

CALIFORNIA CONFERENCE of DIRECTORS of ENVIRONMENTAL HEALTH
SOLID WASTE POLICY COMMITTEE
2015 ANNUAL REPORT
September 22 – 25, 2015

COMMITTEE MEMBERS:

Christine Sosko, Chair	Bill Stratton, Region IV
Tim Potanovic, Region I	Leonard Grossman, Region IV
Greg Pirie, Region I	Rebecca Laffreniere, Region IV
Becky Ng, Region II	Bill Prinz, City LEA
John Ramirez, Region II	Lisa Jean Jameson, EAC Chair
Jag Sahota, Region II	Lars Siefert, EAC
Glenn Allen/David Pomaville, Region III	John Wells, Northern CA TAC
John Watkins, Region IV	Stan Chu, Bay Area TAC
Jeff Lamoure, Region IV	Robert McClellon, Central CA TAC

Appreciation is acknowledged to the EAC, TAC, Roundtable, Advisory Group representatives for their continued Committee support and participation.

CALRECYCLE STAFF:

Mark de Bie, Sue Markie, Robert Holmes, Wes Minderman, Howard Levinson, Georgianne Turner, Ken Decio, Leta Forland

Appreciation is acknowledged to the CalRecycle staff for their continued committee support and cooperation.

CDPH STAFF:

Ron Pilorin

SUMMARY OF IMPORTANT ITEMS FOR CONFERENCE DECISION:

1. Recommendations for Conference Action:
 - a. Approve Committee report.
 - b. Approve recommendations contained therein.
2. Recommendations for Future Charges:
 - a. Support legislation and regulations that improve, enhance and produce consistency throughout the Solid Waste and Medical Waste regulatory programs.
 - b. Continue on-going Charges as contained in this Report and take action on new Charges presented to the Committee from the Conference.

RECOMMENDATIONS FOR FUTURE ACTIONS:

1. Continue to work with CalRecycle to identify trends and key issues that the agency will consider as it formulates long term solid waste policy.
2. Continue to work with CDPH on key issues identified by the Medical Waste Division.
3. Continue strong partnerships with CalRecycle and CDPH as a model for “seamless service delivery” and coordinate CCDEH and LEA’s efforts to improve local solid waste programs. Work with the Enforcement Advisory Council (EAC), Regional Solid Waste Roundtables, Regional Waste Tire roundtables, Medical Waste Advisory groups.
4. Work with CalRecycle in the implementation of adopted Strategic Directives that involve the Local Enforcement Agencies, particularly the Enforcement Initiative.
5. Complete ongoing reviews of legislation and CalRecycle rule-making efforts and provide position recommendations to the CCDEH Executive Committee and Executive Director.

COMMITTEE CHARGES:

1. Charge: Review and update Committee charges as appropriate.

Action: Committee members reviewed and updated the charges for 2014/2015 in November 2014.

Recommendation: Charges for 2015/2016 will be reviewed at the October 2015 meeting following the 2015 Conference.

2. Charge: Continue to review proposed legislation/regulations and respond as necessary to the CCDEH Executive Committee and Executive Director.

Action: The Committee reviewed, tracked and advised on several bills as appropriate. Many of the bills have not moved beyond the committee. The following bills are a sample of bills still under consideration at the time this report was written.

- **AB 901:** Requires recycling and composting operations to submit specified information and tonnage reports directly to CalRecycle, rather than to counties. Counties would no longer be required to submit the information to cities, regional departments and CalRecycle.
- **AB 1045:** Requires CalRecycle, in coordination with State Air Resources Board and the State Water Resources Control Board, to develop a policy that promotes the development of coordinated permitting and regulation of composting facilities.

CalRecycle held several stakeholder meetings and public hearings for the proposed Compostable Materials, Transfer/Processing regulations and is submitting the final draft to the Office of Administrative Law in fall of 2015.

Recommendation: Continue to review and report back to the Executive Committee and Executive Director on proposed legislation and regulations.

3. Charge: Coordinate with CalRecycle and Enforcement Advisory Council (EAC).

Action: The following items were brought forward and will continue to be discussed this year by the EAC:

- Enforcement Agency Notifications and Coordination with Land Use and CEQA.
- Plan Review project to identify coordinating agencies for each type of permit.

Recommendation: Continue to coordinate with the EAC on matters of mutual interest.

4. Charge: Continue to participate in the Illegal Dumping Task Force.

Action: Homeless Encampment documents are available on-line. The Task Force continues to work on mattress recycling, coordinating efforts with other agencies and seek information to identify new projects. John Watkins of Riverside County continues as the SWPC representative.

Recommendation: Continue participation in future meetings and activities regarding illegal dumping/litter.

5. Charge: Continue to represent LEA training interests and assistance of local programs to CalRecycle.

Action: The Committee continued to work with the CalRecycle Training Coordinator, the EAC and TAC's to identify training needs, assist in providing training or training venues, arranging for LEA staff to attend training sessions, and participation in the CalRecycle monthly meetings.

CalRecycle offered State Minimum Standards, Load Checking, Permit/CEQA, and Communication Strategies for Conflict trainings at various locations throughout the state and offered on-line training for Permit/CEQA and the Health and Safety Refresher.

The 16th LEA/CalRecycle Technical Training Series will be held, on October 26-29, in Rohnert Park, CA.

Recommendation: Continue to support and provide input into the training programs.

6. Charge: State and Local program development.

Action: Committee members continue working with CalRecycle staff and advisory committees on the development of LEA guidance and the evaluation of proposed regulations.

The following advisories were developed:

- Daily/Intermediate Cover and Alternative Daily/Intermediate Cover Guidelines – April 29, 2015
- LEA Guidance: Owner/Operator Change Processing Procedures – May 6, 2015

A review of the three-part test regulations is currently underway and the odor complaint guideline are currently being revised.

Recommendation: Continue to work together to enhance State and Local program development.

7. Charge: Electronic Document Submittal

Action: CalRecycle implemented a document sharing portal and associated LEA trainings, which enable submittal of draft documents for review and final documents for filing.

Recommendation: Support the greater use of the electronic document submittal service and expansion of services to facilitate more efficient reviews and approvals.

8. Charge: CalEPA Environmental Justice Working Group

Action: Represent CCDEH on the CalEPA Environmental Justice Working Group.

The Environmental Justice Working Group's goal is to coordinate compliance and enforcement of CalEPA boards and departments so that programs are administered in a way that ensures fair treatment. Fresno was the first community evaluated and the next community will be in the Los Angeles area. John Ramirez of Monterey County is the SWPC representative.

Recommendation: Continue Participation with the CalEPA Environmental Justice Working Group.

9. Charge: AB 333 Medical Waste Management Act

Action: Recommend amendments to AB 333, including administrative enforcement authority, home generated pharmaceutical waste and retail pharmaceutical waste.

SB 612 will authorize the imposition of an administrative penalty of up to \$5,000, establish a process for the enforcement agency to set the amount of the penalty, and establish a process to challenge penalties through appeal and hearings.

Recommendation: Continue to recommend amendments to AB 333.

10. Charge: Temporary Permits for Recycling Centers

Action: Sponsor a bill to authorize LEAs to issue temporary permits to facilities while in the solid waste facility permitting process, similar to AB 1473, which sunsetted in 2010. AB 864 was introduced to create a similar process and was unsuccessful.

Recommendation: Reconsider sponsoring a similar bill to create a process for temporary permits.

11. Charge: Garbage Collection Frequency

Action: Review options and evaluate pilot programs for extended garbage collection timelines. Consider recommending changes to Title 14.

Recommendation: Continue to evaluate pilot programs and consider change recommendations to Title 14.

12. Charge: LEA and CalRecycle Fee Structures

Action: Engage in discussions with CalRecycle about current fee structures and necessary changes as diversion rates rise.

Recommendation: Continue discussions with CalRecycle about LEA fee structures.