

**BEFORE THE
CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD
PERMITTING AND ENFORCEMENT COMMITTEE**

IN THE MATTER OF THE:)
)
PERMITTING AND ENFORCEMENT)
COMMITTEE MEETING)
JUNE 12, 1991)
_____)

PUBLIC WORKSHOP ON PROPOSED LOCAL ENFORCEMENT AGENCY
DESIGNATION AND CERTIFICATION REGULATIONS

DATE AND TIME: WEDNESDAY, JUNE 12, 1991, 10 A.M.

**PLACE: CITY COUNCIL CHAMBERS
275 E. OLIVE AVENUE
BURBANK, CALIFORNIA**

**REPORTER: BETH C. DRAIN, RPR, CSR
CERTIFICATE NO. 7152**

BRS FILE NO.: 9052

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APPEARANCES

MR. JESSE HUFF, CHAIRMAN
MR. WESLEY CHESBRO
MR. SAM EGIGIAN

STAFF PRESENT

MR. RALPH E. CHANDLER, CHIEF EXECUTIVE OFFICER
MR. HERBERT IWAHIRO, CHIEF DEPUTY EXECUTIVE
OFFICER
MR. ROBERT F. CONHEIM, GENERAL COUNSEL

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213-622-8511 714-953-4447 619-455-1997



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I N D E X

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CALL TO ORDER

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ITEM 1: CONCURRENCE IN THE ISSUANCE OF A NEW SOLID WASTE FACILITIES PERMIT OR ENFORCEMENT ACTION FOR PERDOMO TRANSFER STATION, LOS ANGELES COUNTY.

PRESENTATION
QUESTIONS AND COMMENTS
BOARD ACTION

ITEM 2: CONCURRENCE IN THE ISSUANCE OF A REVISED SOLID WASTE FACILITIES PERMIT FOR ACTION TRANSFER STATION, LOS ANGELES COUNTY.

PRESENTATION
QUESTIONS AND COMMENTS
BOARD ACTION

ITEM 3: CONCURRENCE IN ISSUANCE OF A REVISED SOLID WASTE FACILITIES PERMIT FOR BFI COMPTON TRANSFER STATION, LOS ANGELES COUNTY.

PRESENTATION
QUESTIONS AND COMMENTS
BOARD ACTION

ITEM 4: HEARING ON REGULATIONS FOR LEA DESIGNATION AND CERTIFICATION.

PRESENTATION
QUESTIONS AND COMMENTS
BOARD ACTION

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ITEM 5: DISCUSSION OF ISSUES ON FINANCIAL ASSURANCE REQUIREMENTS FOR CLOSURE AND POSTCLOSURE OF LANDFILLS.

PRESENTATION
QUESTIONS AND COMMENTS

ADJOURNMENT
REPORTER'S CERTIFICATE.



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CALIFORNIA INTEGRATED WASTE MANAGEMENT
PERMITTING AND ENFORCEMENT COMMITTEE
BURBANK, CALIFORNIA, WEDNESDAY, JUNE 12, 1991

10 A.M.

REPORTER'S PARTIAL TRANSCRIPT

(PREVIOUS AGENDA ITEMS WERE HEARD AND
REPORTED BUT NOT HEREIN TRANSCRIBED.)

CHAIRMAN HUFF: I UNDERSTAND THAT WE WILL BEGIN
TO LOSE COMMITTEE MEMBERS AT 1 O'CLOCK AND SO IT WOULD BE
MY INTENTION, RATHER THAN BREAKING FOR LUNCH AT NOON,
THAT WE'LL CONTINUE TO WORK UNTIL WE FINISH THE AGENDA OR
WE START LOSING MEMBERS, WHICHEVER HAPPENS FIRST.

WITH THAT, WE WILL GO TO ITEM NO. 4.

MR. IWAHIRO: YES, MR. CHAIRMAN, AS YOU RECALL,
THE BOARD IS REQUIRED TO ADOPT REGULATIONS SO THAT WE CAN
CERTIFY LEA'S, AND THAT PROCESS HAS BEEN IN EFFECT FOR A
WHILE. THIS IS A HEARING TODAY DOWN IN SOUTHERN
CALIFORNIA BASICALLY TO RECEIVE COMMENTS FROM OUR
SOUTHERN CALIFORNIA FOLKS. THIS IS NOT A REQUIRED
HEARING, BUT TO ACCOMMODATE THOSE FOLKS IN THE AREA HERE
WHO MAY HAVE SOME CONCERNS ABOUT OUR REGULATIONS.

THESE REGULATIONS ARE TO BE ADOPTED BY
AUGUST 1ST OF 1991, SO WE'RE PRETTY MUCH ON SCHEDULE.

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1 BERNIE VLACH'S STAFF, WHICH WILL INCLUDE MARY COYLE AND
2 MIKE FINCH, WILL SUMMARIZE WHERE WE'RE AT AND WE CAN ASK
3 FOR THE COMMENTS FROM THE PUBLIC.

4 CHAIRMAN HUFF: OKAY. LET ME SAY THAT ONE OF
5 THE REASONS THAT WE'RE MEETING HERE TODAY INSTEAD OF
6 SACRAMENTO IS THIS ITEM. BOARD MEMBERS WANTED TO ENSURE
7 THAT PEOPLE, THE PUBLIC, THE LEA'S FROM THE SOUTHERN
8 CALIFORNIA AREA, WHERE MOST OF THE POPULATION OF THIS
9 STATE LIVES, HAD AN AMPLE OPPORTUNITY TO PROVIDE INPUT ON
10 THIS.

11 I THINK THIS IS PROBABLY ONE OF THE MOST
12 IMPORTANT ASPECTS OF ALL OF THE REGULATIONS THAT WE ARE
13 GOING TO BE ADOPTING THIS YEAR IS THESE REGULATIONS RIGHT
14 HERE REGARDING THE DESIGNATION AND CERTIFICATION OF
15 LEA'S. SO I HOPE THAT WE CAN HAVE A GOOD EXCHANGE ON
16 THIS ITEM.

17 BOARD MEMBER CHESBRO: CAN I MAKE A BRIEF
18 STATEMENT JUST ON THE POLITICAL BACKGROUND ON THIS. I'M
19 PROBABLY GOING TO BE SAYING THIS EACH TIME WITH THE
20 DIFFERENT GROUPS AS WE MOVE AROUND THE STATE TO DEAL WITH
21 THIS ISSUE. BUT MANY OF YOU KNOW THIS, SOME OF YOU MAY
22 NOT, THAT THROUGHOUT THE DISCUSSION SEVERAL YEARS PRIOR
23 TO AB 939 AND ITS ACCOMPANYING LEGISLATION PASSING, THERE
24 WERE A SERIES OF PROPOSALS PUT FORTH TO ELIMINATE THE LEA
25 FUNCTION AT THE LOCAL LEVEL AND TO ESSENTIALLY

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1 CONSOLIDATE THE ENFORCEMENT PROCESS AT THE STATE LEVEL.

2 THE ALTERNATIVE THAT WAS DEVELOPED, AND I
3 WAS VERY INVOLVED IN THOSE DISCUSSIONS AS A LOCAL
4 GOVERNMENT OFFICIAL, WAS TO ATTEMPT TO UPGRADE THE LEA'S
5 AND TO TRY TO CREATE A MORE STANDARD AND EVEN LEVEL OF
6 ENFORCEMENT AROUND THE STATE.

7 AND IT'S GOING TO BE A DIFFICULT PROCESS
8 BECAUSE WE WANT TO BE RESPONSIVE TO LOCAL CONSIDERATIONS
9 AND NEEDS, BUT IT'S AN ABSOLUTELY NECESSARY PROCESS IF
10 WE'RE GOING TO PRESERVE LOCAL INVOLVEMENT IN ENFORCEMENT.

11 AND SO AS SOMEBODY WHO IS A STRONG
12 SUPPORTER OF LOCAL PREROGATIVES, I'M GOING TO TELL LEA'S
13 AND LOCAL GOVERNMENT OFFICIALS ALL OVER THE STATE THAT I
14 THINK IT'S PRETTY MUCH A GIVEN THAT IF WE'RE NOT
15 SUCCESSFUL AT THIS PROGRAM OF UPGRADING THE LEA'S AND
16 GIVING THEM A HIGHER LEVEL OF CREDIBILITY, THAT WE'RE
17 GOING TO LOSE THE BATTLE AND THAT ALL ENFORCEMENT WILL
18 OCCUR IN A CENTRALIZED -- MORE CENTRALIZED FASHION WITH
19 LESS RESPONSIVENESS TO LOCAL CONCERNS.

20 THOSE ARE THE ALTERNATIVES. AND I HOPE WE
21 CAN COME UP WITH A PROCEDURE AND A PROCESS THROUGH ALL OF
22 OUR REGULATIONS AND OUR PROGRAMS TO ACCOMPLISH BOTH
23 SENSITIVITY TO LOCAL CONCERNS AND A GUARANTEE THAT
24 THERE'S GOING TO BE ENFORCEMENT AND AN ADEQUATE LEVEL ALL
25 OVER THE STATE IN EVERY COUNTY AND EVERY CITY.

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1 MS. COYLE: YES, MR. CHAIRMAN AND MEMBERS, FOR
2 THE RECORD, I AM MARY COYLE, SUPERVISOR OF THE LEA
3 EVALUATIONS UNIT WITHIN THE BOARD'S ENFORCEMENT DIVISION.

4 A LITTLE BIT OF BACKGROUND, AS MR. IWAHRO
5 STATED, THESE REGULATIONS HAVE BEEN REQUIRED IN STATUTE
6 FOR SOME TIME NOW. THE STATUTORY REQUIREMENTS ARE THAT
7 REGULATIONS SPECIFY AREAS IDENTIFYING EXPERTISE IN THE
8 FOLLOWING AREAS: NAMELY, TECHNICAL EXPERTISE, ADEQUACY
9 OF RESOURCES, BUDGET RESOURCES ADEQUACY, TRAINING
10 REQUIREMENTS, EXISTING OF AT LEAST ONE PERMITTED SOLID
11 WASTE PERMIT FACILITY WITHIN THEIR JURISDICTION, AND NO
12 OPERATIONAL INVOLVEMENTS IN THE TYPES OF FACILITY IT
13 ENFORCES.

14 IN ADDITION, THERE ARE FOUR SEPARATE TYPES
15 OF CERTIFICATION LEVELS THAT ENFORCEMENT AGENCY COULD BE
16 CERTIFIED FOR. THOSE BEING ONE IS LANDFILLS, ONE IS
17 INCINERATORS, ONE IS TRANSFER PROCESSING STATION, AND
18 ANOTHER IS ODOR NUISANCE REGULATIONS AT LANDFILLS.

19 PURSUANT TO THOSE STATUTORY REQUIREMENTS,
20 STAFF HAVE DEVELOPED A REGULATORY PACKAGE THAT WE ARE NOW
21 PROPOSING. THIS IS OUR FIRST WORKSHOP WITHIN THE 45-DAY
22 COMMENT PERIOD, AND WE WOULD LIKE TO RECEIVE COMMENTS AND
23 GO BACK AND EMPHASIZE THE REGULATIONS TO HAVE A COMPLETE
24 PACKAGE.

25 I WOULD LIKE TO NOW TURN IT OVER TO MICHAEL

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1 FINCH OF MY STAFF, WHO WILL REVIEW THE TIME LINE AND GO
2 INTO A LITTLE BIT OF THE PROCESSES OF THE PUBLIC HEARING.

3 MR. FINCH: GOOD MORNING, MR. CHAIRMAN AND
4 COMMITTEE MEMBERS. ON MAY 8TH THIS YEAR THE COMMITTEE
5 VOTED TO OFFICIALLY NOTICE THE PROPOSED REGULATIONS
6 STARTING THE OFFICIAL RULEMAKING PROCESS. ON MAY 24TH
7 THESE PROPOSED REGULATIONS WERE NOTICED BY THE OFFICE OF
8 ADMINISTRATIVE LAW, ALSO KNOWN AS OAL, BEGINNING THE
9 45-DAY REQUIRED PUBLIC COMMENT PERIOD. THIS IS A WRITTEN
10 PUBLIC COMMENT PERIOD, AND IT WILL OFFICIALLY END AT 5
11 P.M. ON JULY THE 8TH.

12 THE COMMITTEE ALSO DIRECTED STAFF TO HOLD
13 TWO PUBLIC HEARINGS. TODAY WE'LL HOLD THE FIRST OF
14 THESE, AND THE SECOND OF THESE IS SCHEDULED FOR JULY THE
15 8TH IN SACRAMENTO. ON JULY THE 9TH THE REGULATIONS ARE
16 SCHEDULED FOR FURTHER CONSIDERATION BY THE COMMITTEE AT
17 ITS MEETING.

18 STAFF REQUESTS THAT THE PUBLIC HEARING BE
19 CONDUCTED ON A SECTION-BY-SECTION BASIS TO FACILITATE THE
20 COMMENTS. AND TO DATE WE HAVE RECEIVED TWO SETS OF
21 WRITTEN COMMENTS DURING THE 45-DAY PUBLIC COMMENT PERIOD.

22 DO I HAVE ANY QUESTIONS?

23 CHAIRMAN HUFF: NONE.

24 MR. FINCH: OKAY. THEN MAYBE IF WE HAVE ANYONE
25 TO START OFF FROM THE PUBLIC TO GIVE THEIR TESTIMONY.

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CHAIRMAN HUFF: ANY PUBLIC MEMBERS? ANY LEA'S?
THESE REGULATIONS MUST BE DARN NEAR PERFECT.

MR. FINCH: ONE FURTHER THING. I ASK THAT EACH
INDIVIDUAL GIVING TESTIMONY PLEASE IDENTIFY THEMSELVES
FOR THE RECORD.

MR. KOEPP: GOOD MORNING, MEMBERS OF THE
COMMITTEE. MY NAME IS DON KOEPP, ENVIRONMENTAL HEALTH
DIRECTOR WITH THE COUNTY OF VENTURA, AND ENVIRONMENTAL
HEALTH IS THE LEA IN THE COUNTY OF VENTURA.

I HAVE -- FIRST OF ALL, I'D LIKE TO THANK
THE BOARD FOR INCORPORATING AND STAFF FOR INCORPORATING
MANY OF OUR COMMENTS THAT WE SUBMITTED TO THE BOARD, AND
I BELIEVE THAT WAS IN APRIL, AND MANY OF OUR ISSUES,
QUITE HONESTLY, HAVE BEEN TAKEN CARE OF. I DID HAVE A
COUPLE OF COMMENTS RELATED TO SOME ITEMS THAT REMAIN, AND
PERHAPS IT'S A MATTER OF CLARIFICATION THAT THE STAFF
ATTORNEY COULD ASSIST ME WITH.

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THE FIRST ONE I'D LIKE TO ADDRESS IS
SECTION 18084, AND THAT PARTICULAR SECTION, IN OUR
OPINION, IMPLIES AND PERHAPS SPECIFICALLY STATES THAT A
NOTICE AND ORDER IS REQUIRED FOR ANY AND ALL PERMIT
VIOLATIONS IF THE -- AND THAT THE BOARD, THAT IF THE
LEA'S FAILS TO ASSUME -- OR FAILS TO ISSUE A NOTICE AND
ORDER, THE BOARD MAY ASSUME RESPONSIBILITY OF THE LEA,
AND IT SPECIFICALLY RELATES TO THE PERMIT VIOLATIONS.



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AND WORKING AS AN LEA AND GOING TO LANDFILL SITES AND LOOKING AT PERMIT VIOLATIONS, SOMETIMES YOU MAY WITNESS WHAT MAY BE A MINOR PERMIT VIOLATION AS OPPOSED TO A MAJOR PERMIT VIOLATION, AND SOMEHOW THE REGULATIONS, IN MY OPINION, OUGHT TO TRY TO DISTINGUISH BETWEEN THAT SO IT DOES NOT REQUIRE THE LEA TO TAKE A NOTICE AND ORDER ACTION IN EACH AND EVERY CASE, WHICH ADMINISTRATIVELY IS A FAIRLY INVOLVED PROCESS FOR THE LEA TO DO. AND SOMETIMES A VIOLATION CAN BE REMEDIED MUCH BEFORE A NOTICE AND ORDER IS ISSUED.

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SO MY READING OF THAT PARTICULAR SECTION WOULD IMPLY THAT, IN FACT, IF THERE IS A PERMIT VIOLATION, THE LEA WOULD HAVE TO ISSUE A NOTICE AND ORDER AND HAS VERY LITTLE LATITUDE IN THAT AND HAS VERY LITTLE FLEXIBILITY FOR THE LEA.

CHAIRMAN HUFF: ANYTHING ELSE?

MAYBE I SHOULD INVITE STAFF TO COMMENT, NOT THAT THIS IS OFFICIAL COMMENT BACK. ANY REACTION?

MR. FINCH: STAFF WILL RESPOND IN WRITING TO ALL COMMENTS RECEIVED BOTH WRITTEN DURING THE 45-DAY PUBLIC COMMENT PERIOD AND ORAL RECEIVED DURING THESE TWO PUBLIC HEARINGS.

CHAIRMAN HUFF: THAT I UNDERSTAND.

MR. CHANDLER: I WOULD JUST LIKE TO ALSO SUGGEST THAT YOU PROVIDE YOUR SUGGESTIONS FOR WHAT WOULD



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DISTINGUISH BETWEEN A MAJOR AND MINOR PERMIT VIOLATION,
IF YOUR GOAL IS TO HAVE THE FLEXIBILITY, IF YOU WILL, OR
THE LATITUDE TO HAVE THE FORMER AND NOT CONSTITUTE THE
NOTICE AND ACTION BEFORE THE BOARD. ANY CRITERIA THAT
YOU COULD PROVIDE FOR THE MAJOR OR MINOR PERMIT
DISTINCTION WOULD BE GREATLY APPRECIATED.

MR. KOEPP: FINE. THANK YOU. VERY MUCH
APPRECIATED.

CHAIRMAN HUFF: DO YOU HAVE MORE?

A1.2



MR. KOEPP: ONE ADDITIONAL COMMENT AND PERHAPS
CLARIFICATION DEALS WITH SECTION 18011(A) NO. 11, AND THE
TEXT WOULD SEEM TO IMPLY THAT SOME SOLID WASTE FACILITIES
ARE EXEMPT FROM THE REQUIREMENTS OF A SOLID WASTE
FACILITIES PERMIT. AND WE WOULD REQUEST THAT THE
AUTHORITY BE CITED FOR THAT. QUITE HONESTLY, WE'RE NOT
AWARE OF WHAT KIND OF FACILITIES WOULD BE ABLE TO RECEIVE
AN EXEMPTION OR A PROCESS FOR EXEMPTION. SO WE FELT
PERHAPS A CLARIFICATION TO THAT AREA WOULD BE NECESSARY.

CHAIRMAN HUFF: OKAY.

A1.3



MR. KOEPP: WE HAD A COMMENT AND I CAN'T PICK
OUT THE SECTION HERE. BUT IT IS A REQUIREMENT -- PERHAPS
MARY COULD HELP ME WITH THIS -- IT IS A REQUIREMENT FOR
MAINTAINING FILES, THAT THE LEA MAINTAIN FILES UNTIL SUCH
TIME AS THEY'RE NOT A HEALTH AND SAFETY CONDITION
EXISTING AT THE CLOSED LANDFILL WHICH, AS WE KNOW, COULD



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BE FOR UP TO 30 YEARS DURING THE POSTCLOSURE PERIOD.

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AND A COMMENT OR A SUGGESTION I'D LIKE TO OFFER IS THAT MANY OF THE FILES THAT WE KEEP IN RELATIONSHIP TO A SOLID WASTE FACILITIES PERMIT ARE QUITE VOLUMINOUS, QUITE LARGE, AND I THINK IT WOULD HELP ALL OF US, JUST AS A ADMINISTRATIVE PROCEDURE, PERHAPS, IF WE COULD GET SOME ASSISTANCE FROM THE BOARD OR FROM THE STAFF SO THAT THE BOARD COULD DEVELOP A CENTRALIZED KIND OF A FILING SYSTEM, A MICROFICHE KIND OF A SYSTEM, A CD-ROM.

WE HAVE HUGE FILES ON SITES THAT, YOU KNOW, TAKE UP LARGE AMOUNTS OF SPACE, AND I'M JUST AFRAID THAT IF THE INTENT IS TO KEEP THESE FILES FOR 30 YEARS, PERHAPS IT'S GOING TO BE VERY DIFFICULT FOR THE STATE BOARD TO MAINTAIN CONTROL OVER THOSE FILES UNLESS THEY ACTUALLY RECEIVE THEM.

BOARD MEMBER CHESBRO: SOME SORT OF A CENTRALIZED FILE LIBRARY, IF YOU WILL, THAT'S ELECTRONICALLY ORIENTED AS OPPOSED TO HARD COPY WHERE INFORMATION CAN BE RETRIEVED AT ANY TIME.

CHAIRMAN HUFF: IS THERE ANY PROBLEM WITH, BOB, STORING THINGS ELECTRONICALLY? DO WE HAVE TO KEEP PHYSICAL SHEETS OF PAPER?

ATTORNEY CONHEIM: MR. CHAIRMAN, MEMBERS, I DON'T THINK SO. I THINK THAT WE CAN ESTABLISH RULES



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1 UNDER OUR STATUTE SO THAT ALL FILES ARE KEPT THE SAME WAY
2 AND THEY CAN PREDICTABLY BE RETRIEVED, BUT I HAVEN'T
3 RESEARCHED THE SITUATION.

4 CHAIRMAN HUFF: I KNOW PEOPLE SOMETIMES ARE A
5 LITTLE CAUTIOUS ABOUT DESTROYING THE PAPER AND PUTTING IT
6 ON A DISK OR WHATEVER.

7 ATTORNEY CONHEIM: I THINK THAT WE SHOULD
8 DEVELOP THAT MORE FOR YOU AND TO LOOK INTO THAT BECAUSE
9 I'M ABSOLUTELY CERTAIN THAT THERE'S ENOUGH CASE LAW OR
10 OTHER EXAMPLES, REGULATORY, STATUTORY EXAMPLES, THAT
11 WOULD PROVIDE MORE EFFICIENT RECORDKEEPING I DON'T HAVE
12 AT MY FINGERTIPS.

13 CHAIRMAN HUFF: I SHOULD HOPE SO.

14 BOARD MEMBER CHESBRO: IF YOU LOOK AT IT FROM A
15 CENTRALIZED APPROACH, THE LONG-TERM SECURITY FOR SURVIVAL
16 OF RECORDS IS PROBABLY MUCH GREATER THAN IT WOULD BE WITH
17 THEM SCATTERED IN HARD COPY CONDITION THROUGHOUT THE
18 STATE IN WHATEVER BUILDINGS INDIVIDUAL COUNTIES MAY
19 MAINTAIN.

20 ATTORNEY CONHEIM: PARTICULARLY IF WE STAY IN
21 THE DOWNTOWN LOCATION WHERE WE'VE BEEN FOR 11 YEARS.

22 BOARD MEMBER CHESBRO: BELIEVE ME, THERE'S
23 COUNTY BUILDINGS THAT ARE LOT MORE SERIOUS FIRE TRAPS
24 THAN THE ONE WE'RE IN NOW.

25 CHAIRMAN HUFF: ANYTHING ELSE?



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NAI.5

1 MR. KOEPP: ONE COMMENT. ON SECTION 18077, NO.
 2 10, WHERE IT REQUIRES THAT THE LEA MAINTAIN A POLICY
 3 PROCEDURE REGARDING THE ASSESSMENT OF ABANDONED LANDFILL
 4 SITES. WE'D LIKE TO SUGGEST THAT PERHAPS A UNIFORM
 5 PROCEDURE -- I'D LIKE TO SUGGEST THAT A UNIFORM PROCEDURE
 6 BE DEVELOPED BY THE STATE SO THAT LEA'S COULD INCORPORATE
 7 A UNIFORM PROCEDURE FOR ASSESSING ABANDONED LANDFILL
 8 SITES AND THE ASSOCIATED HAZARDS THAT MAY COME WITH THOSE
 9 ABANDONED SITES.

10 IT SEEMS TO ME AS AN LEA THAT PERHAPS THE
 11 PROTOCOL THAT'S GOING TO BE DEVELOPED IS GOING TO BE
 12 SOMEWHAT UNIFORM ANYWAY FOR ALL OF US ON HOW WE PROCEED
 13 TO TAKE A LITMUS TEST TO DECIDE TO WHAT DEGREE WE NEED TO
 14 GO AND ASSESS THOSE SITES. AND I WOULD JUST ASK THE
 15 BOARD TO PERHAPS CONSIDER HAVING THE STAFF OF THE BOARD
 16 DEVELOP A UNIFORM APPROACH TO THAT AND THEN HAVE US
 17 INCORPORATE THAT INTO OUR PROCEDURES AND ADD WHATEVER
 18 UNIQUE LOCAL CONDITIONS OR UNIQUE ISSUES THAT WE MAY NEED
 19 TO DO TO THAT PROCEDURE.

20 AND THAT CONCLUDES MY COMMENTS.

21 CHAIRMAN HUFF: OKAY. THANK YOU. OTHERS? I
 22 HAVE A SIGN-UP FROM THE CITY OF L.A. LEA.

23 MS. WEIAND: GOOD AFTERNOON. OUR COMMENTS ARE
 24 BASED ON THE FACT THAT WE ARE -- PENNY WEIAND, CITY OF
 25 LOS ANGELES LEA.

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AND OUR COMMENTS ARE BASED PRIMARILY ON THE FACT THAT WE'RE CO-LEA RIGHT NOW WITH THE COUNTY OF LOS ANGELES, AND THEY DO THE HEALTH ASPECTS AND WE DO THE PERMITTING AND MONITORING AND ENFORCEMENT. OUR CONCERNS ARE THAT IN THE WAY THE STATUTES READ RIGHT NOW, IT'S CONFUSING ON WHETHER OR NOT WE'RE GOING TO BE REDESIGNATED.

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IT STATES IN THE PRC CODE 43207 THAT NO LOCAL GOVERNMENT DEPARTMENT OF AN AGENCY WHICH IS THE OPERATING UNIT FOR SOLID WASTE HANDLING OR DISPOSAL OPERATIONS SHALL BE THE ENFORCEMENT AGENCY FOR THOSE TYPES OF OPERATIONS.

WHAT WE NEED CLARIFICATION ON IS HOW DEEP YOU'RE GOING TO BE LOOKING INTO OUR DEPARTMENTS. IS IT DEPARTMENTS OR BY DIVISION? THE CITY'S BROKEN DOWN -- WE ARE IN THE DEPARTMENT OF PUBLIC WORKS, AND WE'RE BROKEN DOWN THROUGH THE BUREAU OF SANITATION AND ENFORCEMENT DIVISION. NOW, WE DO OPERATE IN THE BUREAU OF SANITATION, BUT UNDER OUR SOLID WASTE DIVISION. NOW, IS THAT GOING TO BE CONSIDERED NOT QUALIFYING FOR DESIGNATION OR WILL WE GET TO QUALIFY FOR DESIGNATION?

A 2.3



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SOME OF THE SECTIONS ALSO QUOTE OUT THE ABILITY FOR LEA'S TO CONTRACT OUT. THERE'S NUMEROUS SECTIONS. 18050 TALKS ABOUT HOW THE GOVERNING BODY CAN ENTER INTO A CONTRACT WITH ANOTHER LEA AND TO DO THE



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A2.3 Con't

1 ENFORCEMENT, INSPECTION, PERMITTING DUTIES WITHIN ITS
2 TERRITORY OR JURISDICTION. NOW, IS THAT JUST FOR OUR
3 ENTIRE JURISDICTION OR CAN WE PINPOINT CERTAIN FACILITIES
4 WHICH WOULD BE IN A CONFLICT OF INTEREST?

5 UNDER TECHNICAL EXPERTISE IT ALSO TALKS
6 ABOUT THE COUNTIES AND THE CITIES HAVING CONTRACTS
7 TOGETHER. IT'S MY UNDERSTANDING THAT CO-LEA IS GONE, AND
8 WE WILL HAVE TO HAVE A HEALTH INSPECTOR, WHICH IS FINE,
9 BUT WHAT I NEED TO KNOW IF WE'RE GOING TO HAVE A CONFLICT
10 OF INTEREST BECAUSE WE ALSO OPERATE SOLID WASTE
11 FACILITIES. WHICH I'M NOT SURE HOW MANY OTHER LEA'S ARE
12 IN THAT BOAT, BUT WE NEED A DEFINITE CLARIFICATION TO
13 KNOW WHERE WE'RE GOING AS FAR AS BUDGET.

A2.4

14 ALSO, THE REGULATIONS ALLOW ON SECTION
15 18060 THAT WE CAN -- IT TALKS ABOUT APPOINTING AN
16 INDEPENDENT HEARING PANEL WHICH -- THAT IS SPECIFICALLY
17 PUT IN HERE, THE WAY I'VE READ IT, TO AVOID A CONFLICT OF
18 INTEREST. IF A CONFLICT OF INTEREST EXISTS, YOU CAN
19 APPOINT AN INDEPENDENT HEARING PANEL TO ELIMINATE ANY OF
20 THOSE CONFLICTS. AND THIS MAY BE OUR WAY OUT WHERE WE
21 CAN GET OUT FROM UNDERNEATH OUR BOARD. ANYBODY HAVE ANY
22 FEEDBACK ON THAT?

23 CHAIRMAN HUFF: I DON'T THINK ANY BOARD MEMBERS
24 DO. WE'LL HAVE TO TAKE A LOOK AT THAT. WE WILL BE
25 RESPONDING IN WRITING. AS WE SAID BEFORE, TO ALL



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1 COMMENTS. I DON'T KNOW IF WE HAVE AN OFF-THE-TOP
2 COMMENT.

3 ATTORNEY CONHEIM: I PREFER NOT TO GIVE
4 OFF-THE-CUFF COMMENTS. THE PURPOSE -- FOR ME ANYWAY, THE
5 PURPOSE OF THIS IS TO GET COMMENTS, AND HOPEFULLY IN
6 WRITING, FROM MEMBERS OF THE PUBLIC WITH SUGGESTIONS ON
7 HOW TO TREAT THINGS AND SO WE CAN LOOK INTO THEM. WHAT
8 WE'VE DONE UP TO THIS POINT IS GIVE IT A COMBINED BEST
9 SHOT, AND THESE ARE AREAS THAT STILL REMAIN OF CONCERN TO
10 THE REGULATED PUBLIC. AND THAT'S WHY WE'RE DOING THE
11 WORKSHOPS BEFORE WE'RE ASKING THE BOARD TO ADOPT THE
12 REGULATIONS. AND WE'LL LOOK INTO THESE THINGS VERY
13 SERIOUSLY AND SEE IF THERE'S A WAY TO IMPROVE AND
14 STREAMLINE THEM.

15 BOARD MEMBER CHESBRO: THE CITY WILL BE PROVIDED
16 WITH A RESPONSE TO THAT SPECIFIC QUESTION?

17 MR. IWAHIRO: YES.

18 MR. FINCH: YES, THAT'S CORRECT.

19 MS. WEIAND: THANK YOU. BECAUSE WE DO HAVE A
20 LOT OF FACILITIES UNDER OUR JURISDICTION RIGHT NOW, AND
21 THERE'S A LOT MORE IN THE PERMITTING PROCESS. WE'RE
22 LOOKING AT DECEMBER OF THIS YEAR AS NEEDING TO PUT IN OUR
23 DESIGNATION REQUEST, WHAT WE'RE GOING TO GO FOR.

24 THE OTHER COMMENTS I HAD WAS PERTAINING TO
25 THE SOLID WASTE MANAGEMENT PROGRAM, SECTION 18052. ON

↑
A2.5



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A2.5 cont

1 THE COMPREHENSIVE SOLID WASTE MANAGEMENT PROGRAM, IN TWO
 2 AREAS IN THIS SECTION AND ALSO SECTION 18054, YOU BRING
 3 UP THE SOLID WASTE MANAGEMENT PROGRAM. I'D LIKE TO KNOW
 4 HOW THAT'S GOING TO BE TIED IN. IF THE PROGRAM IS NOT IN
 5 EFFECT AND HAS NOT BEEN APPROVED YET, HOW THIS IS GOING
 6 TO TIE INTO OUR LEA CERTIFICATION AND OUR EPP REPORT THAT
 7 WE HAVE TO TURN IN AND HOW WE'RE GOING TO TIE THOSE
 8 TOGETHER AND WHAT STATUTES REQUIRE, IF IT IS IN 939 THAT
 9 REQUIRE THEM TO BE TIED TOGETHER.

A2.6

10 ON SECTION 18055, THE EFFECTIVE DATE OF
 11 DESIGNATION, SECTION -- OR UNDER A, IT'S MY UNDERSTANDING
 12 THAT THIS SECTION SHOULD INDICATE THAT AUGUST 1, 1992, IS
 13 WHEN THIS SECTION WOULD COME INTO EFFECT, THAT LEA'S
 14 WOULD NOT BE DEDESIGNATED BEFORE THAT TIME.

A2.7

15 AND ON SECTION 18056, WITHDRAWAL OF
 16 DESIGNATION, WHERE -- ON ITEM NO. B WHERE IT DISCUSSES
 17 THE WITHDRAWAL THAT MAY BE EXPRESSLY CONDITIONED ON BOARD
 18 APPROVAL. I'D LIKE CLARIFICATION ON WHAT THE BOARD CAN
 19 CONDITION, HOW THEY CAN CONDITION A DEDESIGNATION WHEN
 20 IT'S THE GOVERNING BODY THAT'S ASKING FOR THE
 21 DEDESIGNATION. EXISTING REGULATIONS SAY THAT THE
 22 GOVERNING BODY CAN APPROVE THAT AND IT DOESN'T NEED BOARD
 23 APPROVAL.

A2.8

24 UNDER SECTION 18071, TYPES OF
 25 CERTIFICATION, YOU LIST FOUR TYPES, AND IN THESE TYPES



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A 2.8 Cont

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YOU DISCUSS MRF'S AND SOME OF THE OTHER DIFFERENT TYPES OF FACILITIES. I WAS WANTING A CLARIFICATION, IF THEY COULD, IN THE DEFINITION SECTION INCLUDE THE DEFINITION OF A MRF AND ALL THE OTHER FACILITIES THAT ARE IN THERE BECAUSE RIGHT NOW I'M HAVING PROBLEMS IN MY AREA WITH MRF DEFINITION COMPARED TO A RECYCLER, JUST A PLAIN RECYCLING FACILITY. AND I THINK THAT CLARIFYING THAT IN THE DEFINITION SECTION WOULD HELP. AND THAT ABOUT DID IT.

THANK YOU.

CHAIRMAN HUFF: YOU ARE WELCOME. THANK YOU.

OTHERS?

MR. SCHMAELING: MY NAME IS MIKE SCHMAELING.

I'M FROM SANTA BARBARA COUNTY ENVIRONMENTAL HEALTH.

FIRST OFF, THANK YOU FOR HAVING THIS MEETING. WE REALLY APPRECIATE YOUR CONCERN FOR THIS IMPORTANT DOCUMENT AND APPRECIATE YOU COMING DOWN HERE TO HEAR US. WE CAN'T QUITE AFFORD TO GO UP TO SACRAMENTO AS OFTEN AS WE WOULD LIKE.

STARTING OFF --

CHAIRMAN HUFF: IT WAS 102 IN SACRAMENTO

YESTERDAY.

MR. SCHMAELING: SO ANYTHING OVER 80 IS ROUGH

FOR US.

↑ A3.1

MY FIRST QUESTION DEALS WITH 18011(A)(14),

LOCAL ENFORCEMENT AGENCY MEANS. WE HAVE A COUPLE OF



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A3.1 Cont

NONHEALTH-RELATED ENTITIES THAT ARE DESIGNATED AS LEA'S CURRENTLY. AND THEY'RE TAKING CARE OF THE ABANDONED VEHICLE PROGRAM AND SOME OF THE LITTLE ILLEGAL LITTER

SITES. WE'D LIKE SOME CLARIFICATION IF THEY'RE GOING TO BE ABLE TO MAINTAIN THOSE JOBS, OR IS THE ENVIRONMENTAL HEALTH PROGRAM THAT'S GOING TO BE THE SOLE LEA FOR THE COUNTY GOING TO HAVE TO TAKE OVER THOSE PROGRAMS ALSO.

A3.2

NEXT, 18051, AND THEN -- WHICH DEALS WITH THE DESIGNATION OF LOCAL ENFORCEMENT AGENCIES, AND THEN ALSO THE REDESIGNATION ON 18052, DO HEALTH RELATED LEA'S WHICH WANT TO BE A LOCAL ENFORCEMENT AGENCY APPLY FOR REDESIGNATION OR NEW DESIGNATION? THAT NEEDS TO BE CLARIFIED A LITTLE MORE CLEARER IN THE REGULATIONS IF THEY COULD BE.

A3.3

18052, WHERE YOU'RE TALKING ABOUT HOW YOU HAVE TO GO THROUGH THE PROCESS OF BECOMING EITHER A REDESIGNATED LEA OR A DESIGNATED LEA. WHEN YOU GO FROM A TO B, IT WAS A LITTLE CONFUSING FOR US BECAUSE IF WE ARE GOING TO BECOME A DESIGNATED LEA, IT APPEARS THAT WE JUMP INTO THE TIME FRAMES THAT B DESCRIBES UNDER 18052, WHICH IS A REDESIGNATION OF LEA'S. THERE IS NO REAL TIME FRAMES THAT I COULD FIND FOR DESIGNATION OF NEW LEA'S.

A3.4

AND THEN FINALLY, UNDER 18081, CRITERIA WHICH DEALS WITH LEAD AGENCIES AND RESPONSIBLE AGENCIES. IF WE ARE GOING TO HAVE TO BE THE LEAD AGENCY ON SEVERAL



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A3.5 cont

1 CEQA ISSUES, THERE MIGHT BE A MINISTERIAL CONFLICT THERE
2 WITH US BEING THE LEAD AGENCY ON A PROJECT THAT WE'RE
3 REGULATING, SO WE'D LIKE THAT CLARIFIED ALSO.

4 THANK YOU FOR HEARING OUR COMMENTS.

5 CHAIRMAN HUFF: THANK YOU. ANY OTHERS?

6 MR. HANSON: RICHARD HANSON, L.A. COUNTY LEA.
7 MOST OF MY CONCERNS REGARDING THE CERTIFICATION
8 REGULATIONS I HAVE GIVEN A WRITTEN COPY TO MARY COYLE
9 HERE, AND I WOULD JUST VERBALIZE ONE OR TWO OF THEM.
10 I'LL JUST READ MY COMMENT. I HAVE IT BY LINE NUMBER OF
11 THE MAY 13TH DRAFT RATHER THAN BY SECTION NUMBER.

A 4.1

12 THIS IS LINE 109. WOULD THE SOLID WASTE
13 MANAGEMENT PROGRAM, LOS ANGELES COUNTY, QUALIFY AS AN
14 OPERATING UNIT BY VIRTUE OF ITS RESPONSIBILITIES TO THE
15 COUNTY GARBAGE DISPOSAL DISTRICTS? THESE ARE DEFINED IN
16 THE PRC. SOLID WASTE MANAGEMENT PROGRAM PREPARERS
17 CONTRACTS, WHICH ARE THEN BID UPON BY PRIVATE WASTE
18 COLLECTORS WITHIN LOS ANGELES COUNTY, THE LOWEST
19 RESPONSIBLE BIDDER WILL BE AWARDED THE CONTRACT FOR
20 PERIODS UP TO FIVE YEARS TO REMOVE REFUSE FROM
21 RESIDENTIAL AREAS IN THE GED'S. SOLID WASTE MANAGEMENT
22 PROGRAM MONITORS THE ACTIVITY OF THE CONTRACTOR TO ASSURE
23 THAT THE SPECIFICATIONS OF THE CONTRACT ARE FOLLOWED.

A 4.2

24 I RECOMMEND THAT THE GARBAGE DISPOSAL
25 DISTRICTS BE EXPLICITLY EXEMPTED FROM THE DEFINITION OF

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A4.2 con't

1 SOLID WASTE HANDLING AS THE AGENCIES WHO OVERSEE THE
2 OPERATION OF THE GED'S ARE NOT SOLID WASTE HANDLERS IN
3 THE TRADITIONAL MEANING OF THE TERM.

4 GOING ALONG WITH THAT, IT SEEMS TO BE A
5 REQUIREMENT THAT THE LEA'S NOT BE INVOLVED IN ANY WAY IN
6 SOLID WASTE HANDLING, SUCH AS, I ASSUME, WASTE
7 COLLECTORS.

8 A4.3

ON LINE 548, MY STATEMENT REGARDING THAT IS
9 CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD HAS NEVER
10 REQUIRED LEA'S TO INSPECT COLLECTION COMPANIES OR THEIR
11 VEHICLES. THE FACT THAT THERE ARE REGULATIONS, EXISTING
12 REGULATIONS, WHICH SPECIFY MINIMUM STANDARDS FOR WASTE
13 COLLECTORS, THERE'S NEVER BEEN A MANDATE THAT WE INSPECT
14 COMPANIES OR THEIR VEHICLES AT ANY SPECIFIED FREQUENCY OR
15 WHAT THOSE STANDARDS WOULD BE OTHER THAN VERY BRIEF
16 STANDARDS IN THE REGULATIONS.

17 A4.4

GOING ON HERE, THE BOARD HAS NOT SET
18 INSPECTIONAL FREQUENCY STANDARDS OR PROVIDED INSPECTION
19 FORMS. THEY'VE OFFERED NO GUIDANCE REGARDING COLLECTION
20 OR HANDLING OF WASTE OTHER THAN THAT THAT OCCURS AT THE
21 FACILITIES. BUT YET IT APPEARS THAT AN LEA CAN BE
22 CONSIDERED AN OPERATING UNIT IF INVOLVED IN HANDLING AND,
23 THEREFORE, A CONFLICT OF INTEREST MAY EXIST. IS THIS
24 TRUE? A.4.5

25 A4.6

AND MY LAST VERBAL COMMENT IS THE APPARENT

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A4.6 Cont

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CONFLICT OF INTEREST THAT COULD BE -- THAT COULD OCCUR IF WE WERE TO CONTRACT WITH CONSULTANTS WHO WOULD HAVE AS CLIENTS ANY FACILITY WITHIN OUR JURISDICTION. IN L.A. COUNTY, FOR US TO CONTRACT WITH A CONSULTANT THAT HAS NO EXPERIENCE IN WASTE HANDLING OR WASTE FACILITIES, SUCH AS AT LANDFILLS OR TRANSFER STATION, IT WOULD BE VERY DIFFICULT BECAUSE THOSE THAT WE KNOW OF, THAT WE WOULD CONSIDER CONTRACTING ARE ALREADY INVOLVED. WE WOULD HAVE TO GO FAR AFIELD TO FIND SOMEONE WHO KNEW ANYTHING. WE WOULDN'T WANT TO JUST CONTRACT WITH ANY CONSULTANT, SO IT WOULD BE DIFFICULT FOR US.

AND WE WOULD SUGGEST THAT THE REGULATIONS BE MODIFIED TO THE EXTENT THAT WE COULD RETAIN A LIST OF CONTRACTORS, SUCH AS THREE, AND THEN CHOOSE THE ONE THAT WOULDN'T BE IN A CONFLICT OF INTEREST FOR ANY SPECIFIED PROJECT.

THOSE ARE MY COMMENTS.

CHAIRMAN HUFF: THANK YOU. ANYONE ELSE?

MR. FANNING: MORNING, MR. CHAIRMAN. JOHN FANNING, DIRECTOR OF ENVIRONMENTAL HEALTH FOR RIVERSIDE COUNTY, ALSO THE LEA AND THE CHAIRMAN OF THE ENFORCEMENT ADVISORY COUNCIL. I'D LIKE TO THANK YOU FOR BRINGING THE HEARINGS DOWN HERE TO SOUTHERN CALIFORNIA. I JUST WISH MORE OF MY COLLEAGUES BACK THERE WOULD NOT BE SO NERVOUS OR SHY AND GET UP AND SHARE THEIR FEELINGS WITH YOU ON



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1 SOME OF THESE SECTIONS. I REALIZE THAT WAS THE WHOLE
2 REASON FOR YOU COMING DOWN HERE.

3 I'D LIKE TO TELL YOU I APPRECIATE STAFF'S
4 WORKING WITH THE EAC IN WORKING ON THE DRAFT REGULATIONS
5 THAT YOU'VE GOT NOW. THERE'S BEEN A LOT OF HAMMERING AND
6 A LOT OF FRAMEWORK THAT'S BEEN CHISELED OUT IN TRYING TO
7 DEAL WITH THESE REGULATIONS FOR ALL THE LEA'S THROUGHOUT
8 CALIFORNIA. AS COMPLEX AS IT IS, IT'S A VERY DIFFICULT
9 TASK.

10 YOU'VE ADDRESSED MOST OF THE ISSUES THAT
11 THE EAC BROUGHT BEFORE YOU. WE DIDN'T AGREE WITH STAFF
12 ON ALL OF THEM. I THINK SOME OF THOSE ISSUES STILL CAN
13 BE WORKED OUT, BUT I APPRECIATE YOU COMING DOWN SOUTH.

14 NOW, I'LL GO TO RIVERSIDE COUNTY'S ISSUES.
15 I WOULD STILL LIKE TO ADDRESS THAT ISSUE, WE'RE WORKING
16 WITH STAFF, MR. VLACH, AND WE'RE STILL WORKING WITH THE
17 MINE RECLAMATION PEOPLE REGARDING SOME OF THE LANGUAGE
18 TALKING ABOUT THE SOLE LEA DESIGNATION ON THOSE LARGE
19 PROJECTS LIKE THE RAIL HAUL PROJECTS THAT YOU'VE GOT
20 PENDING FOR KAISER EAGLE MOUNTAIN MINE IN RIVERSIDE
21 COUNTY AND THE WASTE MANAGEMENT OF AMERICA'S PROJECT UP
22 IN AMBOY THAT I SEE RECENTLY THE BOARD OF SUPERVISORS
23 JUST APPROVED THE GO-AHEAD ON THE DRAFT EIR.

24 **↑ A5.1** I THINK THAT NEW ANIMAL THAT WE HAVE TO
25 DEAL WITH LENDS US TO LOOK, I BELIEVE, AT 18072 SECTION



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A5.1 Cont

1 THAT TALKS ABOUT THE SOLE LEA IN GOING INTO A JPA. WE
2 HEARD COMMENTS AT THE LAST WORKSHOP FROM MYSELF, FROM MR.
3 MICHAEL AND, I BELIEVE, MR. CUPPS ON THAT ISSUE.

A5.2

4 I WOULD JUST LIKE THE BOARD STAFF TO KEEP
5 AN OPEN MIND ON THAT AND SEE HOW WE CAN HAMMER THAT OUT
6 UNDER THE LARGE REGIONAL PROJECTS. ONE OF OUR CONCERNS
7 IS GOING TO BE FOCUSING ON THE MRF'S PICKING UP THIS
8 MATERIAL IN L.A. COUNTY AND OUR ABILITY TO MANAGE THAT,
9 IF YOU WILL, BEFORE IT GETS ON THOSE TRAINS AND COMES ON
10 DOWN TO OUR AREA OR THOSE OTHER AREAS.

11 WE LOOK FORWARD TO HAVING OTHER COMMENTS.
12 AND I'D ALSO LIKE TO MENTION TO THE AUDIENCE THE LEA'S
13 OUGHT TO AND NEED TO HAVE THEIR COMMENTS TO YOU IN
14 WRITING. EVEN THOUGH WE WENT THROUGH A FEW SECTIONS
15 TODAY ON THEM, WE HAVE ASKED FOR THAT BEFORE. AND THEN I
16 UNDERSTAND YOU WILL HEAR COMMENT AGAIN ON JULY 8TH AND
17 THEN IT GOES BEFORE THE FULL BOARD ON JULY 9TH. IS THAT
18 THE AGENDA?

19 CHAIRMAN HUFF: I UNDERSTAND THAT'S THE AGENDA.

20 MR. FINCH: NO. THAT WAS TO COMMITTEE ON THE
21 9TH.

22 CHAIRMAN HUFF: OH, THE COMMITTEE, YES.

23 MR. FINCH: CORRECT. GO TO THE FULL BOARD AT
24 THE END OF THAT WOULD BE AUGUST THE 18TH.

25 CHAIRMAN HUFF: WHENEVER THAT IS.



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1 MR. FANNING: WHAT IS THE 8TH, THE WORKSHOP?

2 MR. FINCH: THAT WOULD BE THE NEXT SCHEDULED
3 PUBLIC HEARING.

4 CHAIRMAN HUFF: THE 45-DAY PERIOD ENDS ON THAT
5 DAY.

6 MR. FANNING: AND THAT'S THE OFFICIAL WRITTEN
7 COMMENT AND ORAL COMMENT PERIOD.

8 CHAIRMAN HUFF: THE 9TH THE COMMITTEE
9 THEORETICALLY COULD ADOPT AND SEND IT TO THE FULL BOARD,
10 AND IT WOULD BE NOTICED FOR THE -- WHATEVER THE DATE OF
11 THAT MEETING IS THAT MONTH.

12 MR. FINCH: CORRECT.

13 MR. IWAHIRO: THE 17TH.

14 MR. FINCH: YOU'D BE NOTICED FOR CONSIDERATION.

15 CHAIRMAN HUFF: YES. OKAY.

16 MR. FANNING: THANK YOU. THAT CONCLUDES MY
17 REMARKS.

18 I'D LIKE TO WELCOME MR. CHANDLER TO THE
19 OFFICE. WE'RE IN A NEW ERA HERE WITH LEA'S AND THE NEW
20 STATE WASTE MANAGEMENT BOARD AND THESE NEW REGULATIONS.
21 AGAIN, I'M GOING TO TRY TO ADDRESS EVERYTHING IN THE
22 STATE, BUT I THINK I AGREE WITH YOU, MR. CHESBRO, WE NEED
23 TO KEEP AN OPEN MIND AND OPEN WORKING RELATIONSHIP HERE
24 BECAUSE WE, THE STATE AND THE LOCALS, ARE CHARGED WITH
25 MANAGING THIS BUSINESS. IF YOU WILL, AND IT'S IMPORTANT

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1 THAT WE DO IT RIGHT. AND I HOPE THAT THERE IS A BIT OF
 2 LATITUDE, IF YOU WILL, AS MUCH AS COUNSEL WILL ALLOW US,
 3 MR. CONHEIM, TO WORK ON THESE ISSUES IN THE NEXT YEAR
 4 WHEN WE'RE STARTING TO IMPLEMENT THESE PRIOR TO AUGUST
 5 1992.

6 CHAIRMAN HUFF: WELL, I APPRECIATE YOUR COMMENTS
 7 AND, OF COURSE, WE'LL BE PROVIDING WRITTEN COMMENT BACK
 8 TO YOU, BUT I THINK IT IS THE DISPOSITION OF THE BOARD
 9 MEMBERS THAT WE RECOGNIZE THE JOB THAT LEA'S ARE GOING TO
 10 NEED TO BE DOING FOR US AND THAT WE WORK WITH THEM.

11 MR. FANNING: THANK YOU.

12 AG.1 BOARD MEMBER CHESBRO: MR. CHAIRMAN, ON THE
 13 QUESTION OF INTERJURISDICTIONAL OR REGIONAL APPROACHES,
 14 WHETHER IT'S BECAUSE WE'RE TALKING VERY SMALL ENTITIES
 15 THAT WILL NEED TO JOIN TOGETHER TO HAVE THE RESOURCES TO
 16 HAVE A COMPLETE LEA OR WHETHER IT'S, YOU KNOW, L.A. AND
 17 RIVERSIDE AND ORANGE COUNTY TOGETHER. WITHOUT RESPONDING
 18 TO SPECIFIC COMMENT, I DO THINK THAT SHOULD BE THE INTENT
 19 OF THIS COMMITTEE AND THE BOARD NOT TO BE DISCOURAGING OR
 20 PREVENTING THAT AND TRYING TO FIGURE OUT HOW TO
 21 FACILITATE THAT IF IN A PARTICULAR INSTANCE THAT, YOU
 22 KNOW, A REGIONAL APPROACH OR INTERJURISDICTIONAL APPROACH
 23 IS A SOLUTION TO A PROBLEM IN THE REGION OF THE STATE, SO
 24 WE SHOULD BE WORKING TOWARDS THAT. THAT'S JUST A GENERAL
 25 COMMENT. I THINK WE'LL HAVE SPECIFIC RESPONSE FROM STAFF

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↓ A6.1 cont.

1 TO THE CODE SECTION THAT WAS CITED.

2 ↑ A7.1 CHAIRMAN HUFF: I THINK I AGREE JUST IN GENERAL.
 3 WE ARE GOING TO HAVE NEW ARRANGEMENTS, THINGS THAT WE
 4 HAVEN'T THOUGHT OF BEFORE IN THIS INDUSTRY IN THE FUTURE.
 5 AND IT'S GOING TO REQUIRE CREATIVITY ON OUR PART TO KEEP
 6 UP WITH IT.

7 ANY COMMENTS, SAM?

8 BOARD MEMBER EGIGIAN: NONE WHATSOEVER.

9 CHAIRMAN HUFF: WE'RE GOING TO GET YOU OUT OF
 10 HERE ON TIME. WELL, IF THERE'S NO OTHER COMMENTS ON ITEM
 11 4, WE'LL MOVE TO ITEM 5.

12
 13 (END OF REPORTER'S PARTIAL TRANSCRIPT.)
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Reporter's Certificate

* * * * *

I, Beth C. Drain hereby certify:

that on the 12th of
June 1991, I did report in
shorthand the testimony and proceedings of the
foregoing hearing;

that at the conclusion of the above entitled
matter, I did transcribe my shorthand notes into
typewriting;

that the foregoing transcript is a true and correct
copy of my shorthand notes thereof.

Beth C. Drain

Certified Shorthand Reporter
Certificate No. 7152

