solid waste disposal facilities into the CSE. Additionally, the process will ensure that all new solid waste disposal facilities and expansions of existing solid waste disposal facilities are consistent with the CSE and its Siting Criteria as listed in Chapter 6. Furthermore, the FOC process which is implemented under the auspices of the Task Force, will provide a forum in which the public, local jurisdictions, public organizations, businesses, and industry may voice their opinions regarding each individual project.

10.2 SPECIFIC REQUIREMENTS

Section 18756 of Title 14 of the CCR requires that the CSE must describe the process instituted Countywide to confirm that the criteria set forth in that section are included as a part of the solid waste disposal facility siting process (please refer to Chapter 6).

10.3 REGULATORY OVERVIEW

The Solid Waste Control Act of 1976, gave the former California Waste Management Board (CWMB) a direct role in siting solid waste management facilities. It required the CWMB to make a determination that each proposed facility was in conformance with a local county solid waste management plan. In Los Angeles County, the County Solid Waste Management Committee has been the liaison for the former CWMB and the California Integrated Waste Management Board (CIWMB) for making a determination of consistency and for issuance of an FOC with the Los Angeles County Solid Waste Management Plan (CoSWMP).

Section 50000 of the California Public Resources Code (PRC) requires that until a countywide integrated waste management plan has been approved by the CIWMB, no person shall establish a new or expand an existing solid waste disposal facility in the county unless the proposed facility has been identified and described in or has been found to conform with the active county solid waste management plan, which was in compliance with and adopted in accordance with the laws of the former Title 7.3 of the California Government Code (prior to repeal by Assembly Bill 939, California Integrated Waste Management Act of 1989) and has been approved by the CWMB, the county and a majority of the cities with a majority of the incorporated population. The Task Force currently issues FOCs with the active

Los Angeles County Solid Waste Management Plan, dated March 1984 and Revision A dated August 1985, for solid waste disposal facilities in accordance to the procedures found in Chapter 7 of that document.

Section 50001 of the PRC requires that after a countywide integrated waste management plan has been approved by the CIWMB, no person shall establish a new or expand an existing solid waste disposal facility in the county unless the proposed facility has been identified in an approved countywide siting element, or amendment thereof. The County of Los Angeles will ensure that the Siting Criteria contained in the CSE are applied and that a land disposal or transformation facility is in conformance with the CSE through the FOC process. Additionally, any FOC granted by the Task Force to a solid waste disposal facility will serve as an approved amendment to the CSE.

10.4 APPLICABILITY OF FINDING OF CONFORMANCE

New solid waste disposal facilities, expansions of existing solid waste disposal facilities, or existing solid waste disposal facilities that institute a "significant change" to their operation must obtain an FOC with the CSE granted by the Task Force (exemptions are listed below).

For the purpose of the CSE, "significant change" is defined as: a) any change in the solid waste disposal facility's land use permit/conditional use permit, and/or Waste Discharge Requirements Permit that requires compliance with the requirements of the California Environmental Quality Act, as amended; b) any revision in the facility's Solid Waste Facility Permit; or c) any increase in daily permitted capacity as defined in Chapter 3 of the CSE.

Certain types of solid waste disposal/transformation facilities are exempt from an FOC with the CSE. These facilities include:

- Owner-operated Unclassified (inert) landfills which accept inert waste generated by the owner and providing the facility is allowed (as determined by the appropriate Local Enforcement Agency) to operate without a Solid Waste Facility Permit;
- Drilling mud disposal sites for short-term use; or
- Farm/ranch disposal sites for one- or two-family use.

Project proponents of solid waste disposal facilities, except those exempted above, must submit proposals to the Task Force for an FOC. Table 10-1 lists the minimum components that a facility proposal must contain.

Table 10-1
Finding of Conformance Submittal Requirements

Proponents of solid waste disposal (landfill and transformation) facilities, except otherwise exempted, must submit proposals to the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force for an FOC. The facility proposal shall contain the following minimum information:

1. Identity of project proponent, owner, and operator.
2. Description of project location.
3. Project implementation schedule (as applicable) including planned dates for construction start, construction completion, start-up, planned expansion, and closure.
4. Project design capacity or acreage as appropriate.
5. Description of waste material to be handled.
6. Identification of waste sources.
7. Projection of waste quantity to be handled at start-up and at five-year intervals in project's life.
8. Identification of waste transport corridors and destination.
9. Technology to be used for treatment facilities.
10. Planned site classification for disposal sites.
11. Planned end uses for the land for disposal sites.
12. Final environmental documentation (initial study, negative declaration, categorical exemption, or an Environmental Impact Report) including all Notices of Determinations showing the posting dates with the County Clerk/City Clerk and the State Office of Planning and Research.
13. Planned market for materials/energy recovered from resource recovery projects.
14. Description of proposed waste diversion/salvage programs to be operated at the facility.
15. Information and operations plan for meeting applicable permit/regulatory requirements.
16. Demonstration of compliance with siting criteria requirements as established in Chapter 6 of the CSE.
17. Demonstration of compliance with general plan consistency requirements as required by the California Public Resources Code, Section 50000.5 and 50001, as applicable. In addition, a copy of the appropriate land use permit shall also be provided.
18. A tarping program designed to prevent the accidental release of litter from vehicles entering and leaving the site.
19. A waste load-checking program designed to prevent disposal of hazardous and other unacceptable waste from the site.

Table 10-1 (continued)

20. A set of plans, drawn-to-scale, clearly identifying property lines, adjacent land uses, all structures such as scale house, administration buildings, locations of any above ground or underground storage tanks, surrounding streets and access roads, etc. The plans must be a minimum of 2 feet by 3 feet in dimension, clearly labeled and bearing the signature and seal of a California Registered Civil Engineer. For land disposal facilities, the plans must show initial and final grades for and delineate the extent of the fill area. For transformation facilities, the plans must show drainage and wastewater discharge lines, the incineration building and equipment, and materials recovery area (if any).

In addition, the facility owner/operator will be required to implement the following measures/programs:

1. Project proponents of new Class III landfills and owners/operators of expansions of existing Class III landfills shall be required to implement the following seismic monitoring requirements:
 - a) Install an accelerometer on site to measure seismic ground motions by a date to be established by the Task Force. A set of as-built plans signed and sealed by a California Registered Civil Engineer shall be provided to the Local Enforcement Agency and the Los Angeles County Department of Public Works, Environmental Programs Division for approval.
 - b) Following a major seismic event: 1) of magnitude 5.0 or greater in the Richter Scale, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, and 2) with an epicenter located within 25 miles from the Landfill (or as directed by the Task Force), thoroughly survey the landfill site for primary and secondary surface expressions of seismic activity (such as, surface ruptures, landslides, changes in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to the Los Angeles County Department of Public Works, Environmental Programs Division and the Local Enforcement Agency for review. The assessment report must describe and discuss all features, including damage to the site and infrastructure caused by the seismic event, and the measures that will be taken to mitigate the impact.
2. All Class III landfill owners/operators shall be required to submit a description of the program that will be implemented at the facility to:
 - a) Minimize disposal of inert waste at their facility.
 - b) Maximize density of disposed materials.
 - c) Use green waste or other appropriate materials for use as landfill daily cover other than soil, subject to approval of the appropriate Local Enforcement Agency, the CIWMB, and other appropriate permitting agencies.
3. All solid waste disposal facility operators shall be required to submit a description of the program that will be implemented at the facility to:
 - a) Acquire and provide to the County all data necessary for cities in Los Angeles County and the County to comply with the mandates of Assembly Bill 939. Additionally, disposal facility operators will be encouraged to institute waste salvage operations in compliance with all applicable rules and regulations.
 - b) Discourage transportation of uncovered waste to the disposal facility through vehicle tarping enforcement at the gate.
 - c) Control litter on the streets, highways, and properties surrounding the disposal facility.

10.5 ADMINISTRATIVE PROCESS

The Task Force shall review and act on a proposed project which meets the requirements of the CSE. The Task Force has 30 days after the proposal is submitted in which to determine if the proposal is complete. Once a proposal has been determined to be complete, the Task force has 60 days in which to act upon the FOC. However, after the 60 days, the review period may be extended for an agreed upon period by mutual consent of both parties. The proposal will not be considered to be complete without: the certified final environmental document, the land use/conditional use permit, consistency with the local jurisdiction's General Plan, and all other materials listed in Table 10-1 of this Chapter.

In the review process, the Task Force:

1. Considers the project in relation to:
 - The goals, policies, and objectives of the CSE/CoIWMP;
 - The policies of the California Integrated Waste Management Board/ appropriate Local Enforcement Agency; and
 - The policies of the local jurisdiction's (city or the County as applicable) General Plan.
2. Evaluates the proposed site in relation to the Siting Criteria in the CSE.
3. Accepts comments from the local jurisdiction where the facility is to be located, as well as, any adjacent jurisdictions. The local jurisdictions shall be requested by the Task Force to comment on project implementation, proposed transportation routes, and planned end uses of the land (for landfills).
4. Examines the projected waste flow to the proposed project and analyses of Countywide/regionwide impacts.
5. Conducts a technical review of the project aimed specifically at the application of technology, residue disposal plans, the environmental assessment, and plans for meeting applicable permit requirements.
6. Considers other existing and planned projects in the same general area of the proposed project.
7. Determines whether or not the city or the County in which the site is located, has made a finding (of consistency) that the establishment or expansion of the site is consistent with that city or County's applicable general plan.

10.6 ACTIONS BY THE TASK FORCE

Upon review of the proposed project, the Task Force will convene a public meeting in order to make one of the following findings: (1) Issue an FOC or (2) Deny the request for an FOC.

10.6.1 Issue a Finding of Conformance

After a proposed project has met all the requirements to the satisfaction of the Task Force, an FOC will be issued by the Task Force.

10.6.2 Denial

A denial of an application for an FOC by the Task Force will include a full description of the reasons for denial. The basis of denial shall generally be a perceived conflict of the applicant's proposal with the policies, goals, and objectives of the CSE. A denial of an application does not preclude reapplication.

10.6.3 Local Enforcement Agency/California Integrated Waste Management Board

In accordance with Section 50001 of the PRC, prior to granting a Solid Waste Facility Permit, the appropriate Local Enforcement Agency (city or the County, as applicable) shall ensure that an FOC for the project has been granted by the Task Force. As such, upon granting an FOC, the Task Force shall forward a copy of the FOC to the appropriate Local Enforcement Agency and the California Integrated Waste Management Board. The Task Force shall also forward a copy of the FOC to the jurisdiction in which the facility is located.

10.6.4 Project Proponent Failure

If a project proponent with an FOC from the Task Force fails to meet the conditions of the finding, the Task Force may revoke the finding. Cause for revoking an FOC shall be documented in the notice of revocation to the local jurisdiction, appropriate Local Enforcement Agency, California Integrated Waste Management Board, and the facility proponent.