

Los Angeles County Solid Waste Management Committee/
Integrated Waste Management Task Force

Minutes of July 21, 2016

County of Los Angeles Department of Public Works
900 South Fremont Avenue
Alhambra, California

COMMITTEE MEMBERS PRESENT:

Margaret Clark, California League of Cities-Los Angeles Division
Betsey Landis, Environmental Organization Representative
Ron Saldana, Los Angeles County Disposal Association
Mike Mohajer, General Public Representative
Sam Pedroza, League of California Cities

COMMITTEE MEMBERS REPRESENTED BY OTHERS:

Craig Beck, rep by Charlie Tripp, Long Beach Public Works Department
Gail Farber, rep by Carlos Ruiz, County of Los Angeles Dept. of Public Works
Enrique Zaldivar, rep by Reina Pereira, City of Los Angeles Bureau of Sanitation
Cynthia Harding, rep by Gerry Villalobos, County of Los Angeles Department of
Public Health
Grace Hyde, rep by Christopher Salomon, County of Sanitation Districts of Los Angeles
County

COMMITTEE MEMBERS NOT PRESENT:

Sam Perdomo, Business/Commerce Representative
David Kim, City of Los Angeles
Mitchell Englander, City of Los Angeles
Rafael Prieto, City of Los Angeles
Jack Hadijinian, League of California Cities
Wayne Nastri, South Coast Air Quality Management District

OTHERS PRESENT:

Dale Sargent, City of Santa Clarita
Ben Lucha, City of Palmdale
Gideon Kracov, Los Angeles County Disposal Association Legal Counsel
Jennifer Wallin, CalRecycle
Wayde Hunter, SCL-CAC
Coby Skye, County of Los Angeles Department of Public Works
Patrick Holland, County of Los Angeles Department of Public Works
Clark Ajwani, County of Los Angeles Department of Public Works
Caren Alvarez, County of Los Angeles Department of Public Works
Mackenzie Domann, County of Los Angeles Department of Public Works
Jason Jones, County of Los Angeles Department of Public Works
Kawsar Vazifdar, County of Los Angeles Department of Public Works
Nam Doan, County of Los Angeles Department of Public Works
Russell Bukoff, County of Los Angeles Department of Public Works
Joseph Venzon, County of Los Angeles Department of Public Works

I. CALL TO ORDER

Meeting called to order at 1:10 p.m., by Ms. Margaret Clark.

II. APPROVAL OF MINUTES FOR JUNE 16, 2016

A motion was made to approve the June 16, 2016, minutes. The motion passed with two abstentions (Mr. Christopher Salomon and Mr. Gerry Villalobos).

III. REPORT FROM THE ALTERNATIVE TECHNOLOGY ADVISORY SUBCOMMITTEE (ATAS)

Ms. Mackenzie Domann provided a report from the ATAS meeting stating there was a presentation from Greg Akers and Shawn Grow of Janicki Bioenergy on their sanitation and water treatment systems technology. The system dries and combust bio-solids to produce energy, clean potable water, and ash. Janicki Bioenergy currently has two systems, one test system in the state of Washington and the other in Dakar, and are currently working on a few more around the world.

Ms. Domann reported that the 2016 Southern California Conversion Technology Conference, which will be held Friday, July 29, 2016, at 900 S. Fremont Avenue, Alhambra, CA, with registration starting at 7:30 a.m., currently has 150 registered attendees. Staff will be inviting the attendees to tour the County Sanitation Districts' Joint Water Pollution Control Plant on July 28, 2016, from 1:30 p.m. to 3:00 p.m. Ms. Margaret Clark asked staff to please sign her up for the conference.

Ms. Domann also reported that ARI is continuing to develop the Request for Qualifications and Proposals for the anaerobic digestion project at Pitchess Detention Center and recently updated the potential site descriptions. ARI is currently monitoring two funding solicitations on the State of California Energy Commission; the solicitations are Community Scale and Commercial Scale Advanced Biofuels and EPIC Bioenergy Solicitation for Development, Demonstration, and Deployment of Environmentally Sustainable Biomass-to-Energy Systems for the Forest and Food Waste Sectors.

Finally, Ms. Domann reported that the County Sanitation Districts have a contract to send 10-20 tons per week of food waste through a grinder called insinkerator for their Carson plant.

Also, the composting and digestion proposed project at Lancaster Landfill is put on hold, by Waste Management, during contract negotiations with the City of Los Angeles.

IV. REPORT FROM THE FACILITY AND PLAN REVIEW SUBCOMMITTEE (FPRS)

Ms. Betsey Landis provided an update on the Facility and Plan Review Subcommittee (FPRS) meeting. Ms. Landis stated that in June 2016, a total of 74 complaints were made to the South Coast Air Quality Management District (SCAQMD) hotline relating to odors at Sunshine Canyon Landfill (SCL). In comparison with May 2016, the number of complaints increased by 147 percent, from 30 to 74. When compared to June of 2015, the number of complaints increased by 80 percent, from 41 to 74 complaints. Of the 74 complaints received in June 2016, there were no complaints called in from nearby schools or parents of students that attend a nearby school. The total number of Notices of Violation received from SCAQMD since 2009 is 181. The total number of complaints received by SCAQMD since 2009 is 9,172, and the total number of complaints received in 2016 is 758. As of July 21, 2016, SCAQMD has issued one notice of violation to SCL for the month of June.

Ms. Landis mentioned that the alternative daily cover material at the SCL had lifted due to high winds. Ms. Landis also stated that they have received updates on the Finding of Conformance (FOC) for the Calabasas Landfill, which is moving along.

Ms. Landis reported that the Task Force received a letter by Mr. Thomas M. Bruen, a lawyer for Browning Ferris Industries, a wholly owned subsidiary of Republic Services, Inc. (Republic) suggesting that the Task Force does not have the authority to enforce permits or entitlements granted to the SCL. Ms. Landis stated that Mr. Mike Mohajer indicated that Republic has a FOC with the Task Force for the SCL and is therefore required to follow all conditions of the said FOC. Ms. Landis clarified that Mr. Bruen's letter addresses the Task Force's May 17, 2016, and May 25, 2016, letter to Republic requesting for information on SCL's compliance with its City and County land use entitlements and its solid waste facilities permit.

Ms. Landis suggests that, if a response letter from the Task Force is warranted, the letter may simply say "The FOC for the SCL City/County Project granted by the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force dated December 18, 2008, includes Condition 8 (Regulatory Compliance), which states that the facility owner/operator must comply with all laws, requirements, and regulations of the federal, state, county, and local regulatory agencies." Mr. Charlie Tripp suggested that the Task Force lawyer should respond back to Mr. Bruen's letter, instead of the Task Force itself since it is a legal issue. Mr. Mike Mohajer alternatively suggested staff prepare a response to Mr. Bruen's letter in consultation with County Counsel.

Mr. Ron Saldana made a motion to respond to Mr. Bruen's letter based on Mr. Mohajer's suggestion, and was seconded by Mr. Mohajer. The motion passed with one abstention (Mr. Chris Salomon).

Ms. Landis also mentioned the Petition for an Order for Abatement involving the SCL. Ms. Landis made a motion to have staff review the Petition for an Order for Abatement for the SCL, and to prepare a comment letter addressed to the Hearing Board of the South Coast Air Quality Management District. The motion was seconded by Mr. Mohajer, and passed for four abstentions (Ms. Reina Pereira, Mr. Carlos Ruiz, Mr. Salomon, and Mr. Gerry Villalobos).

Lastly, Ms. Landis handed out two motions made at the SCL Community Advisory Committee regarding request for SCAQMD to perform a detailed facility-specific health risk assessments with the Los Angeles County Department of Public Health and for SCAQMD to complete the working face studies at SCL. Ms. Landis made a motion to send a letter of support to the SCL Community Advisory Committee, SCAQMD, and the Los Angeles County Department of Public Health. The motion was seconded by Mr. Mohajer, and passed with four abstentions (Ms. Pereira, Mr. Saldana, Mr. Tripp, and Mr. Villalobos).

V. LEGISLATIVE UPDATE

Mr. Clark Ajwani gave an update on current legislation and reviewed items on the attached [legislative table](#).

- AB 45 (Mullin) – This bill did not make out of the Senate EQ and was not voted on.
- AB 577 (Bonilla) – Send an updated letter of support to Senate Appropriations Committee.
- AB 590 (Dahle) – Send an updated letter of support as amended on July 9, 2015.
- AB 655 (Quirk) – Mr. Mike Mohajer made a motion to send a letter of opposition as amended on June 15, 2016, seconded by Mr. Ron Saldana and passed unanimously.
- AB 1239 (Gordon\Atkins) - Send an updated letter of opposition as amended on June 23, 2016.
- AB 1669 (Hernandez) – Send an updated letter of opposition as amended on June 27, 2016.
- AB 1923 (Wood) - Send a letter of support as amended on June 2, 2016.
- AB 2206 (Williams) - Send a letter of support as amended on June 27, 2016.
- AB 2153 (Garcia) – Ms. Betsey Landis made a motion to send an updated letter of support as amended on June 1, 2016, seconded by Mr. Carlos Ruiz and passed unanimously.

- AB 2313 (Williams) - Send a letter of support as amended June 14, 2016, make a correction before sending, cross out rules and replace with utilities.
- AB 2812 (Gomez) – Mr. Mohajer made a motion to send a letter of support as amended May 27, 2016, seconded by Mr. Margaret Clark and passed unanimously.
- SB 32 (Pavley) - Send a letter of opposition as amended June 30, 2016.
- SB 423 (Bates) – Mr. Mohajer made a motion to send a letter of support as amended June 30, 2016, to include local governments seconded by Mr. Sam Pedroza and passed unanimously.
- SB 778 (Allen) - Send a new letter as amended on June 23, 2016.
- SB 970 (Leyva) - Send a new letter as amended June 29, 2016.
- SB 1153 (Cannella) - Send a new letter as amended April 25, 2016.
- SB 1213 (Wieckowski) - Send a new letter as amended April 4, 2016.
- SB 1229 (Jackson\Stone) - Send a new letter as amended June 27, 2016.
- SB 1383 (Lara) - Send a new letter, addressed to the Assembly of Appropriations Committee.

VI. ALTERNATIVE INTERMEDIATE COVER PILOT PROJECT AT SUNSHINE CANYON LANDFILL

Mr. Rob Sherman was unable to attend the meeting. Mr. Ron Saldana made a motion to send a letter stating the Task Force is sorry he was not able to attend the last two meetings, and requesting that is he was not able to discuss the items to please send a representative. The motion was seconded by Mr. Mike Mohajer. The motion passed with one abstention (Mr. Gerry Villalobos).

VII. FOURTH QUARTER 2015 INDEPENDENT MONITOR REPORT AT SUNSHINE CANYON LANFILL

Item was not discussed.

VIII. WASTE INDUSTRY LEGAL OPINION RE: PROP 218/FEES OR TAXES. WHAT REQUIRES APPROVAL

Mr. Gideon Kracov of the Los Angeles County Disposal Association Legal Counsel distributed and presented on the attached Public Law Journal and Torres v City of Montebello. The Task Force members asked that the Association serves a quite a number of cities and all the cities do not follow the rules, what does the Association do in these cases. Mr. Ron Saldana responded that it is a case by case basis.

IX. OVERVIEW OF 6/23/2016 CALRECYCLE & STATE WATER BOARD ORGANIC WASTE/COMPOST LAND APPLICATION WORKSHOP

Mr. Joseph Venzon gave the attached PowerPoint presentation on the Overview of 6/23/2016 CalRecycle and State Water Board Organic Waste/Compost Land Application Workshop.

X. OVERVIEW OF 7/12/2016 CALRECYCLE WORKSHOP ON PRELIMINARY DRAFT OF AB 901 REGULATIONS

Mr. Russell Bukoff reported on the Overview of 7/12/2016 CalRecycle Workshop on Preliminary Draft of AB 901 Regulations. Mr. Bukoff stated that at the May 2016 Task Force meeting he mentioned that AB 901 became effective on January 1, 2016, it revises some of the reporting requirements in the Public Resources Code, and it provides CalRecycle with authority for audits, inspections, enforcements, and monetary penalties.

AB 901 makes some major changes such as eliminating the requirement that counties submit periodic reports to CalRecycle. Disposal facilities will be required to submit their disposal tonnages directly to CalRecycle and to counties that request the information and CalRecycle may provide this information to jurisdictions aggregated by company upon request.

Mr. Bukoff stated that the Task Force had concerns, which include:

- Limited public access to sensitive business and marketing information.
- Data collected should mirror industry standards.
- Data should be collected on larger categories of materials.
- A meeting between LA County Public Works and CalRecycle to discuss concerns.
- Need clarification on how CalRecycle intends to define and “end user” with respect to recyclable and compostable materials.

At this time CalRecycle has not formally responded to the Task Force.

Mr. Bukoff stated that CalRecycle held a workshop on July 12, 2016, to go over the draft regulations released on June 24, 2016, and to seek additional input from stakeholders. During the meeting CalRecycle addressed the following concerns:

- CalRecycle will require that a facility report the material type data at the level it was sold or transferred.
- CalRecycle will keep all information confidential and only aggregated information will be made public.
- Operations that never handle more than 10 tons in a reporting period (which is quarterly) of recyclable material or solid waste will not need to report to CalRecycle.

- End users of recycled or composted materials are not required to register or report.
- A hauler is any person who collects solid waste or recycle/compostable material from generator and delivers the waste to a facility or directly to an end use.
- Transporters haul from facilities, not generators.
- Waste haulers will be required to report jurisdiction of origin and source sector, with source sector being commercial franchise, single family, etc.
- Transfer stations, MRFs, and disposal facilities will be required to report jurisdiction or origin and source sector.
- Recycling and composting operations only need to report this information if they process more than 100 tons per month and more than 10% residuals.
- On enforcement, CalRecycle will consider the situation before assessing penalties and fines.

Mr. Bukoff stated that were some concerns were raised by representatives from the construction and demolition and asphalt paving industries, in which they want to expand the definition of “end user” and the terms asphalt grinds, recycled asphalt product, ready-mix concrete, and others, and remove the term “aggregate” from the term “inerts” in the definition, as it’s an end product. CalRecycle stated they will take all these concerns into consideration.

Mr. Mike Mohajer commented that AB 901 will require a more extensive accounting of solid waste quantities in cities and counties in comparison to the manifest system currently required by the Environmental Protection Agency and the Department of Toxic Substances Control for transportation of hazardous waste. The regulations will have a profound effect on jurisdictions, disposal, and recycling/composting facilities in the State. Mr. Mohajer also indicated that the draft regulations for AB 901 were posted on June 24, 2016, and indicated that he would like staff to prepare a comment letter to CalRecycle from the Task Force.

Discussion ensued, and Mr. Ron Saldana and Mr. Chris Salomon expressed concerns regarding the administrative burden the legislation will place on facilities that will need to interact and exchange data with other facilities in order to provide CalRecycle with accurate disposal and recycling data.

Ms. Landis made a motion to have staff draft comments to CalRecycle regarding AB 901 and the draft regulations posted on June 24, 2016. Ms. Clark seconded the motion and advised that members of the Task Force provide their comments to staff by next week for incorporation into the letter. The motion passed unanimously.

XI. CARB 2030 TARGET SCOPING PLAN UPDATE CONCEPT PAPER

Ms. Kawsar Vazifdar stated that the Task Force sent a comment letter to CARB on July 7, 2016. Ms. Vazifdar stated that CARB is planning to provide a Draft Scoping Plan with CEQA and economic analyses for public review and comment after Summer 2016, and that staff will provide an update to the Task Force when the Draft Scoping Plan is released.

XII. CALRECYCLE UPDATE

Ms. Jennifer Wallin reported the following:

2015 Annual Report

It is now time to submit the Electronic Annual Report (EAR). jurisdictions file the EAR using the Local Government Information Center (LoGIC) reporting system. If the LoGIC system is new to you or if you've forgotten your web password, please visit: www.calrecycle.ca.gov/LGCentral/MyLogic. The 2015 EAR due date is Monday, August 1, 2016.

Greenhouse Reduction Loan Program

The Notice of Funds Available for GHG Loans was recently posted. [http://www.calrecycle.ca.gov/Climate/GrantsLoans/GHGLoans/FY201516/default .htm](http://www.calrecycle.ca.gov/Climate/GrantsLoans/GHGLoans/FY201516/default.htm).

Applications are being accepted on a continuous basis, subject to fund availability (16-17 not available).

The purpose of this non-competitive loan program is to lower overall greenhouse gas emissions by providing loans to expand existing capacity or establish new facilities to process California-generated waste materials into new value-added products.

Eligible Projects

Construction, renovation, or expansion of facilities to increase in-state infrastructure for:

1. The digestion or composting of organics into compost, soil amendments, biofuels, or bioenergy; or
2. The manufacturing of value-added finished products using California derived recycled content fiber, plastic, or glass.

Construction, renovation, or expansion of facilities to increase in-state infrastructure for:

1. The preprocessing of organics when providing preprocessed materials to an in-state digestion or composting facility that is using the waste to make compost, soil amendments, biofuels, or bioenergy; or
2. The preprocessing of fiber, plastic or glass waste when providing preprocessed materials to an in-state manufacturing facility that is using the waste to make finished products.

Expansion of projects that have previously received Greenhouse Gas Reduction grants or loans from CalRecycle are eligible provided the project meets the loan criteria and the previously funded project is progressing in a manner satisfactory to CalRecycle.

Food waste prevention projects result in measurable reduction in food waste normally destined for a landfill. These projects can prevent food waste through source reduction and/or edible food rescue. Food rescue must result in rescued food being distributed to people in a disadvantaged community with any food waste residuals from the project being sent to a compost, digestion, or fermentation facility when one is available within the food waste prevention project's service area.

New and expanded facilities will be required to use the best available control technology (BACT) to limit emissions and ensure compliance with air quality standards. Available Funds: \$6,953,000 as of July 13, 2016, and an Interest Rate of 4.0%

Public Meeting Notice: Workshop Series: AB 1071: Supplemental Environmental Projects Community Workshops

Date: July 25, 2016 5:30 – 7:00 pm

Location: Riverside – CalRecycle Riverside Office – 1955 Chicago Avenue – Suite 100 – Riverside, CA 92507

Contact: Jessica.Sankus@calrecycle.ca.gov

Description: This workshop is an opportunity for members of the public and community-based organizations to discuss Supplemental Environmental Projects as outlined in AB 1071 (Atkins, 2015).

XIII. PUBLIC COMMENT

No public comments.

XIV. NEXT MEETING DATE

The next meeting is scheduled for Thursday, August 18, 2016, in conference room B.

The meeting adjourned at 3:40 p.m.

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