

BOARD OF SUPERVISORS AGENDA LETTER

Agenda Number:



Clerk of the Board of Supervisors 105 E. Anapamu Street, Suite 407 Santa Barbara, CA 93101 (805) 568 - 2240

Department Name:

Public Works

Department No.:

054

For Agenda Of:

06/14/2011

Placement:

Administrative

Estimated Tme:

Continued Item:

No

If Yes, date from:

Vote Required:

Majority

TO:

Board of Supervisors

FROM:

Department

Scott McGolpin, Public Works Director, ext. 3010

Director(s)

Contact Info:

Mark Schleich, Public Works Deputy Director, ext. 3603.

SUBJECT:

As to form: Yes

Addendum to the Countywide Siting Element

All Supervisorial Districts

County Counsel Concurrence

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: N/A

Recommended Actions: That the Board of Supervisors:

- A. Adopt the attached Resolution approving the proposed Addendum to the Countywide Siting Element (SE), or
- B. Continue the item until July 5, 2011, to allow staff to further investigate possible significant adverse impacts to the County.

Summary Text:

The California Integrated Waste Management Act of 1989 (AB 939) mandates that each City and County within the State reduce the quantity of material disposed by 25 percent by 1995 and 50 percent by 2000. AB 939 also requires each County to prepare a Countywide SE which shall contain a description and identification of areas, numbers and types of existing, new or expanded solid waste disposal and transformation facilities which shall be used to meet a minimum of fifteen (15) years of combined permitted disposal capacity within the County.

The City of Santa Maria is in the process of proposing to site a new Integrated Waste Management Facility (IWMF) at Los Flores Ranch. The existing Santa Maria Regional Landfill will reach capacity in 2015. California Public Resources CodeSections 50000-50001, state that no solid waste or transformation facility can be established or expanded without first being identified and described in the

Countywide SE. Therefore, the City of Santa Maria has requested that the Countywide SE be amended to include the IWMF.

Background: In 2002, the City of Santa Maria began looking for a suitable site for the IWMF, after selecting criteria to be used to evaluate the site. Criteria included land use compatibility, geology, topography, hydrology, biological resources, facility design, visual impact, cultural resources, access and infrastructure. In 2005, a Landfill Siting Study was commissioned by the City of Santa Maria to complete a more in-depth evaluation of three sites considered to be favorable and on January 17, 2006, the Santa Maria City Council approved the purchase of Los Flores Ranch.

The City then prepared an Environmental Impact Report (EIR) for the IWMF, held community workshops, and sent out press releases regarding the proposed project (use

http://www.ci.santa-maria.ca.us/3118.shtml for link to EIR). The City Council approved the project and associated EIR on April 20, 2010. The Notice of Determination filed by the City is attached as Attachment 2.

If the City, or any entity, wishes to develop or expand a solid waste disposal facility, the facility must be included in the Countywide SE via an Addendum. In response to this requirement, the City of Santa Maria requested that the Countywide SE be amended to include the IWMF. The County is responsible for preparing the Siting Element and any subsequent amendments. To begin the process, the City of Santa Maria first submitted a site identification/description for the IWMF to the Local Task Force (LTF). The LTF met and commented on the facility in writing, and the comments were then submitted to the County and all Cities located within the County. The LTF made the following recommendations:

- 1. The City of Santa Maria should implement a curbside greenwaste collection program.
- 2. The City of Santa Maria should implement a Conditionally Exempt Small Quantity Generator (CESQG) program for the collection of business-generated hazardous waste.
- 3. The City of Santa Maria should continue to monitor the feasibility of developing a conversion technology program, and other recycling and composting programs, which will be tied to their five-year landfill permit cycle.

The City of Santa Maria also presented the proposed project and Siting Element Addendum to the Multi-Jurisdictional Solid Waste Task Group and received a comment regarding the affect on the rest of the County and its ability to meet the 15-year disposal capacity requirement if the City of Santa Maria accepts waste from outside of the County.

On March 3, 2011, the City of Santa Maria officially submitted the Addendum to the County and the County then forwarded the Addendum to each City within the County with instructions detailed under California Public Resources Code, Division 31, Section 50000-50001. According to Public Resource Code 41721.5 (c) "... Each City shall act upon the proposed amendment within 90 days after receipt of the proposed amendment. If a City fails to act upon the proposed amendment within 90 days after receiving the amendment, the City shall be deemed to have approved the proposed amendment as submitted." The County is responsible for aggregating all the necessary information, including resolutions from the cities, and ultimately submitting the package to the state. Since § 41721.5tis silent on the required timeline for counties to act on a proposed amendment, County must act within a "reasonable time." (Bank of Italy v. Johnson (1926) 200 Cal. 1, 15.). In addition, there must be 30-day notices in newspapers of general circulation and the notices should also be in Spanish. Each City must notify the County of its decision within the 90-day period.

If the County or City disapproves the Addendum, they shall mail notice of the decision by first-class mail to the City of Santa Maria and the County of Santa Barbara within ten days of the disapproval with reasons for the disapproval. No County or City can disapprove the Addendum unless it is determined, based on substantial evidence in the record, that there will be one or more significant adverse impacts within its boundaries from the proposed project.

As mentioned earlier, the County will then collect all noticing and approvals or disapprovals from the Cities and County, comments from the LTF, and submit a package to CalRecycle for their approval of the Addendum to the Countywide SE.

Budgeted: Yes Public Work Department's Resource Recovery and Waste Management Division staff have prepared the documentation and coordinated the Siting Element Addendum process.

Staffing Impacts:

There are no staffing impacts as a result of approving this Addendum to the Countywide SE.

Special Instructions:

If approved, please return two (2) copies of the signed Resolution to Shannon Barcelona in the Resource Recovery and Waste Management Division.

Attachments:

Attachment 1 - Amendment to Add the Integrated Waste Management Facility to the Countywide Siting Element.

Exhibit A – Location Map

Attachment 2 – Notice of Determination

Link to City of Santa Maria EIR for Santa Maria Integrated Waste Management Facility (http://www.ci.santa-maria.ca.us/3118.shtml)

Authored by:

Jody Rundle, Solid Waste Program Specialist, Public Works, ext. 3602

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF APPROVING THE)	
COUNTYWIDE SITING ELEMENT ADDENDUM)	RESOLUTION NO.

WHEREAS, the governor of the State of California has signed into law the California Integrated Waste Management Act of 1989 (AB 939) which calls for jurisdictions in the State of California to divert from land disposal 25 percent of the solid waste stream by 1995 and 50 percent of the solid waste stream by the year 2000; and

WHEREAS, AB 939 requires each County to prepare a Countywide Siting Element (SE) which shall contain a description and identification of areas, numbers, and types of existing, and new or expanded solid waste disposal and transformation facilities which will be used to meet a minimum of fifteen (15) years of combined permitted disposal capacity within the County; and

WHEREAS, the California Integrated Waste Management Board adopted regulations in the California Code of Regulations, Title 14, Division 7, Chapter 9, Article 6.5, Sections 18755 through 18756.7 for the Countywide Siting Element, which were approved by the Office of Administrative Law on July 22, 1994; and

WHEREAS, additional procedural regulations for preparing and revising the Countywide SE are described in the California Code of Regulations, Title 14, Division 7, Chapter 9, Article 8.0, Sections 18766 through 18788; and

WHEREAS, the Countywide SE for Santa Barbara County was approved by the California Integrated Waste Management Board on October 21, 1998; and

WHEREAS, Public Resource Code Section 41721.5 (a) states that "Any amendments to the countywide SE shall be approved by the County and a majority of the cities within the area of the County..."; and

WHEREAS, the City of Santa Maria has worked jointly with the incorporated Cities in the County of Santa Barbara, with the County of Santa Barbara itself, and with the members of the Local Solid Waste Task Force (LTF), and has in good faith prepared an Addendum to the original Countywide SE to incorporate the development by the City of Santa Maria of a new landfill referred to as the Integrated Waste Management Facility; and

NOW, THEREFORE, BE IT ORDERED AND RESOLVED AS FOLLOWS:

That the Board of Supervisors of the County of Santa Barbara hereby approves and adopts the Countywide Siting Element Addendum, which amends the Countywide Siting Element to reflect the status of existing and proposed solid waste disposal and transformation facilities located within the County of Santa Barbara.

PASSED AND ADOPTE of California, this			County of Santa Barbar	a, State
AYES:				
NOES:				
ABSENT:				
				•
		Chair, Bo	ard of Supervisors	
ATTEST: CHANDRA L. WALLAR CLERK OF THE BOARD				
By: Deputy Clerk of the	Board			
APPROVED AS TO FOR DENNIS MARSHALL COUNTY COUNSEL By: Deputy County Cou	Walo	·		

reflect the status of existing and proposed solid waste disposal and transformation facilities located within the County of Santa Barbara.

PASSED AND ADOPTED by the Board of of California, this day of	Supervisors of the County of Santa Barbara, State, 2011.
AYES:	
NOES:	
ABSENT:	Chair, Board of Supervisors
ATTEST: CHANDRA L. WALLAR CLERK OF THE BOARD	
By:	
APPROVED AS TO FORM: DENNIS MARSHALL COUNTY COUNSEL By:	
Deputy County Counsel	

PUBLIC NOTICE County of Santa Barbara

NOTICE IS HEREBY GIVEN that the Board of Supervisors of the County of Santa Barbara will conduct a hearing on Tuesday, _______, during the Administrative section of the County Board of Supervisor's Hearing, which begins at 9:00 a.m. in the Board of Supervisors' Hearing Room on the 4th Floor of the Santa Barbara County Administrative Building at 105 East Anapamu Street, Santa Barbara. The hearing is to consider the adoption of a Resolution to adopt the Countywide Siting Element (SE) Addendum.

In order to comply with State planning requirements, Assembly Bill 939 (AB 939) requires that each City in the County affected by changes to the Countywide SE, and the County itself, adopt the Addendum to the Countywide SE by resolution. The Countywide SE is required to provide a description and identification of areas, numbers, and types of existing, and new or expanded solid waste disposal and transformation facilities which will be used to meet a minimum of fifteen (15) years of combined permitted disposal capacity within the County. The Addendum to the Countywide SE identifies and describes the development by the City of Santa Maria of a new landfill referred to as the Integrated Waste Management Facility.

Jody L. Rundle

ATTACHMENT 1

AMENDMENT TO ADD THE

INTEGRATED WASTE MANAGEMENT FACILITY

TO THE COUNTYWIDE SITING ELEMENT

Site Identification & Description

The City of Santa Maria has proposed the implementation of a new Integrated Waste Management Facility (IWMF) that would be located approximately eight miles southeast of the city and ½ mile east of U.S. Highway 101 in an unincorporated portion of Santa Barbara County. The City proposes to locate the IWMF at Los Flores Ranch. This 1,774 acre property is owned by the City. The proposed parcels listed in the County of Santa Barbara Assessor's parcel map register are as follows: Assessors Parcel Numbers (APN) 101-030-010; 101-030-013; 101-030-014; and 101-060-002.

The proposed project includes a Solid Waste Facilities Permit (SWFP) from the California Department of Resources, Recycling and Recovery (CalRecycles, formerly the California Integrated Waste Management Board) and Waste Discharge Requirements (WDR) from the Regional Water Quality Control Board (RWQCB) for the implementation of a modern, Class III lined landfill with 90 years of capacity. The proposed project falls under the jurisdiction of the Santa Barbara County Air Pollution Control District (APCD) for monitoring and control of dust and gas emissions. The IWMF was designed to comply with U.S. Environmental Protection Agency (EPA), California Department of Health Services (DHS), California Department of Toxic Substances Control Board (DTSC) and State Minimum Standards for solid waste handling and disposal requirements. As required by Title 27 California Code of Regulations (CCR), a preliminary Closure and Post-Closure Maintenance Plan would also be developed. The project also includes implementation of the following facilities at the proposed City of Santa Maria IWMF:

- A composting facility/area;
- Concrete and asphalt recycling area;
- Agricultural plastics baling and recycling area;
- Recycling & Resource Recovery Park area for commercial vehicles;
- Entrance facility/scales/scale house/office;
- Access roads:
- Equipment maintenance building;
- Landfill Gas and Energy Recovery Management System;
- Storm water management facilities;
- Water tanks;

- Leachate management system.
- Environmental monitoring systems, including groundwater monitoring, surface water monitoring and landfill gas monitoring

Disposal activities would be similar to those currently employed at the existing Santa Maria Regional Landfill. Materials accepted for disposal would include non-hazardous municipal solid waste and non-hazardous hydrocarbon impacted soil and separately handled materials such as treated wood waste, non-friable asbestos and household hazardous wastes. Resource recovery operations would continue to take place at the existing Santa Maria Regional Landfill for the public and the Los Flores Landfill for commercial vehicles.

The project would also involve the use of Class B biosolids from the City-owned Wastewater Treatment Plant (WWTP) as final landfill cover soil amendment, as Alternative Daily Cover (ADC) in the lined area of the landfill, and for erosion control. The biosolids are stored at the WWTP, and it is anticipated that biosolids will be brought to the landfill on an as-needed basis for final cover amendment, erosion control, and/or use as ADC.

The proposed project would have a 286-acre refuse footprint, and would span two adjacent canyons. The total project area, including the perimeter of disturbance associated with the landfill, soil stockpile areas, and associated infrastructure, is approximately 617 acres. The project site is bordered on the north and south by open space, existing oil fields and Dominion and Palmer Roads and to the west by Highway 101. Land Use Designations for the project site and surrounding parcels to the north, south and east are Agricultural II (A-II) while parcels to the west, across Highway 101 are designated Agricultural Commercial (AC). Surrounding land is primarily uninhabited with the exception of a few scattered rural residences located off-site to the north and east.

Siting & Constraining Criteria

The proposed Santa Maria IWMF Environmental Impact Report (EIR) identified siting criteria as related to environmental considerations and impacts, socioeconomic, legal and environmental justice considerations. The IWMF provides for the management of waste in a manner and location that protects public health and safety and the environment through compliance with applicable federal, state, and local laws and regulations. It also provides for the management of waste in a location that respects the fair treatment of people of all races, cultures, and income levels.

Environmental Considerations -

- The proposed IWMF is not located on or within 200 ft. of a known Holocene fault (CCR Title 23, Division 3, Chapter 15, sections 2532(d) and 2533(d). No evidence of Holocene-age faulting on the property has been found either through a review of available literature or through site investigations, and the project site is not within or near any State of California earthquake Fault Zones (as mandated by the Alquist-Priolo Earthquake Fault Zoning Act passed in 1974 and updated through 1999).
- The proposed IWMF is not located within 10,000 ft. from runways used for turbojet aircraft or 5,000 feet from runways used solely by piston aircraft (Chapter 40 Code of Federal Regulations (CFR), Part 258, Subpart B, Section 258.10) so as not to pose a hazard to aircraft. Title 49, Section 44718(d) of the US Code places limitations on the establishment of new landfills near a public airport. It requires that a new landfill cannot be located within five miles of certain public airports without an exemption from the FAA. The proposed IWMF is not located within six miles of the nearest airport, the Santa Maria Airport.
- The proposed IWMF is not located to restrict the flow of the 100-year floodplain (40 CFR, Part 258, Subpart B, Section 257.11). According to FEMA Flood Insurance Maps (FIRMS), the entire project area is outside the 100-year and 500-year flood plain (Map panel, 083C).
- The proposed IWMF is not developed where the discharge of wastes occurs within five feet of the highest anticipated elevation of underlying groundwater (CCR Title 23, Chapter 15, Art. 3, Sec. 2530). Groundwater was encountered at depths ranging from 500 to 712 feet below ground surface. Leachate from the landfill has the potential to impact surface and groundwater quality. However, the proposed composite liner system that includes a leachate collection and removal system would reduce potential impacts to a less than significant level.
- The proposed IWMF will not cause unreasonable impairment of beneficial uses of waters of the state (CCR Title 23, Chapter 15, Art. 3, Sec. 2533 (b)(1)(A-F)(2). All waters which are currently used, or were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide are not affected. Site disturbance during initial grading and construction, as well as grading construction of subsequent phases, could increase the level of soil erosion, sedimentation and pollutant discharges. Short-term and long-term impacts would be significant but mitigable. Introduction of impervious surfaces associated with the project would increase storm water runoff. However, implementation of proposed on-site detention basins would reduce impacts to a less than significant level.

 The proposed IWMF is not located on land that is susceptible to soil liquefaction.
 According to County Safety Element maps and the site Geotechnical Investigation Report, the project site has a low potential for liquefaction.

Environmental Impact Considerations -

- The proposed IWMF would impact jurisdictional waters of the U.S., including wetlands under the regulatory authority of the U.S. Army Corps of Engineers, as well as waters of the state falling under the State Water Quality Control Board's regulatory authority, and riparian areas regulated by the California Department of Fish and Game. This is a significant but mitigable impact. Rincon Consultants, Inc., (2008) performed a wetland delineation of the entire Los Flores Ranch property. Water's of the United States, including wetlands potentially subject to Corps jurisdiction were delineated in accordance with the Corp's Wetlands Delineation Manual (Environmental Laboratory 1987), Guidelines for Jurisdictional Determinations for Waters of the United States in the Arid Southwest (Corps 2001), Interim Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Arid West Region (Corps 2006), and Jurisdictional Determination Form Instructional Guidebook (Corps 2007). Department of Fish and Game jurisdiction was delineated in accordance with Section 1602(a) of the California Fish and Game Code. Additionally, Rincon Consultants reviewed aerial photographs of the site topographical maps, the Soil Survey for the Northern Santa Barbara Area, California (Soil Conservation Service 1972), and the Soil Survey Database (Natural Resources Conservation Service 2008) to characterize the nature and extent of potential jurisdictional areas on the property. The National Wetlands Inventory was also reviewed to determine if any wetlands had been previously documented and mapped on or in the vicinity of the site. Prior to construction, the applicant shall submit an Open Space Management Plan with specific elements to satisfy federal and state permitting requirements to the Corps, SWRCB, and CDFG, as applicable. (See Tables ES-1, ES-2 and ES-3 for a detail summary)
 - The proposed IWMF significant but unavoidable impacts include the removal of oak trees, impact to wildlife corridors, and cumulative impacts to biological resources. Of the nine habitat types identified on site, three are listed as special status plant communities by the Department of Fish and Game (DFG). In addition, wetlands riparian and some mule flat scrub habitats are protected by the U.S. Army Corps of Engineers (Corps), State Water Resources Control Board (SWRCB) and/or DFG. A qualified botanist/biologist shall develop an

- Open Space Management Plan that details the methods to create, restore and enhance required habitat. (See Tables ES-1, ES-2 and ES-3 for a detail summary)
- The proposed IWMF cultural resource inventory of the project site was prepared by Applied EarthWorks, Inc. between July 2007 and August 2008. The proposed IWMF would impact two prehistoric archaeological sites and three historical archaeological sites which are considered significant resources but the impacts are mitigable. The inventory included a records search at the Central Coastal Information Center of the California Historical Resources Information System, background archival research, consultation with Native American tribal representatives, and a Phase 1 archaeological surface survey of the study area. An appropriate data recovery plan will be prepared by a Registered Professional Archaeologist in advance of fieldwork and requirements of the plan will be implemented prior to construction. (See Tables ES-1, ES-2 and ES-3 for a detail summary)

Socio-Economic Considerations -

- The proposed IWMF is consistent with the applicable General Plan, current and proposed land uses (Public Resources Code, Section 50000.5). The proposed IWMF would provide waste disposal capacity, a necessary urban service for the Santa Maria waste shed. The IWMF would provide waste disposal capacity for approximately 90 years and would provide waste disposal capacity to the City upon closure of the existing Santa Maria Regional Landfill. The proposed IWMF would not result in significant hazards to the City residents or employees of the IWMF. In addition, it would accommodate non-hazardous hydrocarbon impacted soils and other special wastes to beneficially address impacted soils associated with oil fields. The proposed IWMF would comply with applicable regulations of California Code of Regulations Title 27, as well as other applicable local and state laws regarding landfill operations. In addition, the IWMF would comply with the applicable permitting requirements of the Santa Barbara County Air Pollution Control District, the Regional Water Quality Control Board and the California Department of Resources, Recycling and Recovery.
- Based upon a traffic study conducted by Associated Transportation Engineers, Inc., the IWMF would not create a significant environmental effect. The project's traffic additions would not generate any project-specific roadway segment or

intersection impacts according to the City's LOS D criteria. The IWMF would comply with the following regulations, which would assure vehicle hazard impacts would not occur in this area: The Caltrans Highway Design Manual. Specifically, the proposed project would reconstruct the pavement on the ramp systems to comply with Chapter 610 (Pavement Engineering Considerations) of the Caltrans HDM and provide two 14-foot lanes in the undercrossing. The system would be built to Traffic Index (TI) of 10.0, as derived from Table 613.5A (Traffic Index (TI) Values for Ramps and Connectors) of the Caltrans HDM. In addition, the following aspects of the proposed project's operation would assure impacts would not arise in this area: The siting of the proposed haul route, which reduces potential hazards related to incompatible uses due to the availability of turnouts.

Post-Closure -

- The currently proposed post-closure end use for the Santa Maria IWMF is undeveloped open space. The final cover for the site would be designed to meet regulatory requirements effective at the time of closure and would provide a cover which would support drought-tolerant, native vegetation, and open space use. If a different end use is proposed in the future, it would need approval from the appropriate regulatory agencies. Site closure would also include reclamation of the stockpile areas. Any remaining stockpiled material would be left in-place, graded as necessary to provide drainage, and contoured to blend in with the surrounding natural topography. The areas would be hydro-seeded for erosion control and replanted with native species. In addition, any post-closure site security fencing would be of a type that would allow for wildlife movement, such as three to five rail fence, but would restrict all points of access for public health and safety reasons, as required in 27 CCR, Section 21135(f).
- Maintenance and repair of existing systems such as final cover, drainage
 and erosion control, and landfill gas control would occur during post-closure.
 Monitoring of groundwater, landfill gas (both surface emissions and perimeter
 probes) and stormwater would continue during post-closure maintenance and
 monitoring would be included in the Preliminary Closure and Post-Closure
 Maintenance Plan.

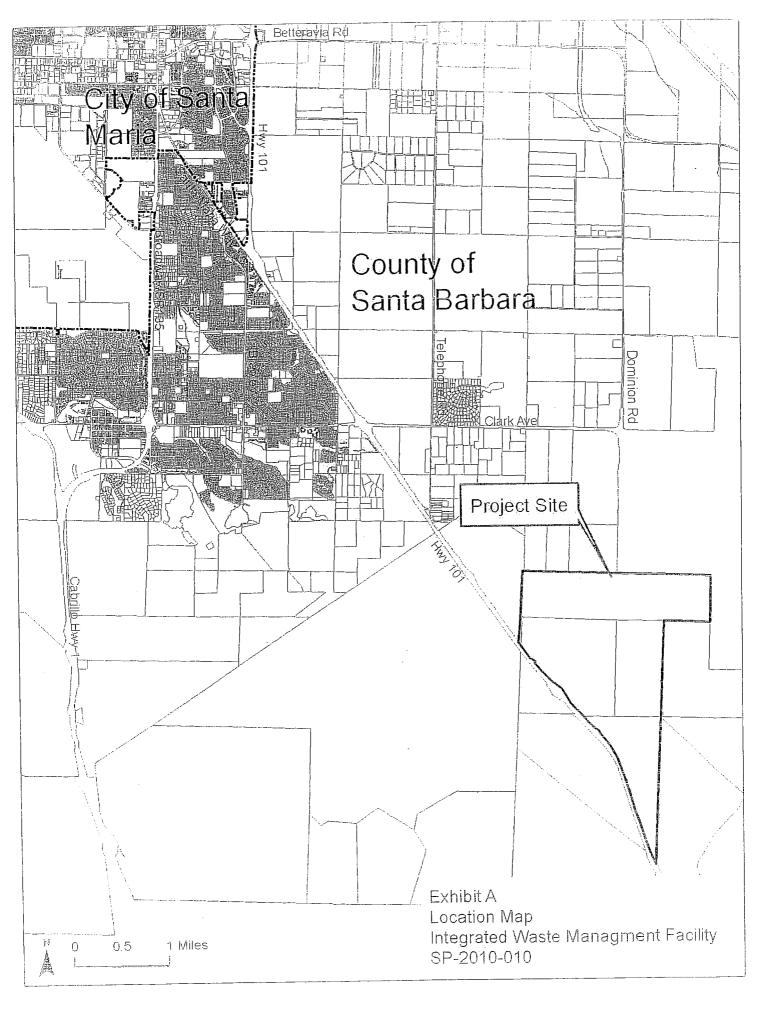
Legal Considerations -

 The proposed IWMF would comply with applicable federal, state and local regulations and would in fact improve consistency with California Integrated Waste Management Act (CIWMA) and the California Integrated Waste Management Plan (CIWMP), which require identification of at least 15 years of landfill capacity. Impacts related to solid waste disposal services would therefore be less than significant.

Environmental Justice -

- Based on the 2000 U.S. census figures, no significant minority or low-income populations would be adversely affected by the proposed IWMF project, and potential environmental impacts attributable to the project would be adversely affected by the proposed project, and potential environmental impacts attributable to the project would not fall disproportionately on the minority or low-income residents of the community. Environmental Justice impact would be less than significant.
- Actions were taken to solicit public participation from the communities that could be affected by the Los Flores Ranch project including, but not limited to, minority and low-income populations. This included two public workshops held June 25, 2009 and July 23, 2009 to discuss the Santa Maria Integrated Waste Management Facility Projects Draft Environmental Impact Report. Workshop information was posted on the City of Santa Maria web site.
- The local newspapers, the Santa Maria Times and the Santa Maria Sun, were sent press releases and feature stories were published. The City of Santa Maria purchased display advertising space in the local newspapers since most people in Santa Maria who reported speaking a language other than English at home also speak English, as recorded in the 2000 Census. The City of Santa Maria did not commit to fund display advertising in the smaller circulation newspapers and chose the two English language newspapers with a larger circulation to reach a bi-lingual audience.
- Local television stations KCOY, KKFX, Univision (Spanish Language), Telemundo (Spanish Language), and KSBY were provided press releases and public service announcements. Local radio stations El Dorado (Spanish Language) and AMG (English & Spanish Languages) were provided press releases and public service announcements.
- On July 21, 2009, a general Community Meeting was held which announced the Los Flores Ranch project. A Spanish language translator was present at the workshops to translate questions and answers for the proposed project.

- The proposed IWMF will initially accommodate 500 tons per day or 161,000 tons per year of waste. The IWMF has an estimated disposal capacity of 14,490,000 tons of total disposal capacity.
- The estimated site life is approximately 90 years, with a projected closure year of 2105. This estimation excludes the estimated volume of airspace that would be occupied by the containment system, daily, immediate, and final cover materials, and it should be noted that this closure date is highly dependent on projected waste disposal rates over the next 90 years.





BOARD OF SUPERVISORS AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors 105 E. Anapamu Street, Suite 407 Santa Barbara, CA 93101 (805) 568-2240

Department Name:

Public Works

Department No.:

054

For Agenda Of:

06/07/2011

Placement:

Administrative

Estimated Tme:

Continued Item:

No

If Yes, date from:

Vote Required:

Majority

TO:

Board of Supervisors

FROM:

Department

Scott McGolpin, Public Works Director, ext. 3010

Director(s)

Contact Info:

Mark Schleich, Public Works Deputy Director, ext. 3603

SUBJECT:

Addendum to the Countywide Siting Element

All Supervisorial Districts

County Counsel Concurrence

Auditor-Controller Concurrence

As to form: No

As to form: Yes

Other Concurrence: N/A

Recommended Actions: That the Board of Supervisors:

A. Adopt the attached Resolution approving the proposed Addendum to the Countywide Siting Element (SE).

Summary Text:

The California Integrated Waste Management Act of 1989 (AB 939) mandates that each City and County within the State reduce the quantity of material disposed by 25 percent by 1995 and 50 percent by 2000. AB 939 also requires each County to prepare a Countywide SE which shall contain a description and identification of areas, numbers and types of existing, new or expanded solid waste disposal and transformation facilities which shall be used to meet a minimum of fifteen (15) years of combined permitted disposal capacity within the County.

The City of Santa Maria is in the process of siting a new Integrated Waste Management Facility (IWMF) at Los Flores Ranch. The existing Santa Maria Regional Landfill will reach capacity in 2015. California Public Resources Code, Division 31, Section 50000-50002, states that no solid waste or transformation facility can be established or expanded without first being identified and described in the Countywide SE. Therefore, the City of Santa Maria has requested that the Countywide SE be amended to include the IWMF.

Background: In 2002, the City of Santa Maria began looking for a suitable site for the IWMF, after selecting criteria to be used to evaluate the site. Criteria included land use compatibility, geology, topography, hydrology, biological resources, facility design, visual impact, cultural resources, access and infrastructure. In 2005, a Landfill Siting Study was commissioned by the City of Santa Maria to complete a more in-depth evaluation of three sites considered to be favorable and on January 17, 2006, the Santa Maria City Council approved the purchase of Los Flores Ranch.

In order to proceed in the process, the City of Santa Maria has requested that the Countywide SE be amended to include the IWMF. To begin the process, the City of Santa Maria first submitted a site identification/description for the IWMF to the Local Task Force (LTF). The LTF met and commented on the facility in writing, and the comments were then submitted to the County and all Cities located within the County. The LTF made the following recommendations:

- 1. The City of Santa Maria should implement a curbside greenwaste collection program.
- 2. The City of Santa Maria should implement a Conditionally Exempt Small Quantity Generator (CESQG) program for the collection of business generated hazardous waste.
- 3. The City of Santa Maria should continue to monitor the feasibility of developing a conversion technology program, and other recycling and composting programs, which will be tied to their five-year landfill permit cycle.

The City of Santa Maria also presented the proposed project and Siting Element Addendum to the Multi-Jurisdictional Solid Waste Task Group and received a comment regarding the affect on the rest of the County and its ability to meet the 15-year disposal capacity requirement if the City of Santa Maria accepts waste from outside of the County.

On March 3, 2011, the City of Santa Maria officially submitted the site/identification (Addendum) to the County of Santa Barbara (County) and the County then forwarded the Addendum to each City within the County with instructions detailed under California Public Resources Code, Division 31, Section 50000-50002. The County and each City have 90 days from receipt of the Addendum to approve or disapprove the Addendum by resolution. In addition, there must be 30-day notices in newspapers of general circulation and the notices should also be in Spanish. Each City must notify the County of its decision within the 90-day period. If the County or a City fails to approve or disapprove the Addendum within 90 days, it will be deemed to have approved the Addendum as submitted.

If the County or City disapproves the Addendum, they shall mail notice of the decision by first-class mail to the City of Santa Maria and the County of Santa Barbara within ten days of the disapproval with reasons for the disapproval. No County or City can disapprove the Addendum unless it is determined, based on substantial evidence in the record, that there will be one or more significant adverse impacts within its boundaries from the proposed project.

The County will then collect all noticing and approvals or disapprovals from the Cities, and submit a package to CalRecycle for their approval of the Addendum to the Countywide SE.

<u>Budgeted: Yes</u> Public Work Department's Resource Recovery and Waste Management Division staff have prepared the documentation and coordinated the Siting Element Addendum process.

Staffing Impacts:

There are no staffing impacts as a result of approving this Addendum to the Countywide SE.

Special Instructions:

Please return two (2) copies of the signed Resolution and a copy of the Public Noticing to Jody Rundle in Resource Recovery and Waste Management. According to California Code of Regulations Title 14, Chapter 9, Article 8, Section 18782, notice of Public Hearing must be published in a local newspaper of general circulation thirty (30) days prior to the Public Hearing. In addition, Public Resources Code 41701(e) states that a description of how public participation of affected communities, including minority and low income populations, is solicited must be included. Therefore, for purposes of this item, the Public Hearing must be noticed in English and Spanish thirty (30) days prior to the Public Hearing.

Attachments:

Attachment 1 - Amendment to Add the Integrated Waste Management Facility to the Countywide Siting Element.

Exhibit A - Location Map

Authored by:

Jody Rundle, Solid Waste Program Specialist, Public Works, ext. 3602