# Los Angeles County
# Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

February 23, 2017

TO: Doug Smith, Chair
David W. Louie, Vice Chair
Laura Shell, Commissioner
Pat Modugno, Commissioner

FROM: Richard Claghorn
Zoning Permits North Section

**Project No. R2004-00559 – CUP No. 200400042**
**RPC Meeting: March 1, 2017 - Agenda Item: 5**

The above-mentioned item is a request to authorize the continued operation and expansion of a Class III landfill within the A-2 (Heavy Agricultural) Zone, the Newhall Zoned District and the Castaic Area Community Standards District.

Please find enclosed additional materials for the above referenced item, which were received subsequent to the hearing package submittal to the Regional Planning Commission. The items include the draft Conditions of Approval for the Project, the Implementation and Monitoring Program ("IMP"), Project tables, a revised letter from the Department of Public Health ("DPH") dated February 23, 2017, a revised letter from the Fire Department dated February 22, 2017 and additional letters from members of the public both for and against the Project.

If you need further information, please contact Richard Claghorn at (213) 974-6443 or rclaghorn@planning.lacounty.gov. Department office hours are Monday through Thursday from 7:00 a.m. to 5:30 p.m. The Department is closed on Fridays.

SD:RC

Enclosure(s): draft Conditions of Approval, IMP, Project tables, DPH letter from 2/23/17, Fire Department letter from 2/22/17, letters from public

# DRAFT CONDITIONS OF APPROVAL
# COUNTY OF LOS ANGELES
# PROJECT NO. R2004-00559-(5)
# CONDITIONAL USE PERMIT NO. 200400042
# OAK TREE PERMIT NO. 201500007

## PROJECT DESCRIPTION

The project is to allow the continued operation and maintenance of a solid waste disposal facility at the Chiquita Canyon Landfill ("CCL") with an average allowable daily quantity of municipal solid waste ("MSW") and Beneficial Use Materials of 6,730 tons per day ("tpd") based on the annual maximum not to exceed 2,100,000 tons per year ("tpy"); provide weekly maximum limit of 50,000 tons per week ("tpw"); provide average disposal limit of 5,000 tpd; provide a limit of 12,000 tpw for disposal and Beneficial Use Materials, increase the permitted disposal area laterally by 149 acres to a total area of 400 acres; with no increase to the maximum permitted elevation of 1,430 feet; and relocate the site entrance from Henry Mayo Drive (SR-126) to Wolcott Way. The project also provides for the development and operation of an on-site household hazardous facility and a closed mixed organics composting operation (anaerobic digestion) while setting-aside a portion of the subject site for possible future development of a conversion technology facility. The project is approved through Conditional Use Permit ("CUP") No. 200400042 for the landfill and ancillary facilities and by Oak Tree Permit ("OAK") No. 201500007 for the removal of four oak trees. The project is subject to the following conditions of approval:

## GENERAL CONDITIONS

1. Definitions: Unless otherwise apparent from the context, the following definitions shall apply to these Conditions of Approval ("Conditions"), and to the attached Implementation and Monitoring Program ("IMP"), adopted concurrently with this grant:

    a. "Abandoned Waste" shall mean abandoned items such as mattresses, couches, doors, carpet, toilets, E-waste, and other furnitures.

    b. "ADC" shall mean Alternative Daily Cover as permitted by Title 14 and title 27 of the California Code of Regulation, Regional Water Quality Control Board and the Local Enforcement Agency.

    c. "Alternative-to-Landfilling Technology" shall mean a technology capable of processing post-recycled or Residual Waste and other emerging technologies, in lieu of land disposal.

    d. "Anaerobic Digestion Facility" shall mean facility that utilizes organic wastes as a feedstock from which to produce biogas.

    e. "Ancillary Facilities" shall mean the facilities authorized by this grant that are directly related to the operation and maintenance of the Landfill, and shall

not include the facilities related to any other enterprise operated by the Permittee or any other person or entity, unless otherwise specifically authorized by this grant.

f. "Approval Date" shall mean the date of the Commission's approval of this grant, or the Board's approval if appealed.

g. "Automobile Shredder Waste" shall mean the predominantly nonmetallic materials that remain after separating ferrous and nonferrous metal from shredder output.

h. "Beneficial Use Materials" shall mean: (1) material imported to the Landfill that has been source-separated or otherwise processed and put to a beneficial use at the Facility, or separated or otherwise diverted from the waste stream and exported from the Facility, for purposes of recycling or reuse, and shall include, but not be limited to, green waste and other compostable organic materials, wood waste, asphalt, concrete, or dirt; (2) imported Clean Dirt that is used to prepare interim and final fill slopes for planting and for berms, provided that such importation of Clean Dirt has been shown to be necessary and has been authorized by Public Works; and (3) all ADC material types as permitted by this grant. Only materials that are appropriate for the specific use and in accordance with engineering, industry guidelines, or other standard practices in accordance with 14 CCR § 20686 may be classified as Beneficial Use.

i. "Biomass" shall mean any organic material not derived from fossil fuels, such as agricultural crop residues, bark, lawn, yard and garden clippings, leaves, silvicultural residue, tree and brush pruning, wood and wood chips, and wood waste, including these materials when separated from other waste streams. Biomass shall not include material containing sewage sludge, industrial sludge, medical waste, hazardous waste, or either high-level or low-level radioactive waste.

j. "Biosolid" shall mean the organic byproduct material resulting from the treatment of sewage sludge and wastewater.

k. "Board" shall mean the Los Angeles County Board of Supervisors.

l. "CAC" shall mean the Community Advisory Committee whose members are appointed by the Board of Supervisors who will serve as a liaison between the Permittee and the community .

m. "CalRecycle" shall mean the State of California Department of Resource Recycling and Recovery or its successor agency.

n. "Caltrans" shall mean the State of California Department of Transportation.

o. "CARB" shall mean California Air Resources Board.

p. "CEO" shall mean the Los Angeles County Chief Executive Office.

q. "Class III (non-hazardous) Landfill" shall mean a disposal facility that accepts non-hazardous Solid Waste for land disposal pursuant to a solid waste facilities permit and applicable federal and state laws and regulations.

r. "Clean Dirt" shall mean soil, other than Contaminated Soil, that is not mixed with any other material and that is used for coverage of the Landfill face, buttressing the Landfill and construction of access roads, berms, and other beneficial uses at the Facility.

s. "Closure" shall mean the process during which the Facility, or portion thereof, is no longer receiving Solid Waste and/or Beneficial Use Materials for disposal or processing and is undergoing all operations necessary to prepare the Facility, or portion thereof, for Post-Closure Maintenance in accordance with a CalRecycle approved plan for Closure or partial final closure. Said plans shall be concurred by the TAC, as defined in this grant.

t. "Closure Date" shall mean "Termination Date," as defined in this grant.

u. "Commission" shall mean the Los Angeles County Regional Planning Commission.

v. "Composting" shall mean the controlled or uncontrolled biological decomposition of organic wastes.

w. "Compostable Organic Materials" shall mean any food waste, green waste, landscape and pruning waste, non hazardous wood waste, and food-soiled paper waste that is mixed in with food material and when accumulated will become active compost.

x. "Construction and Demolition Debris" shall mean material, other than hazardous waste, radioactive waste, or medical waste, that is generated by or results from construction or demolition-related activities including, but not limited to: construction, deconstruction, demolition, excavation, land cleaning, landscaping, reconstruction, remodeling, renovation, repair, and site clean-up. Construction and Demolition Debris includes, but is not limited to: asphalt, concrete, brick, lumber, gypsum wallboard, cardboard and other associated packaging, roofing material, ceramic file, carpeting, plastic pipe, steel, rock, soil, gravel, tree stumps, and other vegetative matter.

y. "Contaminated Soil" shall mean soil that 1) contains designated or nonhazardous material as set forth in Title 23, Chapter 15, Article 1, section 2510 et seq. of the California Code of Regulations, including petroleum hydrocarbons, such as gasoline and its components (benzene, toluene, xylene, and ethylbenzene), diesel and its components (benzene), virgin oil,

motor oil, or aviation fuel, and lead as an associated metal; and, 2) has been determined pursuant to section 13263(a) of the Water Code to be a waste that requires regulation by the RWQCB or Local Oversight Agency.

z. "Conversion Technologies" shall mean the various state-of-the-art technologies capable of converting post-recycled or residual Solid Waste into useful products, green fuels, and renewable energy through non-combustion thermal, chemical, or biological processes.

aa. "Conversion Technology Facility" shall mean a facility that processes Solid Waste into useful products, fuels, and/or energy through anaerobic and other non-combustion thermal, chemical, or biological processes.

bb. "County" shall mean the County of Los Angeles.

cc. "County Code" shall mean the Los Angeles County Code.

dd. "CPI" shall mean Consumer Price Index as adjusted on July 1 of each year at a minimum rate of 2 (%) percent.

ee. "Department" shall mean the Los Angeles County Department of Regional Planning.

ff. "Director" shall mean the Director of the Department of Regional Planning and his or her designees.

gg. "Disposal" shall mean the final disposition of Solid Waste onto land into the atmosphere, or into the waters of the State of California. Disposal includes the management of Solid Waste through the Landfill process at the Facility.

hh. "Disposal Area" shall mean the "Landfill" as defined in this grant.

ii. "DPH" shall mean the Los Angeles County Department of Public Health acting as the LEA as appropriate. DPH is currently designated as the LEA by the Board pursuant to the provisions of Division 30 of the California Public Resources Code to permit and inspect Solid Waste disposal facilities and to enforce State regulations and permits governing these facilities. For purposes of this grant, DPH shall also include any successor LEA governing these facilities.

jj. "Effective Date" shall mean the date of the Permittee's acceptance and use of this grant as defined in Condition No. 3.

kk. "Electronic Waste" shall mean all discarded consumer or business electronic equipment or devices. Electronic waste includes materials specified in the California Code of Regulations, Title 22, Division 4.5, Chapter 23, Article 1 (commencing with Section 66273.3), and any amendments thereto.

ll. "Environmental Protection and Control Systems" shall mean any surface water and ground water-quality monitoring/control systems, landfill gas monitoring/control systems, landscaping and irrigation systems, drainage and grading facilities, Closure activities, Post-Closure Maintenance activities, foreseeable corrective actions, and other routine operation or maintenance facilities or activities.

mm. "Facility" shall mean the entirety of the subject property as depicted on the attached Exhibit "A", including all areas where Landfill and non-Landfill activities occur.

nn. "Final Cover" shall mean the cover material required for Closure of the Landfill and all Post-Closure Maintenance required by this grant.

oo. "Footprint" shall mean the horizontal boundaries of the Landfill at ground level, as depicted on the attached Exhibit "A".

pp. "Household Hazardous Waste" shall mean leftover household products that contain corrosive, toxic, ignitable, or reactive ingredients, other than used oil.

qq. "Inert Debris" shall mean Solid Waste and/or recyclable materials that are source-separated or separated for recycling, reuse, or resale that do not contain: (1) hazardous waste, as defined in California Code of Regulations, Title 22, Section 66261.3; or (2) soluble pollutants at concentrations in excess of state water quality objectives; and (3) do not contain significant quantities of decomposable waste. Inert Debris shall not contain more than 1 percent (by weight) putrescible waste. Inert Debris may be commingled with rock and/or soil.

rr. "Landfill" shall mean the portion of the subject property where Solid Waste is to be permanently placed, compacted, and then buried under daily, interim and Final Cover, all pursuant to applicable requirements of federal, state, and local laws and regulations. No portion of the Landfill shall extend beyond the "Limits of Fill," as defined in this grant, and no allowance for settlement of fill shall be used in determining the final elevations or design contours of the Landfill. "Landfill" does not include temporary storage areas, Final Cover, and Ancillary Facilities authorized by this grant.

ss. "LEA" shall mean the Los Angeles County Local Enforcement Agency.

tt. "Limits of Fill" shall mean the horizontal boundaries and vertical boundaries (as identified by contours) of the Landfill, as depicted on the attached Exhibit "A".

uu. "Liquid waste" shall mean waste as defined in Title 27, Section 20164 of the California Code of Regulations and includes non-hazardous sludge meeting

the requirements contained in Title 23, Chapter 15 of the California Code of Regulation for disposal in a Class III Landfill.

vv. "Materials Recovery Facility" shall mean a facility that separates solid waste into recyclable materials and Residual Waste.

ww. "MMRP" shall mean Mitigation Monitoring and Reporting Program.

xx. "Nuisance" shall mean (a) anything injurious to human health or is indecent or offensive to the senses and interferes with the comfortable enjoyment of life or property, and (b) affects at the same time an entire community, neighborhood or any considerable number of persons. The extent of annoyance or damage inflicted upon an individual may be unequal.

yy. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

zz. "Operating Agreement" – Shall mean the Operating Agreement between the County through the Department of Public Works and the Permittee for the operation of the Household Hazardous Waste Facility.

aaa. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

bbb. "Organic Waste Composting Facility" shall mean a facility at which composting is conducted and produces a product resulting from the controlled biological decomposition of mixed organic wastes that are source separated from the municipal solid waste stream, or which are separated at a centralized facility.

ccc. "Periodic Review" shall mean the process in which the Technical Advisory Committee and a Hearing Officer or the Regional Planning Commission review the studies submitted by the Permittee and issues a Finding of Fact and potentially approve changes to the IMP.

ddd. "Permittee" shall include the applicant, owner of property, their successors in interest, and any other person, corporation, or entity making use of this grant.

eee. "Post-Closure Maintenance" shall mean the activities undertaken at the Facility after the Closure Date to maintain the integrity of the Environmental Protection and Control Systems and the Landfill containment features, and

to monitor compliance with applicable performance standards to protect public health, safety, and the environment. The containment features, whether natural or artificially designed and installed, shall be used to prevent and/or restrict the release of waste constituents onto land, into the atmosphere, and/or into the waters of the State of California, including waste constituents mobilized as a component of leachate or landfill gas.

fff. "Post-Closure Maintenance Period" shall mean the period after Closure of the Landfill when the Solid Waste disposed of during the Landfill's operation could still pose a threat to public health, safety, or the environment.

ggg. "Post-Closure Maintenance Plan" shall mean the preliminary, partially final, or final plan or plans, as applicable, approved by CalRecycle and concurred by the TAC for implementation of all Post-Closure Maintenance at the Facility.

hhh. "Project" shall mean the activities of the landfill whose ultimate development is depicted on Exhibit "A" of this grant. The Project includes the landfill, its Ancillary Facilities and activities as approved by this grant, including, but not limited to, waste diversion facilities,household hazard waste facility, organic waste composting facility, offices and other employee facilities, a leachate management facility, material storage areas, and Closure and Post-Closure Maintenance activities.

iii. "Public Works" shall mean the Los Angeles County Department of Public Works; the term "Director of Public Works shall mean the Director of the Los Angeles County Department of Public Work and his or her designees.

jjj. "Recyclable" shall mean materials that could be used to manufacture a new product.

kkk. "Residual Waste" shall mean the materials remaining after removal of recyclable materials from the Solid Waste stream.

lll. "RWQCB" shall mean the Regional Water Quality Control Board, Los Angeles Region.

mmm. "Santa Clarita Valley" shall mean the area as defined by the Los Angeles County General Plan 2035 in figure map 5.33, which was adopted by the Board of Supervisors on October 6, 2015.

nnn. "SCAQMD" shall mean the South Coast Air Quality Management District.

ooo. "Sewage Sludge" shall mean any residue, excluding grit or screenings, removed from a wastewater treatment facility or septic tank, whether in a dry, semidry or liquid form.

ppp. "Sludge" shall mean accumulated solids and/or semisolids deposited from wastewaters or other fluids. Sludge includes materials specified in the California Code of Regulations, Title 27, Division 2, Chapter 3, Article 1, Section 20690(b)(4).

qqq. "Site Plan" shall mean the plan depicting all or a portion of the subject property, including any Ancillary Facilities approved by the Director. "Site Plan" shall include what is referred to in this grant as Exhibit "A".

rrr. "Solid Waste" shall mean all putrescible and non-putrescible solid and semi-solid wastes, such as garbage, refuse, rubbish, paper, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, manure, vegetable or animal solid and semi-solid wastes, and other discarded solid and semi-solid wastes. "Solid Waste" excludes Beneficial Use Materials and substances having commercial value which are salvaged for reuse, recycling, or resale. Solid Waste includes Residual Waste received from any source.

sss. "Stockpile" shall mean temporarily stored materials.

ttt. "Stockpile Area" shall have the same meaning as "Temporary Storage Area," as defined in this grant.

uuu. "SWFP" shall mean a Solid Waste Facilities Permit issued by CalRecycle.

vvv. "SWMP" shall mean Solid Waste Management Program of the Department of Public Health.

www. "TAC" shall mean the Chiquita Canyon Landfill Technical Advisory Committee established pursuant to Part XIV of the IMP.

xxx. "Task Force" shall mean the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force.

yyy. "Temporary Storage Area" shall mean an area of the Landfill where materials intended for Beneficial Use, salvage, recycling, or reuse may be placed for storage on a temporary basis, as approved by Public Works for up to 180 calendar days, unless a longer period is approved by Public Works, so long as such temporary storage does not constitute Disposal, as defined in this grant. Putrescible materials, except Construction and Demolition Debris or other Inert Debris not containing significant quantities of decomposable materials and more than 1 percent (by visual inspection) putrescible waste, shall not be placed in a Temporary Storage Area for more than 7 calendar days under any circumstances.

zzz. "Termination Date" shall mean the date upon which the Facility shall cease receiving Solid Waste and/or Beneficial Use Materials for disposal or processing in accordance with Condition No. 36 of this grant.

aaaa. "Trash" shall have the same meaning as "Solid Waste," as defined in this grant.

bbbb. "Wasteshed Area" shall mean the Santa Clarita Valley as defined by the Los Angeles County Area Plan, which was updated and adopted by the Board of Supervisors on November 27, 2012.

cccc. "Working Face" shall mean the working surface of the Landfill upon which Solid Waste is deposited during the Landfill operation prior to the placement of cover material.

2. Unless otherwise expressly provided in this grant, applicable federal, state, or local definitions shall apply to the terms used in this grant. Also, whenever a definition or other provision of this grant refers to a particular statute, code, regulation, ordinance, or other regulatory enactment, that definition or other provision shall include, for the life of this grant, any amendments made to the pertinent statute, code, regulation, ordinance, or other regulatory enactment.

3. This grant shall not be effective for any purpose until the Permittee, and the owner of the subject property (if other than the Permittee), have filed at the office of the Department their affidavit stating that they are aware of and agree to accept all of the conditions of this grant, and that the conditions of this grant have been recorded as required by Condition No. 8, and until all required monies have been paid pursuant to Condition Nos. 11, 16, 18, and 122. Notwithstanding the foregoing, this Condition No. 3 and Condition Nos. 5, 6, 9, and 11 shall be effective immediately upon the Approval Date of this grant by the County. Notwithstanding Condition No. 16 of this grant, the filing of such affidavit constitutes a waiver of the Permittee's right to challenge any provision of this grant.

4. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County or its agents, officers, or employees brought by any third party to attack, set aside, void, or annul this permit approval, or any related discretionary approval, whether legislative or quasi-judicial, which action is brought within the applicable time period of California Government Code Section 65009 or other applicable limitations period. The County shall promptly notify the Permittee of any claim, action, or proceeding, and the County shall fully cooperate in the defense. If the County fails to promptly notify the Permittee of any claim, action, or proceeding, or if the County fails to cooperate fully in the defense, the Permittee shall not thereafter be responsible to defend, indemnify, or hold harmless the County.

5. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County

for damages resulting from water, air, or soil contamination, health impacts, or loss of property value during the operation, or Closure or Post-Closure Maintenance of the Facility.

6. In the event that any claim, action, or proceeding as described above is filed against the County, the Permittee shall within 10 days of the filing make an initial deposit with the Department of $10,000 from which actual costs and expenses shall be billed and deducted for the purpose of defraying the costs or expenses involved in the Department's cooperation in the defense, including but not limited to, depositions, testimony, and other assistance provided to the Permittee or the Permittee's counsel.

   If during the litigation process, actual costs or expenses incurred reach 80 percent of the amount on deposit, the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of $10,000. There is no limit to the number of supplemental deposits that may be required prior to completion of the litigation.

   At the sole discretion of the Permittee, the amount of an initial or any supplemental deposit may exceed the minimum amounts defined herein. Additionally, the cost for collection and duplication of records and other related documents shall be paid by the Permittee according to County Code Section 2.170.010.

7. If any material provision of this grant is held or declared to be invalid by court of competent jurisdiction, the permit shall be void, and the privileges granted hereunder shall lapse.

8. Prior to the Effective Date of this grant, the Permittee, or the owner of the subject property if other than the Permittee, shall record the terms and conditions of this grant in the office of the County Registrar Recorder/County Clerk ("Recorder"). In addition, upon any transfer or lease of the subject property during the term of this grant, the Permittee or the owner of the subject property if other than the Permittee, shall promptly provide a copy of the grant and its terms and conditions to the transferee or lessee of the subject property. Upon recordation, the Permittee shall provide an official copy of the recorded conditions to the Director.

9. This grant shall expire unless it is used within one year from the Approval Date of the grant. A single one-year time extension may be requested in writing and with the payment of the applicable fee prior to such expiration date. This grant shall be considered used upon the receipt of Solid Waste at the Facility and disposal activities any day after Approval Date and Permittee has completed the requirements of Condition No. 3.

10. The subject property shall be developed, maintained, and operated in full compliance with the conditions of this grant, and any law, statute, ordinance, or other regulation applicable to any development or activity on the subject property. Failure of the Permittee to cease any development or activity not in full compliance

shall be a violation of this grant. Inspections shall be made to ensure compliance with the conditions of this grant as well as to ensure that any development undertaken on the subject property is in accordance with the approved site plan on file.

The Permittee shall also comply with the conditions and requirements of all permits or approvals issued by other government agencies or departments, including, but not limited to, the permits or approvals issued by:

a. The CalRecycle;

b. The County LEA/Los Angeles County Department of Public Health ("DPH"), including the DPH letter dated 2/23/17 and all other DPH requirements;

c. Public Works;

d. The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force;

e. The CARB;

f. The RWQCB;

g. The SCAQMD;

h. The California Department of Fish and Game;

i. The United States Army Corps of Engineers;

j. The California Department of Health Services;

k. The Los Angeles County Fire Department, including the requirements in the Fire Department letter dated 2/22/17; Applicant must receive Fire Department clearance of gated entrance design and Fuel Modification Plan prior to effective date of the permit, and comply with all other Fire Department requriements; and

l. The Los Angeles County Department of Regional Planning.

The Permittee shall not engage in activities which may impede the abilities of these agencies and other consultants hired by the County to conduct inspections of the site, whether announced or unscheduled.

11. Within five (5) working days of the Approval Date of this grant, the Permittee shall remit processing fees payable to the County of Los Angeles in connection with the filing and posting of a Notice of Determination (NOD) for this project and its entitlements in compliance with Section 21152 of the California Public Resources Code. Unless a Certificate of Exemption is issued by the California Department of

Fish and Game pursuant to Section 711.4 of the California Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, currently $3,153.25 ($3,078.25 for an Environmental Impact Report plus $75.00 processing fee.) No land use project subject to this requirement is final, vested or operative until the fee is paid.

12. Upon the Effective Date, the Permittee shall cease all development and other activities that are not in full compliance with Condition No. 10, and the failure to do so shall be a violation of this grant. The Permittee shall keep all required permits in full force and effect and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant and shall be subject to any and all penalties described in Condition No. 18.

    It is hereby declared to be the intent of this grant that if any provision of this grant is held or declared to be invalid, the permit shall be void, and the privileges granted hereunder shall lapse.

13. To the extent permitted by law, the Department or DPH shall have the authority to order the immediate cessation of landfill operations or other activities at the Facility if the Board, Department or DPH determines that such cessation is necessary for the health, safety, and/or welfare of the County's residents or the environment. Such cessation shall continue until such time as the Department or DPH determines that the conditions leading to the cessation have been eliminated or reduced to such a level that there no longer exists an unacceptable threat to the health, safety, and/or welfare of the County's residents or the environment.

14. The Permittee shall comply with all mitigation measures identified in the Mitigation Monitoring and Reporting Program ("MMRP"), which are incorporated by this reference as if set forth fully herein.

15. The Permittee shall comply with the Implementation and Monitoring Program ("IMP"), which is attached hereto and incorporated herein by this reference.

16. Within 30 days of the Approval Date, the Permittee shall record a covenant and agreement, which attaches the MMRP and the IMP and agrees to comply with the mitigation measures imposed by the Environmental Impact Report for this project and the provisions of the IMP, in the office of the Recorder. Prior to recordation, the Permittee shall submit a draft copy of the covenant and agreement to the Department for review and approval. As a means of ensuring the effectiveness of the mitigation measures and IMP measures, the Permittee shall submit annual mitigation monitoring reports to the Department for approval, or as required, with a copy of such reports to Public Works, the CAC and the TAC. The report shall describe the status of the Permittee's compliance with the required

measures. The report shall be due for submittal on July 1st of each year and shall be submitted for review and approval no later than March 30th annually.

17. Within 30 days of the Approval Date of this grant, the Permittee shall deposit an initial sum of $10,000.00 with the Department in order to defray the cost of reviewing and verifying the information contained in the reports required by the MMRP and inspecting the premises to ensure compliance with the MMRP and to undertake any other activity of the Department to ensure that the mitigation measures are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, providing administrative support in the oversight and enforcement of mitigation measures, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the mitigation measures. If the actual costs incurred pursuant to this Condition No. 17 (a) have reached 80 percent of the amount of the initial deposit ($10,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($10,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. The Permittee shall replenish the mitigation monitoring account if necessary until all mitigation measures have been implemented and completed. Any balance remaining in the mitigation monitoring account upon completion of all measures and completion of the need for further monitoring or review by the Department shall be returned to the Permittee.

18. Notice is hereby given that any person violating a provision of this grant is guilty of a misdemeanor pursuant to Section 22.60.340 of the County Code. Notice is further given that the Regional Planning Commission ("Commission") or a Hearing Officer may, after conducting a public hearing in accordance with Section 22.56.1780, et seq. of the County Code, revoke or modify this grant, if the Commission or Hearing Officer finds that these conditions have been violated or that this grant has been exercised so as to be detrimental to the public's health or safety or so as to be a nuisance, or as otherwise authorized pursuant to Chapter 22.56, Part 13 of the County Code.

In addition to, or in lieu of, the provisions just described, the Permittee shall be subject to a penalty for violating any provision of this grant in an amount determined by the Director of the Department, not to exceed $1,000 per day per violation. For this purpose, the Permittee shall deposit the sum of $30,000 in an interest-bearing trust fund with the Department within 30 days after the Effective Date to establish a draw-down account. The Permittee shall be sent a written notice for any such violation with the associated penalty, and if the noticed violation has not been remedied within 30 days from the date of the notice, to the satisfaction of the Director of the Department, the stated penalty, in the written notice shall be deducted from the draw-down account. If the stated violation is corrected within 30 days from the date of the notice, no amount shall

be deducted from the draw-down account. Notwithstanding the previous sentence, if the stated violation is corrected within 30 days from the date of the notice but said violation recurs any time within a 6 month period, the stated penalty will be automatically deducted from the draw-down account upon such recurrence and the Permittee will be notified of such deduction. If the deposit is ever depleted by 50 percent of the initial deposit amount ($15,000), the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of the initial deposit ($30,000) within 10 business days of notification of the depletion. There shall be no limit to the number of supplemental deposits that may be required during the life of this grant. The balance remaining in the draw-down account, including interest, shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

If the Permittee is dissatisfied with any notice of violation as described in the preceding paragraph, the Permittee may appeal the notice of violation to the Hearing Officer pursuant to Section 22.60.390(C)(1) of the County Code within 15 days of receipt by the Permittee of the notice of violation. The Hearing Officer shall consider such appeal and shall take one of the following actions regarding the appeal:

a. Affirm the notice of violation;

b. Rescind the notice of violation; or

c. Modify the notice of violation.

The decision of the Hearing Officer is final and shall not be subject to further administrative appeal.

19. All requirements of Title 22 of the County Code and of the specific zoning of the subject property must be complied with unless otherwise modified as set forth in these conditions or as shown on the approved Site Plan or Exhibit "A", or on a revised Exhibit "A" approved by the Director.

20. All structures, walls, and fences open to public view shall remain free of graffiti or other extraneous markings, drawings, or signage that was not approved by the Department. These shall include any of the above that do not directly relate to the business being operated at the Facility or that do not provide pertinent information about the Facility. The only exceptions shall be seasonal decorations or signage provided under the auspices of a civic or non-profit organization.

In the event of graffiti or other extraneous markings occurring, the Permittee shall remove or cover said markings, drawings, or signage within 24 hours of notification of such occurrence, weather permitting. Paint utilized in covering

such markings shall be of a color that matches, as closely as possible, the color of the adjacent surfaces.

The Permittee shall also establish and maintain a graffiti deterrent program for approval by Public Works. An approved copy shall be provided to the Graffiti Abatement Section of Public Works.

## PROJECT SPECIFIC CONDITIONS

## GENERAL PROVISIONS

21. Upon the Effective Date, this grant shall supersede Conditional Use Permit ("CUP") 89-081(5) and shall authorize the continued operation of a Class III (non-hazardous) Solid Waste landfill on the subject property. The maximum tonnage capacity to be received at the Facility shall be as follows:

    a. Weekly Tonnage Capacity – The amount of Solid Waste that may be disposed of in the Landfill shall not exceed 30,000 tons per week, Monday to Saturday. The overall total of all materials received for processing, diposal, and beneficial use at the Facility shall not exceed 50,000 tons per week.

    b. Quarterly Tonnage Capacity – the amount of beneficial use materials process and or dispose in any given quarter shall not exceed 175,000 tons.

    c. Daily Maximum Disposal Capacity – The daily maximum tonnage capacity of all materials received by the Facility for disposal shall not exceed 6,000 tons on any given day, provided the Weekly Tonnage Capacity shall not be exceeded over six working days per week, Monday to Saturday.

    d. Composting Facility Capacity – The amount of incoming materials for processing at the Organic Waste Composting Facility shall not exceed 560 tons per day. This amount shall also be included in the amount of beneficial use materials allowed.

    e. Facility Daily Maximum Capacity – The maximum tonnage of any combination of solid waste and other materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 12,000 tons on any given day, except as provided in subparagraphs a, b and c above.

    f. Facility Annual Maximum Capacity – The maximum annual tonnage capacity of all materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 2,100,000 tons in any calendar year. Waste disposed may not exceed 1,400,000 tons and beneficial use materials may not exceed 700,000 tons in any calendar year.

22. The Board may increase the maximum daily amounts of Solid Waste allowed by Condition No. 21 if, upon the joint recommendation of the DPH and Public Works, the Board determines that an increase is necessary to appropriately manage the overall County waste stream for the protection of public health and safety, including at the time of a declared disaster or national emergency. Notwithstanding the preceding sentence, there shall not be allowed more than 312 total days during the life of this grant where the maximum daily tonnage amount exceeds the limits set forth in Condition No. 21, excluding any days where the tonnage capacity was exceeded due to a declared disaster or national emergency.

23. The County reserves the right to exercise its police power to protect the public health, safety, and general welfare of County residents by managing the Countywide waste stream, including preventing predatory pricing. The Permittee shall not adopt waste disposal practices/policies at the Facility which discriminate against self-haulers, waste haulers, and other solid waste enterprises delivering waste originating in the unincorporated Los Angeles County areas.

24. This grant shall also authorize the following Ancillary Facilities and activities at the Facility, as shown on the approved Exhibit "A", subject to the conditions of this grant:

    a. Office and employee facilities directly related to the Landfill, including offices or other facilities related to any other enterprise operated by the Permittee or other person or entity employed by the Permittee or acting on its behalf;

    b. Operations related to the placement and disposal of Solid Waste;

    c. Paint booth for equipment and containers;

    d. Leachate collection and management facilities;

    e. Facilities necessary for the collection, utilization, and distribution of Landfill gases, as required and/or approved by Public Works, the DPH, or the SCAQMD;

    f. Facilities necessary for the maintenance of machinery and equipment used at the Landfill, excluding Solid Waste collection equipment and vehicles, and equipment or machinery used by the Permittee in other enterprises;

    g. On-site waste diversion and recycling activities consistent in scale and purpose with the agreement entered into pursuant to Condition No. 43 of this grant;

h. Facilities necessary for Environmental Protection and Control Systems, including flare stations, storage tanks, sedimentation basins, and drainage devices;

i. Storage and repair of bins utilized for Landfill activities;

j. Household hazardous waste consolidation area;

k. Household Hazardous Waste Facility;

l. Organics Waste Composting Facility;

m. Landfill Gas-to-Energy Plant; and

n. Conversion Technology Facility.

In the event that revisions to the approved Site Plan, including the approved Exhibit "A", consistent with the intent of this grant and the scope of the supporting environmental documentation are proposed, such revised Site Plan shall be submitted to Public Works for review and pre-approval, and to the Director for final approval, with copies filed with Public Works and the DPH. For the life of this grant there shall be no revisions to the approved Exhibit "A" that change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

25. Household Hazardous Waste Facility and its operations shall be subject to the following use restrictions and pursuant to Condition No. 121 of this grant:

a. Household Hazardous Waste Facility may be used by the general public to drop off household hazardous wastes, including, but not limited to, used motor oil, used latex paints, used anti-freeze, and used batteries; and other wastes as maybe defined in the Operating Agreement. The Household Hazardous Waste Facility is not to be used for general use by commercial or industrial entities.

b. The Household Hazardous Waste Facility shall be no smaller than 4,000 square feet in size, exclusive of ingress and egress.

c. Nothing in this Condition 25 or elsewhere in these conditions shall be construed to prohibit the Permittee from applying for new permits to expand the Household Hazardous Waste Facility or to otherwise modify the conditions of this grant for that purpose.

d. Recyclable materials shall not be collected in quantities or stored for periods which would cause the need for a hazardous waste facilities

permit unless such permit has been obtained.

e. Operating hours shall be as defined in the Operating Agreement, but in no event shall those hours exceed 6:00 a.m. to 9:00 pm, 7 days per week.

f. The Household Hazardous Waste Facility shall be staffed continuously during operating hours by a person(s) trained in hazardous material handling and management.

g. Household Hazardous Waste Facility development shall substantially conform to Exhibit "A", any requirements of this grant, and the mitigations listed in the visual impact section of the mitigation monitoring summary reference in the MMRP.

26. Permittee may construct and operate an Organic Waste Composting Facility together with certain ancillary and related activities as enumerated herein, subject to the following restrictions as to use:

a. The facility may be used to receive process and compost green waste, food waste, and other organics waste materials and to store and distribute mulch, biomass fuel and compost.

b. The facility location shall be designated on the Site Plan Exhibit "A" or an approved Revised Exhibit "A" prior to beginning operations. The facility shall be enclosed.

c. The Organic Waste Composting Facility operation shall receive no more than 560 tons per day of green waste, food waste, and other organics waste materials. No wastewater biosolids (e.g. sludge or sludge components) shall be allowed.

d. Operating hours shall be within the hours of 5 a.m. to 6 p.m., Monday to Saturday.

e. Access by customers for purposes of removing the solid products and by-products including finished mulch and compost shall not occur outside hours of 5:00 a.m. to 5:00 p.m., Monday to Saturday.

f. Permittee shall comply with all rules for odor abatement and prevention of the South Coast Air Quality Management District and the DPH. The Permittee shall not allow odors to become a nuisance in adjacent residential areas. In the event odors become a nuisance in adjacent residential areas, Permittee shall take all necessary steps to abate that nuisance. If the Permittee, despite the application of the best available technology and methodology, cannot abate the nuisance odors resulting from Organic Waste Composting Facility operations, the Permittee shall

terminate such operations.

g. Upon commencement date of the Organic Waste Composting Facility, the Permittee shall submit to the Department of Public Works, DPH-SWMP, and SCAQMD an Odor Control and Mitigation Plan for operation of the this facility.

27. The Final Cover of the Landfill shall not exceed the permitted elevation of 1,430 feet above mean sea level, and the Footprint shall not exceed the total permitted disposal area of 400 acres. No portion of the Landfill shall extend beyond the Limits of Fill as shown on the approved Exhibit "A." The existing Landfill consists of the following as shown on the approved Exhibit "A": existing Primary Canyon (55 acres, currently completely filled); existing Canyon B (14 acres, currently completely filled); existing Main Canyon (188 acres, currently 182 acres have been filled); and new fill areas (143 acres currently unfilled), together with certain ancillary and related activities, as enumerated herein, subject to the restrictions contained in this grant.

28. The Permittee shall not sever, sell, or convey any portion or the entirety of property for which this CUP is granted without first notifying the Department, with a copy to Public Works, at least 90 days in advance. Any future receiver of the subject property shall be required to acknowledge and accept all conditions of this grant prior to finalization of any conveyance.

29. The Permittee shall keep all required permits in full force and effect, and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant, and shall be subject to any and all penalties described in Condition No. 18.

30. Nothing in these conditions shall be construed to require the Permittee to engage in any act that is in violation of any state or federal statute or regulation.

31. The Permittee shall reimburse DPH for personnel, transportation, equipment, and facility costs incurred in carrying out inspection duties as set forth in the SWMP, including maintaining at least one full time inspector at the Facility at least once a week when waste is received and processed to the extent that these costs are not covered by the fees already paid for administration of the SWFP for the Landfill.

**INSURANCE REQUIREMENTS**

32. Prior to the Effective Date, and thereafter on an annual basis, the Permittee shall provide evidence of insurance coverage to Public Works that meets County requirements as required and approved by the CEO and that satisfies all the requirements set forth in this Condition No. 32. Such coverage shall be

maintained throughout the term of this grant and until such time as all Post-Closure Maintenance requirements are met by the Permittee and certified by the appropriate local, state and federal agencies. Such insurance coverage shall include, but shall not be limited to, the following: general liability, automobile liability and pollution liability, and clean-up cost insurance coverage with, an endorsement for "Sudden and Accidental" contamination or pollution. Such coverage shall be in an amount sufficient to meet all applicable state, federal, and local requirements, with no special limitations. Upon certification of coverage, and annually thereafter, a copy of such certification shall be provided to Public Works.

33. To ensure that the Permittee has sufficient funds at Closure to provide for the continued payment of insurance premiums for the period described in Condition No. 32 of this grant, the Permittee shall, within 60 months prior to the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO showing its ability to maintain all insurance coverage and indemnification requirements of Condition Nos. 32 and 34 of this grant. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to the County. Public Works shall administer the trust fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation.

34. To ensure that the Permittee has sufficient funds for the Landfill's Closure and/or the Post-Closure Maintenance and maintenance of the Environmental Protection and Control System, the Permittee shall, within 60 months of the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO that it is financially able to carry out these functions in perpetuity or until the Landfill no longer is a threat to public health and safety as determined by Public Works. Public Works' determination shall be based on an engineering study prepared by an independent consultant selected by Public Works. The Permittee shall pay all costs associated with the independent consultant and the study within 30 days of receiving the invoice for the consultant's services. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to Public Works. Permittee shall pay into the fund annually and Public Works shall administer the fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. The Department of Public Works may consider, at its sole discretion, the financial assurance mechanism required under State law and regulation in meeting the intent of this Condition No. 34.

**PERIODIC REVIEW**

35. Not less than one year before the 10th anniversary of the effective date of this grant, the Permittee shall initiate a Periodic Review with the Department.

Another Periodic Review shall be initiated by the Permittee not less than one year before the 20th anniversary of the effective date of this grant. The purpose of the Periodic Reviews is to consider new or changed circumstances, such as physical development near the Project Site, improved technological innovations in environmental protection and control systems, and other best management practices that might significantly improve the operations of the Facility, and to determine if any changes to the facility operations and IMP are warranted based on the changed circumstances. To initiate the Periodic Review the Permittee shall submit for review a permit requirement compliance study which details the status of the Permittee's compliance with the conditions of approval of this grant. Additionally, an updated Closure Plan and Post-Closure Maintenance Plan shall be submitted to the Department and the TAC for review at this time, as well as the comprehensive waste disposal study referred to in Condition No. 103, and any other information that is deemed necessary by the Department to ensure that the landfill operations are operating as efficiently and effectively as possible and that any potential adverse impacts are minimized, and that the Facility is not causing adverse impacts or nuisance in the surrounding communities.

The cost of the Periodic Reviews shall be borne by the Permittee and is to be paid through the draw-down account referred to in Condition No. 122a. For each Periodic Review, a report based on the latest information shall be made to the Hearing Officer by Department staff at a public hearing pursuant to Part 4 of Chapter 22.60 of the County Code. Each report shall include a review of the performance of the landfill and recommendations for any actions to be taken if found necessary. Such actions may include changes or modifications to the IMP, including any measures necessary to ensure that the landfill will continue to operate in a safe and effective manner and the landfill closure will be accomplished timely and effectively. The decision of the Hearing Officer on the Periodic Review may be appealed to the Regional Planning Commission. The decision of the Regional Planning Commission shall be final.

**TERMINATION REQUIREMENTS**

36. The maximum life of this grant shall be 30 years, effective from the Approval Date. The Termination Date shall be either date that 1) the Landfill reaches its Limits of Fill as depicted on Exhibit "A", or 2) 46.8 million tons, or 3) 30 years after the Approval Date of this grant, whichever occurs first. At least twelve (12) months prior to the 25th anniversary of the Approval Date, if the Permittee has not exhausted the available Landfill capacity within the Limits of Fill depicted on Exhibit "A", the Permittee shall conduct a study to determine the remaining capacity of the Landfill and identify all activities and schedules required for the Closure and Post-Closure maintenance of the Facility. The study shall be submitted to the TAC for its independent review and upon its review, the TAC shall report to the Director its finding regarding the remaining capacity of the Landfill and the Termination Date. Upon consideration of the TAC's finding, the Director shall establish a certain Termination Date for the

Landfill, but in no event shall the Termination Date be a date that is later than 30 years after the Approval Date.

37. Upon the Termination Date, the Facility shall no longer receive Solid Waste and/or Beneficial Use Materials for disposal or processing; however, the Permittee shall be authorized to continue operation of any and all facilities of the Landfill as are necessary to complete: (1) the mitigation measures required by this grant; (2) the Closure and Post-Closure Maintenance required by federal, state, and local agencies; and (3) all monitoring and maintenance of the Environmental Protection and Control Systems required by Condition No. 86. No later than 6 months after the Termination Date, all Landfill facilities not required for the above-mentioned functions shall be removed from the subject property unless they are allowed as a matter of right by the zoning regulations then in effect.

**OPERATING HOURS**

38. The Facility shall be subject to the following operating hours:

    a. The Facility may receive Solid Waste and Beneficial Use Materials only between the hours of 5 a.m. (scales open) to 5 p.m. (scales closed). The Facility entrance gate may be open at 5 a.m., Monday through Saturday, to allow on-site queuing only and preparations of the Facility for operations. However, the hours may be extended to receive Beneficial Use Materials at the Facilty if Public Works approves a Traffic Management Assessment showing a reduction in traffic impacts from a modification of the hours. No offsite queuing is allowed.

    b. The Facility and all of its operations shall be closed on Sundays.

    c. Facility operations, such as site preparation and maintenance activities, waste processing, and the application of cover, may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday. This operating restriction shall not apply to Facility activities that require continuous operation, such as gas control.

    d. Equipment maintenance activities at the Facility may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday.

    e. No diesel vehicle shall be started at the Facility between the hours of 10 p.m. and 5 a.m.

    f. Notwithstanding anything to the contrary in this Condition No. 38, emergency operations, mitigation measures necessary to avoid adverse environmental impacts, and equipment repairs, which cannot be accomplished within the hours set forth in this Condition No. 38, may occur at any time if approved

via written electronic authorization by the DPH. A copy of this authorization shall be provided to the Director.

g. Notwithstanding the forgoing, Solid Waste and Beneficial Use Materials may be received at other times than those just described, except on Sundays, if the DPH determines that extended hours are necessary for the preservation of public health and safety.

**MAXIMIZING FACILITY CAPACITY**

39. All fill sequencing plans for Landfill operations to maximize Landfill capacity shall first be reviewed and approved by Public Works, and must be technically, environmentally, and economically feasible. The Permittee shall submit a set of sequencing plans to Public Works for review and approval within 90 days after the Effective Date. The sequencing plans for Landfill operations must be technically, environmentally, and economically feasible. Any subsequent changes to the approved sequencing plans must be approved by Public Works prior to implementation. The plans approved by Public Works shall not be in conflict with those contained in the latest State-approved Joint Technical Document for the Facility.

40. Within 180 days after the Effective Date, or a longer period if approved by Public Works, the Permittee shall adopt appropriate measures to ensure that the method to determine that the amount of Solid Waste received, processed and/or disposed at the facility is accurate. These measures shall include, but shall not be limited to: (1) requiring all solid waste haulers and other customers of the Permittee to submit accurate waste origin data; (2) implementing a system to verify the accuracy of the data submitted; (3) implementing a system to verify that Solid Waste reported as having originated in any city or County unincorporated area actually has such origination; (4) adopting education and outreach programs for solid waste haulers and other customers of the Permittee regarding the need for accurate waste origin data; and (5) creating strong disincentives, including imposing penalties, for solid waste haulers and other customers of the Permittee for non-cooperation with these measures, or for repeatedly providing false information regarding waste origin data to the Permittee.

The waste origin verification and reporting program shall be developed by the Permittee for review and approval by Public Works. The Permittee shall submit the data from this program on a monthly basis to Public Works for review. Based on the initial results from this program, Public Works may require the Permittee to modify the program or to develop or implement additional monitoring or enforcement programs to ensure that the intent of this Condition No. 40 is satisfied.

The Waste origin verification and reporting program shall include all incoming solid waste, beneficial use materials, composting materials, clean soil used for daily and intermediate cover, and any other material coming to the Facility.

41. The Permittee shall operate the Facility in a manner that maximizes the amount of Solid Waste that can be disposed of in the Landfill, by, at a minimum:

    a. Implementing waste compaction methods to equal or exceed the compaction rates of comparable privately-operated landfills in Los Angeles County;

    b. Investigating and implementing methods to divert or reduce intake of high volume, low-density materials that are incapable of being readily compacted;

    c. Investigating and implementing methods to reduce the volume of daily cover required at the Landfill as allowed by the appropriate regulatory agencies;

    d. Utilizing waste materials received and processed at the Facility, such as processed green material, as an alternative to daily intermediate, and Final Cover, to the extent such usage is deemed technically feasible and proper by the appropriate regulatory agencies. Notwithstanding the preceding sentence, automobile shredder waste, cement kiln dust, dredge spoils, foundry sands, processed exploration waste, production waste, shredded tires, and foam shall not be used as daily, intermediate, or Final Cover at the Landfill;

    e. To the extent economically and practically feasible, Construction and Demolition Debris shall not be disposed, but rather be separated, and recycled and/or made available for reuse, consistent with the goals of the California Integrated Waste Management Act of 1989;

    f. Investigating and implementing methods to recycle manure; and

    g. All Solid Waste accepted at the Facility that originates from outside the Santa Clarita Valley, including the metropolitan area of Los Angeles County, must be pre-processed or undergo front-end recovery methods to remove all Beneficial Use Materials and Construction and Demolition Debris from the waste stream prior to transport to the Facility to the maximum extent practicable, as determined by Public Works. As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation detailing the results of this requirement. The report must at a minimum include the types, quantity, and amount of all Beneficial Use Materials and Construction and Demolition Debris recovered from the waste stream. Notwithstanding the foregoing, Solid Waste originating from residential

areas with a 3-bin curbside collection system is exempt from this requirement.

42. To the extent feasible, the Permittee shall minimize the disposal of Solid Waste into the Landfill that is required to be diverted or recycled under the County's Source Reduction and Recycling Element of the Countywide Integrated Waste Management Plan, adopted pursuant to Division 30 of the California Public Resources Code, and/or the Waste Plan Conformance Agreement, approved by the Board on November 21, 2000, as these documents and agreements may be amended.

43. Within 180 days after the Effective Date, and thereafter as is necessary, the Waste Plan Conformance Agreement referred to in Condition No. 42 shall be amended and approved to be consistent with applicable County waste management plans. The Director of Public Works shall be authorized to execute all amendments to the Waste Plan Conformance Agreement on behalf of the County. This Agreement shall continue to provide for: (1) the control of and accounting for all the Solid Waste, and Beneficial Use Material and Composting Materials entering into, and for recycled or diverted material leaving, the Facility; (2) the implementation and enforcement of programs intended to maximize the utilization of available fill capacity as set forth in Condition No. 41; and (3) the implementation of waste diversion and recycling programs in accordance with applicable County waste management plans.

44. The Permittee shall continue to assist the County in diversion efforts, including:

    a. Utilizing alternative daily cover at the Landfill, to the extent permitted by the appropriate regulatory agencies.

    b. Using a portion of the Facility to transfer loads of commingled recyclables to sorting facilities.

    c. To the extent feasible, recovering scrap metal and other materials from loads of waste received at the Facility.

    d. Recycling and/or reusing Construction and Demolition Debris received at the Facility.

    e. Composting shredded wood waste and organics at the Landfill including but not limited to Anaerobic Digestion Composting, provided such composting project is approved by Public Works and is consistent with the intent of this permit.

    f. Stockpiling and grinding of wood/green material for use as mulch, boiler fuel, or feedstock for an alternative energy project, provided such energy project is approved by Public Works and is consistent with the

intent of this permit.

g. Stockpiling and grinding of concrete/asphalt material for use as base, road material, and/or decking material.

h. Development of Conversion Technologies to divert waste from disposal provided such Conversion Technology project is approved by Public Works and is consistent with the intent of this permit.

i. Consolidation of electronic waste such as computers, televisions, VCRs, stereos, copiers, and fax machines.

j. Consolidation of white goods such as referigerators, stoves, ovens, and other white-coated major appliances.

k. Implementing a comprehensive public awareness and education program informing Santa Clarita Valley residents of the Facility's recycling activities/programs. The program must be submitted to Public Works for review and approval within 90 days after the Effective Date.

45. The Permittee shall charge its customers higher tipping fees for delivering partial truck loads to the Facility, and for delivering trucks to the Facility during peak commuting hours. Notwithstanding the preceding sentence, in lieu of charging higher tipping fees, the Permittee may implement some other program, as approved by Public Works, to discourage this type of activity by its customers.

**PROHIBITED MATERIALS**

46. The following types of waste shall constitute prohibited waste and shall not be received, processed nor disposed of at the Facility: Automobile Shredder Waste; Biosolid; Sludge, or Sewage Sludge; incinerator ash; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste; waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation of waters in the State, as determined by the RWQCB. The Permittee shall implement a comprehensive Waste Load Checking Program, approved by the DPH , to preclude disposal of prohibited waste at the Landfill. The program shall comply with this Condition No. 46, Part IV of the IMP, and any other requirements of the DPH, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB.

47. Notices regarding the disposal restrictions of prohibited waste at the Facility and the procedures for dealing with prohibited waste shall be provided to waste haulers and private users on a routine basis. These notices shall be printed in English and Spanish and shall be posted at prominent locations at the

Facility indicating that anyone intentionally or negligently bringing prohibited waste to the Facility may be prosecuted to the fullest extent allowed by law.

48. In the event that material suspected or known to be prohibited waste is discovered at the Facility, the Permittee shall:

a. Obtain driver's name, company name, address, and any other information as appropriate, and vehicle license number;

b. Immediately notify all appropriate state and County agencies, as required by federal, state, and local law and regulations;

c. If Permittee discovers that such prohibited material has been accepted at the Facilityand after further review it is determined that it cannot immediately be removed by a licensed hauler, Permittee shall store the material at an appropriate site approved by the DPH and the RWQCB until it is disposed of in accordance with applicable state and local regulations; and

d. Maintain a record of the prohibited waste to be part of the Permittee's annual report required under the IMP, and to include, at a minimum, the following information:

i. A description, nature, and quantity of the prohibited waste;

ii. The name and address of the source of the prohibited waste, if known;

iii. The quantity of total prohibited waste involved;

iv. The specific handling procedures used; and

v. A certification of the authenticity of the information provided.

Nothing in this Condition No. 48 shall be construed to permit the Permittee to operate the Facility in any way so as to constitute a Hazardous Waste Disposal Facility, as defined under state law.

**GRADING/DRAINAGE**

49. Except as otherwise provided in this Condition No. 49, areas outside of the Limits of Fill shall not be graded or similarly disturbed to create additional Landfill area, except that additional grading may be approved by Public Works if Public Works determines, based on engineering studies provided by the Permittee and independently evaluated by Public Works, that such additional grading or disturbance is necessary for slope stability or drainage purposes. Such a determination by Public Works shall be documented in accordance with Part I of

the IMP, and the Permittee shall submit a revised Site Plan for review and approval by Public Works to show the additional grading and/or disturbance. A copy of the approved revised Site Plan shall be filed with the Director, Public Works, and DPH. For the life of this grant, there shall be no revisions to the approved Exhibit "A", that will change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

50. Nothing in this grant shall be construed as prohibiting the installation of water tanks, access roads, flares, or other similar facilities at the Facility, or implementing any mitigation program, that is required by this grant or by any other permit issued by a public agency in connection with the Landfill.

51. Notwithstanding anything to the contrary in this grant, no approval shall be granted to the Permittee that will modify the authorized Limits of Fill or that will lower or significantly modify any of the ridgelines surrounding the Landfill.

52. The Permittee shall comply with all grading requirements of Public Works and the County Code. In addition to any other requirements that may apply, the Permittee shall obtain prior approval from Public Works for all grading that is outside the Landfill footprint and all grading within the Landfill footprint that could impact off-site property as determined by Public Works, including, but not limited to, grading in connection with cell development, stockpiling, or excavation for borrow and cover materials.

53. The Permittee shall install and/or maintain appropriate drainage structures at the Facility to comply with all drainage requirements of Public Works, the RWQCB, and any other appropriate regulatory agency. Except as otherwise specifically provided by Public Works, all drainage structures, including sedimentation basins, shall be designed and constructed to meet all applicable drainage and grading requirements of Public Works, and all design and construction plans for these structures must have prior approval from Public Works. Notwithstanding the foregoing, at the discretion of Public Works, the Permittee may be permitted to install temporary drainage structures designed for day-to-day Facility operations without prior approval from Public Works. In all cases, the Landfill and its drainage structures shall be designed so as to cause surface water to be diverted away from disposal areas. All design modifications shall have the prior approval from Public Works.

54. All development structures and activities pursuant to this grant shall conform to the requirements of Public Works.

## GROUNDWATER PROTECTION

55. The Permittee shall install and maintain containment (liner) systems and leachate collection and removal systems as required by the RWQCB. The design of Landfill liners shall be as approved by the RWQCB.

56. The Permittee shall install and test any and all groundwater monitoring wells that are required by the RWQCB and shall promptly undertake any action directed by the RWQCB to prevent or correct potential or actual contamination that may affect groundwater quality, or water conveyance or water storage facilities. All testing and remedial actions required by the RWQCB to detect, prevent, and/or correct groundwater contamination shall be completed or guaranteed to be completed to the satisfaction of the RWQCB with notice to Public Works.

57. During the duration of this grant, the project shall use recycpled water once a recycled water pipeline is extend to the Newall Ranch residential development. The Permittee shall obtain the necessary permits to connect to such recycled water, construct any necessary access, and connect to the piped recycled water.

58. In the event groundwater use is restricted in the future pursuant to Court Order or Judgment, the Permittee shall purchase water from County-authorized water purveyors, including County-authorized recycled water purveyors for non-potable uses, or authorized State Water Project contractors, and shall otherwise conform to the rules, regulations, and restrictions set forth in any applicable Court Order or Judgment, including those rules, regulations, and restrictions that would require the Permittee to pay assessments, if any.

## LANDSCAPING, COVER AND REVEGETATION AND AESTHETIC REQUIREMENTS

59. The Permittee shall comply with the following landscaping, cover and re-vegetation requirements at the Landfill:

    a. Three copies of a landscape plan shall be submitted to and approved by the Director within 180 days after the Effective Date. The landscape plan shall show size, type, and location of all plants, trees, and watering facilities required as a condition of this grant. All landscaping shall be maintained in a neat, clean, and healthful condition, including proper pruning, weeding, removal of litter, fertilizing, and replacement of plants and trees when necessary but not to exceed quarterly (3 months-period).

    b. An annual monitoring report shall be prepared by an independent, qualified biologist and submitted to the Director providing status and progress of the provisions in this Condition No. 59. The monitoring report shall be submitted as part of the annual report required pursuant to Part VIII of the IMP.

    c. The Permittee shall employ an expert or experts, including an independent, qualified biologist, to satisfy this Condition No. 59. Soil sampling and laboratory analysis shall be conducted in all areas that are required to be re-vegetated before any re-vegetation occurs to identify

chemical or physical soil properties that may adversely affect plant growth or establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected, based on the above-referenced testing procedures and results. To the extent possible, as determined by the Director, plant types shall blend with species indigenous to the area, be drought tolerant, and be capable of successful growth.

d. The Permittee shall apply a temporary vegetation cover on any slope or other Landfill area that is projected to be inactive for a period greater than 180 days, as set forth in the IMP. The Permittee shall identify such slope or areas in the annual monitoring report described in Subsection (b) above, and include an interim reclamation and re-vegetation plan as well as the timing of the proposed work for review and approval by the Director.

e. Except as otherwise provided in this Condition No. 59, all final fill slopes shall be reclaimed and re-vegetated in lifts substantially in conformance with Mitigation Monitoring Program.

f. Notwithstanding the foregoing provisions of this Condition No. 59, Permittee shall comply with a different re-vegetation design or plan that the Department, in consultation with the TAC and Public Works, determines would:

   i. better protect public health and safety;

   ii. enable re-vegetation of the final slopes at least as well as described in Subsection (e), above; and/or

   iii. be required because the minimum standards adopted by the CalRecycle have been amended.

   Requirements imposed by the Department pursuant to this Condition 59 must be consistent with State regulations and may not cause the activities at the Landfill to exceed the Limits of Fill.

g. The Permittee shall provide and maintain a landscape strip that is a minimum of 10 feet wide along the frontage of the ancillary facilities area on Wolcott Way and along SR-126 Highway.

h. No portion of the expanded Landfill may extend above the plane or outside of the surface area of the fill design as shown on the approved site plan, attached as Exhibit "A".

   The existing viewshed from Chiquito Canyon Road shall be protected for the life of the project. The dip in the natural ridgeline along the western

boundary shall be maintained or enhanced. Any structure placed on the landfill site, including but not limited to temporary storage areas, any materials recovery facility, composting facility or any other ancillary facilities that may be visible from Chiquito Canyon Road shall be designed to be harmonious with the natural topography and viewshed and shall be reviewed by the Community Advisory Committee.

The landfill operator and the Community Advisory Committee shall work together to prepare a tree planting and maintenance plan for the entire western boundary of the site. The objectives of the plan are to screen landfill operations, enhance the viewshed, and establish the minimum number and type of trees to do this and to provide adequate access to monitoring wells. Trees may be planted on slopes on either side of the ridgeline provided the above objectives are met and such planting is practical.

60. The Permittee shall operate the Facility so as to conserve water by, at a minimum, adopting the following measures:

a. Ensuring that all water wells used for the Facility draw from the local watershed, if such usage is approved by the appropriate agencies;

b. Investigating the feasibility of treating collected leachate on-site for reuse in the Landfill and, if feasible and the appropriate agencies approve, implementing a program to use such water;

c. Using soil sealant, pavement, and/or other control measures for dust control wherever feasible, instead of water; and

d. Using drought-tolerant plants to re-vegetate the Landfill slopes and other disturbed areas to the extent feasible, as determined by the Director of the Department. Plant types shall blend with species indigenous to the area and shall be capable of rapid growth.

**AIR QUALITY**

61. As required by the SCAQMD, the Permittee shall adopt and implement operational practices to mitigate air quality impacts including but not limited to odor, dust and vehicular air quality impacts at the Facility. The Facility shall be operated so as not to create a nuisance in the surrounding communities.

62. The Permittee shall use landfill gas for energy generation at the Facility or other beneficial uses, rather than flaring to the extent feasible, and shall obtain all applicable local, state, and/or federal approvals for any such use.

63. The Permittee shall also install and maintain a landfill gas collection and

management system that complies with SCAQMD requirements and uses best available control technology to prevent 1) the lateral migration of gases to off-site properties, and 2) odor generation that causes impact to surrounding communities, to the satisfaction of Public Works, the DPH, and SCAQMD.

64. Landfill gas flares shall be installed in a manner that does not result in any significant adverse aesthetic impacts and the flames shall be totally contained within the stacks. Flame arrestors shall be provided to the satisfaction of the County Fire Department.

65. The Permittee shall provide access to a back-up generator for emergency use within 48 hours in case of a prolonged power outage at the Facility to prevent the migration/emission of landfill gas, unless such a use is otherwise prohibited by SCAQMD due to air quality concerns.

66. The Permittee shall conduct air quality monitoring at the Facility and its surrounding areas. In addition, an independent air quality consultant selected by the TAC shall conduct at least four random tests per year of Landfill dust and diesel particulates surrounding the perimeter of the Facility to determine whether air quality near the Landfill is consistent with the air quality levels established by the operative environmental impact report ("EIR") prepared for this Project. The consultant review shall place added emphasis on the nearby residential communities. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Director, Public Works, the TAC and the Permittee within 15 calendar days after completion of the tests.

67. Upon receipt of a total of 4 Notice of Violations related to air quality issued by any combination of SCAQMD, DPH, Public Works, or the Department in any given calendar year, the Permittee shall submit a response to Public Works within 30 calendar days of the fourth such Notice of Violation providing an explanation of each Notice of Violation and steps taken to address it, and shall provide this information within 30 calendar days of each additional Notice of Violation within the same year. Public Works shall evaluate the response and may require the Permittee to thereafter increase the air quality monitoring that it conducts at the Facility and its surrounding areas. In addition, the TAC may select an independent air quality consultant to evaluate and conduct testing of 1) landfill gas and trash odor generated due to working face operations, 2) landfill gas collection and management system, and 3) dust and diesel particulates surrounding the perimeter of the Facility, at a frequency to be determined by Public Works in consultation with the air quality consultant. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing if Public Works finds that the frequency of testing is not necessary, or may discontinue it altogether if

it finds that the tests are not beneficial. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient and may request an evaluation report and recommendations. Upon direction from Public Works, the Permittee shall implement the recommendations of the independent consultant.

68. If any of the test results of Condition No. 66 and/or 67 exceed the maximum emission levels established by the EIR and/or the SCAQMD, if the Landfill is operated in a manner which, in the determination of DPH, creates an odor nuisance to the surrounding communities, or if Public Works, in consultation with the TAC, determines that additional corrective measures are necessary to address air quality impacts to the residents of the surrounding community, the Permittee shall submit a corrective action plan to the TAC within 15 days after receipt of the report. Such corrective action plan shall describe the excessive emission levels, or the determination by DPH or Public Works, and set forth a schedule for remedial action. The TAC shall consider the corrective action plan within 30 calendar days of its receipt and provide notice to the Permittee if such plan has been approved. If the TAC does not approve the corrective action plan, the Director may impose additional or different measures to reduce air quality impacts at the Facility. These additional measures may include, but not be limited to, requirements that the Permittee: (1) pave additional unpaved roads at the Facility; (2) water and apply soil sealant to additional Working Face areas; (3) relocate Working Face areas to designated locations during windy conditions; (4) monitor sensitive sites throughout the community; and/or (5) close the Facility during extreme wind conditions; 6) employ the services of an independent consultant to evaluate the air quality impacts and;/or odor nuisance and make recommendations to mitigate the impacts and/or abate the odor nuisance. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Department, Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. The Director of Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing, or discontinue it altogether, if the Director finds that the test results are invalid or lack beneficial value. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient. The Permittee may appeal the Director's decision in accordance with the appeal provisions in Condition No. 18 for an appeal of a notice of violation.

69. Within 180 days after the Effective Date, all equipment, diesel fleet vehicles, and transfer trucks that are owned or operated by the Permittee, its subsidiaries, or affiliated enterprises, and that utilize the Facility, shall be CARB compliant.

As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation of its compliance with this Condition No. 69, including, but

not limited to, Title 13, California Code of Regulations, Section 2020, et seq. regarding Diesel Particulate Matter Control Measures.

70. Permittee shall be subject to the following requirements regarding alternative fuel vehicles and equipment:

a. For the purpose of complying with this Condition No. 70 alternative fuel vehicles shall utilize alternative fuels that are consistent with recommendations or regulations of CARB and SCAQMD, which may include, but is not limited to electricity, natural gas (liquefied natural gas or compressed natural gas), biogas, biodiesel, synthetic diesel, or renewable diesel.

b. Within the first year after the Effective Date, the Permittee shall submit an alternative fuel vehicle implementation plan to the TAC for review and approval. The plan shall contain information on available and proposed alternative fuel technologies, a comparison of their air emissions reduction levels at the Facility, including greenhouse gas emissions, a timeline demonstrating the Permittee's best-faith efforts to comply with this Condition No. 70, as well as any other information deemed necessary by the TAC to approve the plan.

c. The Permittee shall convert into alternative fuel vehicles all light-duty vehicles operating at the Facility, solid waste collection trucks, and transfer trucks that utilize the Facility and are owned by, operated by, or under contract with the Permittee, its subsidiaries, or affiliated enterprises, according to the following phase-in schedule:

i. Within 4 years after the Effective Date, at least 50 percent of all aforementioned vehicles shall be alternative fuel vehicles.

ii. Within 7 years after the Effective Date, at least 75 percent of all aforementioned vehicles shall be alternative fuel vehicles.

iii. Within 10 years after the Effective Date, 100 percent of all aforementioned vehicles shall be alternative fuel vehicles.

d. Within the first year after the Effective Date, unless a later date is approved by the TAC, the Permittee shall consult with the SCAQMD and design and implement at least 1 heavy-duty, alternative fuel off-road equipment pilot program, to the extent deemed technically and economically feasible by the TAC. The pilot program shall be certified by a major original equipment manufacturer such as, but not limited to, Caterpillar, John Deere, or Volvo.

e. As part of its annual report to the TAC required by the IMP, the

Permittee shall submit an on-going evaluation of its compliance with each component of this Condition No. 70.

71. Within 180 day of the effective date, the Permittee shall adopt and implement a fugitive dust program that uses the most effective available methods and technology to avert fugitive dust emissions. The fugitive dust program shall be submitted to Public Works for review and approval. In addition to the re-vegetation measures in Condition No. 59, the program shall include, at a minimum, a requirement that:

a. The Permittee shall not engage in any excavation, grading, or other Landfill activity during high wind conditions, or when high wind conditions are reasonably expected to occur, as determined by the DPH, where such excavation or operation will result in significant emissions of fugitive dust affecting areas not under the Permittee's control;

b. The Working Face areas of the Landfill shall be limited to small contained areas of approximately one acre or less. During periods of the year when high wind conditions may be expected, the Working Face areas shall each be located in an area of minimal wind exposure, or be closed, if closure is deemed necessary by the DPH;

c. Except when there is sufficient rain or moisture to prevent dust, daily cover, haul roads, and grading locations shall be watered as required by State Minimum Standards or more frequently, when conditions dictate for dust control. Soil sealant may be required in addition to water;

d. Except when there is sufficient rain or moisture to prevent dust, all active Working Face and soil Stockpile Areas shall be watered daily, unless wind conditions dictate otherwise;

e. If determined necessary by the DPH, the Permittee shall, on any day preceding a day when the Facility is closed to Solid Waste receipt, apply soil sealant to any previously active Working Face, haul roads, or soil Stockpile Area that has not already been sealed or re-vegetated;

f. Inactive areas of exposed dirt that have been sealed shall be regularly monitored to determine the need for additional sealing and to prevent unauthorized access that might disturb the sealant. If additional sealing treatment is required, the Permittee shall promptly apply such treatment to assure full control of the soil particles;

g. All primary access roads to any permanent facility in the Landfill shall be paved;

h. To minimize the length of dirt roads, paved access roads to fill areas shall be extended as new fill areas are opened. Winter deck access roads shall be paved or surfaced with recycled asphalt, aggregate materials, or soil stabilization products to minimize the quantity of untreated dirt;

i. All paved roads in regular use shall be regularly cleaned to remove dirt left by trucks or other vehicles;

j. Except when there is sufficient rain or moisture to prevent dust, all dirt roads in regular use shall be watered at least once daily on operating days and more often if required by the DPH or Public Works, or otherwise treated to control dust emissions;

k. Loads of Solid Waste capable of producing significant dust shall be watered during the Landfill process. If such practice is deemed unacceptable to the RWQCB, the Permittee shall develop alternative methods to minimize dust generation during the Landfill process and obtain approval of the method from Public Works within 90 days of the RWQCB's determination;

l. In addition to any fire flow requirements of the County Fire Department, the Permittee shall maintain a supply of water for dust control in the active Working Face areas to ensure compliance with State Minimum Standards; and

m. The Permittee shall install and maintain devices on-site, as approved by the SCAQMD, to monitor wind speed and direction, and shall retain qualified personnel who can read and interpret data from these devices, can obtain and use information on predicted wind conditions, and can assist in the Facility's operations related to this information.

72. Permittee shall submit a quarterly report to the Department of Public Works identifying: (1) all fugitive dust and odor complaints from local residents that the Permittee has received for that quarter regarding the Facility; (2) all notices of violation issued by the SCAQMD or the DPH; and (3) all measures undertaken by the Permittee to address these complaints and/or correct the violations. Public Works and the DPH shall each have the authority to require the Permittee to implement additional corrective measures for complaints of this nature when such measures are deemed necessary to protect public health and safety.

## TRAFFIC AND ROAD IMPROVEMENT

73. Within 90 days after the Effective Date, the Permittee shall submit for review and approval by Public Works a plan that establishes a program to reduce unnecessary truck trips and queuing of trucks at the Facility. The program shall include, but not be limited to, the following elements:

a. A plan to schedule regular Facility users, such as commercial and municipal haulers, to avoid having these users arrive at the Facility and queue on public streets right-of-ways or be diverted to other landfills;

b. A plan to reserve Landfill capacity until 2 p.m. Monday through Friday during normal operating conditions, for small commercial and private users; and

c. A plan to discourage Landfill customers from delivering loads of less than one ton to the Facility.

74. Within 90 days after the Effective Date, the Permittee shall implement a program to include, at a minimum, measures to minimize or avoid the queuing of trucks at the Facility entrance or on SR-126 Highway and any other adjacent streets due to waste delivery or landfilling activities at all times. The program shall be reviewed and approved by Public Works. A report on the effectiveness of the program shall be submitted as part of the annual report required pursuant to Part XII of the IMP.

75. Within one year from the Effective Date, the Permittee shall close the existing site entrance on Henry Mayo Drive (SR-126) and relocate the site entrance, along with all its auxiliary facilities to a new site entrance located on Wolcott Drive as shown in Exhibit "A". In the event that the Permittee is unable to relocate the site entrance within a year, the Permittee may request a one-time extension from Public Works. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works that the extension is needed due to activities beyond the Permittee's control and Permittee is making good faith efforts to relocate the Site entrance. Notwithstanding the previous sentence, the total duration of the time extension shall not exceed 180 days.

76. The designated haul route shall be as follows:

Truck traffic to the Facility from the I-5 FWY shall be restricted to the following route: (a) SR-126 and (b) Wolcott Way to travel to the Facility Driveway. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to the Facility from I-5 FWY take place on any other route.

Truck traffic to I-5 FWY from the Facility shall be restricted to the following route: (a) Wolcott Way and (b) SR-126 and enter I-5 FWY at the SR-126 on-ramp. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to I-5 FWY from the Landfill take place on any other route

77. Within 90 days after the Effective Date, the Permittee shall provide to Public

Works for review and approval a set of schedules for commencement of the "Chiquita Canyon Landfill Street Improvement Project." The street improvements identified in the "Chiquita Canyon Landfill Street Improvement Project" shall be in accordance with the following:

a. The Permittee shall be responsible for the following Right-of-Way and Street Improvement Requirements:

i. Construct full street improvements on Wolcott Way and Franklin Parkway within the project frontage compatible with the ultimate improvements per Tentative Tract Map No. 53108 to the satisfaction of Public Works.

ii. The design and construction on Wolcott Way should be compatible with vertical approaches to the future grade separations at the SR-126 to the satisfaction of Public Works and Caltrans.

iii. Dedicate right-of-way at a minimum of 70 feet from the latest approved centerline on SR-126, to the satisfaction of Public Works and Caltrans. The typical section and the ultimate right-of-way are contingent upon the traffic study demonstrating that the project volumes do not exceed the road capacity. In the event the project volumes exceed the road capacity provide additional right-of-way for additional lanes, exclusive right turn lanes and transition improvements to the satisfaction of Public Works and Caltrans.

iv. Provide slope easements at the future SR-126/Wolcott Way interchange to the satisfaction of Public Works and Caltrans.

v. Comply with mitigation measures including offsite improvements identified in the approved Traffic Study Analysis to the satisfaction of Public Works.

vi. Provide signing and striping plans for Wolcott Way, Franklin Parkway, and any other offsite roadway based on the mitigations contained in the approved Traffic Study.

vii. Remit the fees which have been established by the Board of Supervisors for the Westside Bridge and Major Thoroughfare Construction Fee District. The fee amount is based upon the fee rate in effect at the time of the Project's effective date. The current fee rate is $23,780 per Factored Development Unit (FDU) and is subject to change. Per the current Westside Bridge and Major Thoroughfare Construction Fee District Report, each gross acre of a commercial site is assessed at five times the applicable FDU

rate. Similarly, each gross acre of an industrial site is assessed at three times the applicable FDU rate

viii. The Permittee shall install drainage structures and comply with all other drainage requirements of Public Works and any additional requirements of the RWQCB as well as any other regulatory agency with appropriate jurisdiction. Except as specifically otherwise approved by Public Works, all drainage structures including sedimentation basins shall be designed and constructed so as to accommodate run-off from a capital storm.

ix. The Landfill and drainage structures shall in all cases be designed so as to cause surface water to be diverted away from the disposal areas.

x. The Permittee shall further comply with all grading requirements of Public Works and Los Angeles County Ordinance.

xi. The Permittee shall comply with the following requirements of Street Lighting Section of the Traffic and Lighting Division of Public Works where the installations of street lights are required. Prior to approval of any street improvement plan, Permittee submit a street lighting plan to the satisfaction of Public Works. Any proposed street lights that are not within the existing lighting maintenance district will need to be annexed to the district before street lighting plans can be approved.

a. Within one year from the Effective Date, the Permittee shall provide street lights on concrete poles with underground wiring on all streets around the project boundaries to the satisfaction of the Department of Public Works. The Permittee shall also contact Caltrans for street lighting requirements on Henry Mayo Drive (SR-126).

b. Within 30 days of the Effective Date, the Permittee shall contact Los Angeles County Department of Public Works, Street Lighting Section to commence and complete the Lighting District Annexation process for the operation and maintenance of the street lights around the project boundary

xii. Permittee shall pay all applicable review fees for review of all plans and engineering reports.

xiii. Acquire street plan approval from Public Works or direct check

status before obtaining grading permit.

xiv. Within 90 days or as otherwise determined by Public Works, after the approval of the "Chiquita Canyon Landfill Street Improvement Project", execute an Improvement Agreement for the street improvements identified in this Condition No. 77 Subsection (a).

xv. Within 360 days after the Effective Date of this grant, the Permittee shall pay its fair share to fully improve, the pavement and thickening of the base/sub base to sustain the entire truck traffic loading of the project operation and any increase in project operation on the following streets or as required to the satisfaction of Public Works: (1) Wolcott Way between Franklin Parkway and SR-126. Public Works, at his/her sole discretion, may grant an extension of time not to exceed an additional 360 days if the Permittee demonstrates good faith effort toward construction and completion of this condition 77 Subsection (xv).

b. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct a Roadway Section Analysis to include a pavement section evaluation of the designated haul route (Wolcott Way and SR-126 to the Facility entrance), as well as all truck counts and traffic index calculation sheets. The findings of the revised Roadway Section Analysis shall be provided to Public Works and the City of Santa Clarita for review and approval. The Permittee shall be responsible for the pro-rata costs of improving the pavement structure of the roadway segments along the designated haul route per the recommendations in the revised Roadway Section Analysis. Upon construction of any necessary improvements to the pavement structure, the Permittee shall conduct baseline deflection testing in accordance with California Test method 356 and submit the results to Public Works for review and approval.

c. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct machine-generated truck counts at the project site entrance on three consecutive days (Tuesday through Thursday) during weeks void of national holidays. The truck counts shall be conducted by an independent count company in accordance with generally accepted traffic counting procedures. The Permittee shall also calculate the 10-year Design Traffic Indices along the designated haul route Wolcott Way and SR-126 to the Facility entrance), based on the truck counts and submit them to Public Works for review and approval. Lastly, the Permittee shall perform deflection tests along the designated haul route in accordance with California Test Method 356 and submit the results to Public Works for review and approval. If the retested 80 percentile deflection exceeds 32

percent of the tolerable deflection, the Permittee shall pay its fair share to fully remediate the pavement structure. The Permittee shall submit to Public Works the proposed method of remediation and schedule for commencement of the improvement for review and approval.

In no event shall the "Chiquita Canyon Landfill Street Improvement Project" be more than 24 months from the Approval Date, unless otherwise extended by Public Works.

78. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility at the Facility or other location in the unincorporated County areas of the Santa Clarita Valley as approved by Public Works, the Permittee is required to prepare and submit a traffic impact study to Public Works for review and approval. If the traffic impact study identifies traffic impacts, the Permittee will be required to fund and/or build adequate traffic improvements, to the satisfaction of Public Works.

79. Public Works, the LEA, and the CAC may monitor the performance of the conditions of this grant designed to minimize truck traffic impact. In the event such measures are found to be inadequate, such entity or entities shall notify the Director and describe the inadequacy of the conditions.

## LITTER CONTROL AND RECOVERY

80. The Permittee shall adopt a program that uses the most effective methods and technology to prevent waste that has entered an area under the Permittee's control from escaping the area in the form of litter. Notwithstanding any other provision of this grant, the Permittee shall cease accepting incoming waste during high wind conditions if, despite the methods and technology used, waste cannot be confined to areas under the Permittee's control.

81. Within 30 days after the Effective Date, the Permittee shall submit a litter control program to the DPH and Public Works for review and approval. The program shall include the following requirements, unless the DPH requires otherwise:

    a. Facility personnel shall continuously patrol the access road to the Facility scales during the Facility's hours of operation and remove any litter found during the patrol;

    b. Loads of Solid Waste that are improperly covered or contained and that may create significant litter shall be immediately detained, and if practicable, properly covered or contained prior to proceeding to the Working Face. If such a remedial measure cannot be taken, the load shall proceed to the Working Face under escort;

    c. All debris found on or along the entrance to the Facility and/or

Working Face access roads shall be immediately removed;

d. Operating areas shall be located in wind shielded portions of the landfill during windy periods;

e. The landfill operator shall install speed bumps on landfill property in paved areas along the route of trucks leaving the landfill. The purpose of the speed bumps is to knock out dirt and debris accumulated in wheel wells before trucks leave the facility;

f. At every active Working Face area, the Permittee shall install a primary portable litter fence of adequate height to control litter, and also a secondary fence 4 feet in height behind the primary fence when wind conditions dictate the need for a secondary fence. The Permittee shall employ Best Management Practices to control litter. On windy days, and when the fences are not sufficient, the Working Face shall be located within areas of minimal wind exposure or shall be closed, if so required by the DPH. The DPH, in coordination with Public Works, may require additional measures deemed necessary to effectively control litter, including, but not limited, requiring the Permittee to cease accepting all incoming waste during high wind conditions;

g. The landfill operator shall install and maintain temporary litter fences in those areas along the property perimeter that are regularly littered due to the location of the operating area, time of year, and climatic conditions. The landfill operator, the DPH and the CAC shall work together to identify littered areas in need of fencing; and

h. The Permittee shall require open-bed trucks exiting the landfill either to be swept clean of loose debris or to be covered so as-to minimize the possibility of litter escaping onto State Route 126.

82. Within 90 days after the Effective Date, the Permittee shall develop methods and/or procedures to prevent or minimize vehicles from carrying dirt and/or debris that may be dislodged onto local streets and highways and submit the methods and/or procedures for approval to the satisfaction of Public Works.

83. In addition to the requirements described in Condition Nos. 80 and 81, the Permittee shall develop and maintain a litter recovery program to the satisfaction of Public Works and the DPH designed to recover off-site litter from uncovered or improperly covered or contained loads traveling to the Facility or otherwise emanating from the Facility, including conducting weekly inspections of the surrounding neighborhoods within a 2-mile radius of the property boundary of the combined facility. Based upon the inspection, the Permittee shall collect and remove all wind-blown Trash or litter encountered in the specified area. The Permittee shall maintain a log of the inspections, provide the log upon request to

the DPH and Public Works, and include a copy of the log in the annual report required pursuant to Part XII of the IMP. Public Works, at its sole discretion may increase the frequency of the litter pickup and recovery or adjust the boundary of the specified area or to improve the effectiveness of the litter recovery program.

84. The Permittee shall monitor Chiquito Canyon Road, SR 126, Wolcott Way, Franklin Parkway, and other feeder roads to the entrance to Val Verde at Rancho Aviles and the surrounding area within 100 feet of the centerline of the road or to any existing fence on private property for the purpose of locating and cleaning up litter in this area. Litter pickup shall be a minimum of one time per week and may be increased, upon agreement between the landfill operator and the CAC, to maintain a litter free environment

85. The Permittee shall develop and implement a vehicle tarping program at the Facility that effectively discourages uncovered vehicles from using the Facility. Within 30 days after the Effective Date, the Permittee shall submit such vehicle tarping program for approval by Public Works. Such program shall provide that all vehicles loaded with Solid Waste or any other material that creates the potential for litter shall be fully tarped or otherwise contained when entering and leaving the Facility, and that no such vehicle shall be allowed to enter the Facility until the driver has been informed of the tarping requirements and has been asked to have his/her load covered. The program shall impose penalties on repeat violators up to and including being permanently prohibited from using the Facility.

**OTHER PERMITS/REQUIREMENTS**

86. The Permittee shall monitor and maintain the Facility's Environmental Protection and Control Systems in perpetuity, or until such time as Public Works, based on generally accepted engineering practice, determines that the routine maintenance and foreseeable corrective action that may be necessary during and after the Post-Closure Maintenance Period has been fully satisfied, and the Solid Waste disposed of in the Landfill no longer constitutes a threat to public health and safety, or to the environment.

87. The Permittee shall take all necessary measures to ensure that noise emissions from the Facility at all residential receptors are within the acceptable limits of the Los Angeles County Noise Ordinance, as contained in Chapter 12.08 of the County Code.

88. The Permittee shall implement effective vector control measures at the Facility pursuant to State standards, as directed by the DPH.

89. Any future traffic circulation scenario outside the current haul routes shall avoid

areas of high biological diversity. Prior to utilization of a new haul route, the Permittee shall submit the proposed haul route with all supporting information/report/survey of biological resources in the vicinity of the proposed haul route to the Department for review and approval. The Department shall consult with Public Works regarding any changes to the current haul route.

90. For fire protection purposes, the Permittee shall maintain on-site fire response capabilities, construct access roads, and provide water tanks, water mains, fire hydrants, and fire flows, to the satisfaction of the County Fire Department including, but not limited to the following:

    a. A Class II Standpipe System shall be provided and located within 200 feet of the landfill footprint and shall have sufficient 1 1/2-inch hose with a variable-fog nozzle to reach all portions of such operations. The use of water tender trucks may be permitted in lieu of a Class II Standpipe System provided each is equipped with 2 1/2-inch outlets for County Fire Department's use.

    b. Approved access roads no less than 20 feet in width clear to the sky shall be provided and maintained at all times around the landfilling areas to provide access for firefighting equipment. Weeds, grass, and combustible vegetation shall be removed for a distance of 10 feet on both sides of all access roads used by solid waste trucks or the public. All access within the landfill site shall be in accordance and compliance with the County Fire Code and standards.

91. All development pursuant to this grant must be kept in full compliance with County Fire Department Regulation 10. Construction plans for access roads shall be submitted to the County Fire Department for review and approval.

92. All on-site fuel storage tanks shall be installed and necessary containment and air quality controls for the tanks provided, in accordance with the requirements of the County Fire Department, Public Works, the RWQCB, and the SCAQMD.

93. The Permittee shall develop and implement a program to identify and conserve all significant archaeological and paleontological materials found at the Facility pursuant to Part IX of the IMP. If the Permittee finds any evidence of aboriginal habitation or fossils during earthmoving activities, Landfill operations shall immediately cease in that immediate area, and the evidence and area shall be preserved until a qualified archaeologist or paleontologist, as appropriate, makes a determination as to the significance of the evidence. The Department will review and approve this program, if the determination indicates that the archaeological or paleontological resources are significant, the resources shall be recovered to the extent practicable prior to resuming Landfill operations in that immediate area of the Landfill.

94. The Permittee shall develop and obtain approval from Public Works for a Standard Urban Storm Water Mitigation Plan for the Facility's activities, unless Public Works determines that such plan is unnecessary.

95. The Permittee is prohibited from initiating any activity for which an Industrial Waste Disposal Permit and/or Underground Storage Tanks Permit is required at the Facility without the required permit from Public Works, and the Permittee shall conduct such activities in compliance with all applicable regulations and permits.. The activities covered by this Condition No. 95 include, but are not limited to, the installation, modification, or removal of any underground storage tank and/or industrial waste control facility. For purposes of this Condition No. 95, an industrial waste control facility includes its permanent structures for treating post-development storm water runoff.

96. The Permittee shall at all operating times, Monday through Saturday, maintain adequate on-site staff, with appropriate training and experience for the operation of the Facility. At least one on-site senior level member shall be familiar with or have access to an electronic or hard copy of this grant and possessed a SWANA Manager of Landfill Operation (MOLO) certifiication.

97. The Permittee shall at all times, 24 hours a day, 7 days a week, make available at least one emergency contact person, with sufficient expertise to assess the need for remedial action regarding operation-related accidents, and with the requisite authority and means to assemble the necessary resources to take such remedial action. The individual must be able to be reached on a continuous basis through the telephone number or e-mail address posted at the Facility entry gate.

98. Within 180 days after the Effective Date, the Permittee shall obtain from the Task Force a "Finding of Conformance" determination or an equivalent determination by the Task Force that the proposed project and its expansions are consistent with the Los Angeles County Countywide Siting Element and shall comply with all conditions of such Finding of Conformance.

    Upon the Effective Date, the membership of the Alternative Technology Advisory Subcommittee of the Task Force shall be increased to include a representative of the Permittee and an environmental representative designated by the Fifth Supervisorial District to represent the Santa Clarita Valley. Notwithstanding the preceding sentence, the membership of the Alternative Technology Advisory Subcommittee may be adjusted at the sole discretion of Public Works, acting as the Chair of the Task Force, as necessary upon the recommendation of the Task Force.

99. All employee, guest, and truck parking shall be developed and maintained as set forth in Part 11, Chapter 22.52 of the County Code.

100. All salvage material stored at the Facility (except materials which are to be

used for landfill operations), dumpsters, containers, construction materials, and disabled trucks and equipment shall be consolidated into one or more areas that are screened by fences or other means from public streets and adjacent private lands not owned by the Permittee, in accordance with the provisions of Part 7, Chapter 22.52 of the County Code.

101. The perimeter of the Landfill shall be designed to discourage unauthorized access by persons and vehicles by using a perimeter barrier (such as fencing) or topographic constraints. enclosed by fencing to inhibit unauthorized entry. Except as otherwise required by the DPH, fencing shall conform to the detail shown on the approved Exhibit "A".

102. Business signs shall be as permitted by Part 10, Chapter 22.52 of the County Code for Zone C-1, except that no portion of any such sign may extend more than 15 feet above the ground and the total sign area shall be based upon a street or building frontage of 100 feet.

103. Within 10 years after the Effective Date, and every 10 years thereafter, Public Works, in consultation with the Department and the Permittee, shall select an independent consultant(s) with expertise in engineering and planning, to conduct a comprehensive study analyzing various alternatives to serve the long-term Solid Waste Disposal needs of the Santa Clarita Valley. The purpose of the study is to ensure uninterrupted solid waste disposal services to the residents and businesses in the Santa Clarita Valley, keeping disposal fees low and stable, making existing facilities as efficient as possible, and ensuring that facilities keep pace with population growth and changing technologies in the solid waste industry. The study should include a comprehensive analyses (including a sensitivity and cost-to-benefit analysis) of all aspects of this endeavor, including but not limited to, the economic, environmental, and technical feasibility of the following alternatives/issues:

a. Evaluating rail and truck transport options for solid waste export out of the Santa Clarita Valley, including the necessary infrastructure (in and out of the Santa Clarita Valley) to realize these options.

b. Demonstrating how any proposed waste-by-rail option would tie into the existing or future county waste-by-rail system.

c. Developing Conversion Technology facilities in the Santa Clarita Valley.

d. Planning a future transfer station system in the Santa Clarita Valley.

e. Reviewing public/private ownership options.

f. Analyzing financing, staffing, and rate impacts.

g. Defining and establishing the facility siting processes.

h. Establishing a process for involving interested parties in the planning process.

i. Any other alternatives and issues deemed appropriate by Public Works and/or the Department.

The costs of the study shall be equally shared by the Permittee and Public Works, Environmental Programs Division, but in no event shall the cost to the Permittee exceed $50,000 per study. The Permittee shall make the payment within 30 days of receiving the invoice for the consultant's services. The study shall be completed within 18 months of the selection of the independent engineering/planning consultant(s). The study's findings and recommendations shall be submitted to the TAC for review and comment. Upon addressing all the TAC's comments to the satisfaction of the TAC, the independent engineering/planning consultant(s) shall submit the study to the Commission, the Department, Public Works, the Permittee, and all other interested parties. The Permittee shall submit a detailed response to the study's findings and recommendations, including which recommendations it plans to pursue. The Permittee shall make a good-faith effort to implement all recommendations to carry out the purpose of this Condition No. 103 to the satisfaction of Public Works.

104. The Permittee shall implement and comply with the following seismic monitoring requirements:

a. Complete installation of an on-site accelerometer system to measure earthquake/seismic ground motions within 180 days after the Effective Date. The system design, including but not limited to, locations of sensors, shall be reviewed and approved by Public Works. A set of as-built plans signed and sealed by a California Registered Civil Engineer, or other registered professional approved by Public Works, shall be provided to DPH and Public Works.

b. Following a major earthquake/seismic ground motion of magnitude 5.0 or greater, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, thoroughly survey the Facility for primary and secondary surface expressions of seismic activity (such as surface ruptures, landslides, change in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to Public Works and the DPH for review. The assessment report shall describe and discuss all features, including damage to the site and infrastructure caused by the earthquake and measures that will be taken to mitigate the impact to the satisfaction of Public Works.

105. The Permittee shall accept all Solid Waste and Beneficial Use Materials generated

and delivered to the Facility by all waste haulers and customers operating in the Unincorporated County Areas of Santa Clarita Valley. The Permittee shall submit to Public Works an annual report on the origin of Solid Wasteand Beneficial Use Materials accepted at the Facility by jurisdiction of origin. The annual report shall also contain information on all waste haulers (including those owned or operated by the Permittee, its subsidiaries, or affiliated enterprises) and self-haul customers utilizing the Facility, whether (and why) any waste haulers and self-haul customers were turned away from the Facility, and the tipping fee charged for all waste haulers and self-haul customers. The Permittee shall not engage in predatory pricing that may discourage any private waste haulers and self-haul customers from utilizing the Facility.

106. Within 90 days after the Effective Date, the Permittee shall install video monitoring equipment at the Facility to record and monitor Landfill operations at each Working Face area and at other critical locations to ensure compliance with the conditions of this grant. Copies of the video recordings shall be provided to Public Works, DPH and the TAC upon request, and shall be kept and maintained at the Facility for one year after recording, unless the DPH determines, at its sole discretion, that the video recordings should be kept for a longer period to protect public health, safety, or the environment.

107. The Permittee shall provide four free quarterly clean-up days to residents of the community of Val Verde, showing proper identification and proof of residence at the landfill entrance. These days may be Saturday or Sundays, subject to the approval of Public Works. The Permittee shall accept all Solid Waste delivered to the site with proof of residency during the event free of charge, up to 1 ton per residence, and promote the program in a newspaper of general circulation. The operator shall further reimburse the CAC for the cost of providing two roll-off bins in Val Verde on each clean-up day with the locations determined by the CAC. The operator and CAC may jointly change this program if they mutually determine alternatives to the above can further assist the community.

108. The Permittee shall designate as open space for recreational use in perpetuity those portions of the site on which fill has or will be placed. In addition, the permittee shall provide all funds needed for the preparation of a park feasibility study, park master plan and environmental documentation as well as reasonable funding for the development, operation and maintenance of the park to support recreational use upon closure of the Landfill.

Within one year of the effective date of this grant, the permittee shall submit a notice of intent to the Los Angeles County Department of Parks and Recreation, to complete a park master plan feasibility study with input from the Department of Parks and Recreation. Such study shall be submitted not later than January 1, 2040. The study will conceptually analyze options and funding needed for development, operation and maintenance of portions of the site on which fill has been or will be placed for recreational use. Upon approval of the study by the

Director of Parks and Recreation, the Director of Parks and Recreation will use such study to establish an amount of funding that the Permittee will be required to provide for development, operation and maintenance of a park on the site. In the event that the amount of funding that is set aside is not sufficient to cover the activities of the park, the permittee shall supplement the funding deficiency.

At the discretion of the Director of Parks and Recreation, but no later than five years before the termination of disposal operations under this grant, the permittee will fund the completion of a park master plan for portions of the site on which fill has been or will be placed. Funding for the park master plan and environmental documentation will be available to the County at least five years before the termination of disposal operations under this grant.

Permittee shall provide funding to the County for the implementation of the park master plan at the close of the landfill.

**PERMITTEE FEES**

109. The requirement that the Permittee pay the fees set forth in Condition Nos. 111 through 121, inclusive, shall not begin until the Effective Date. Prior to that date, any and all fees required by CUP 89-081 (5) shall remain in full force and effect. The following fees are cumulative and are in addition to any other fee or payment required by this grant.

110. All financial records shall be preserved for a period of 3 years and shall be available for inspection by the DPH, Public Works, the Department, and the Treasurer and Tax Collector during normal business hours, and shall be forwarded to such agencies upon request.

111. The Permittee shall pay to the office of the Los Angeles County Treasurer and Tax Collector a quarterly fee equal to 10 percent of the sum of the following, net any amount the Permittee pays to the County pursuant to Section 4.63, et seq., of the County Code:

    a. The net tipping fees collected at the Facility as described below in this Condition No. 111. For purposes of this Condition No. 111, "net tipping fee" shall mean the total fees collected, less any taxes or regulatory fees imposed by a federal, state, or local agency that is included in the fee charged by the Permittee at the Facility entrance. "Total fees collected" shall be calculated as the total gross receipts collected by the Permittee; The net tipping fees collected at the landfill shall exclude any tipping fees received for waste processed at the material recovery, household hazardous waste and composting facilities approved in Conditions No. 24);

    b. The revenue generated from the sale of Landfill gas at the Facility,

less any federal, state, or local fees or taxes applicable to such revenue; and

c. The Revenue generated by any other activity or enterprise at the Facility, less any federal, state, or local fees or taxes applicable to such revenue.

112. The Permittee shall pay on a monthly basis to Public Works a fee of 25 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used for the implementation and enhancement of waste reduction and diversion programs, including but not limited to, conducting waste tire collection events in County unincorporated areas.

113. The Permittee shall pay on a monthly basis to Public Works a fee of 10 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used at the sole discretion of Public works for administration, implementation, and enhancement of illegal dumping prevention programs and disaster debris removal activities in County unincorporated areas, including providing waste disposal and collection service vouchers to assist residents in clean-up activities.

114. For the life of this grant, except as provided in Condition No. 115 of this grant, the Permittee shall pay on a monthly basis to Public Works a fee for every ton of Solid Waste originating within Los Angeles County but outside the Santa Clarita Valley Area that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month, according to the following rates:

| Incoming Tonnage (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $2.00 per ton |
| 2,000-3,999 | $4.00 per ton |
| 4,000-5,999 | $6.00 per ton |
| 6,000 and over | $8.00 per ton |
| | |

For the life of this grant, except as provided in Condition No. 115, the Permittee shall pay on a monthly basis to Public Works a fee of $10.00 per ton for all Solid Waste and Beneficial Use Materials originating outside of Los Angeles County that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month.

The fee shall be used to fund programs and activities that 1) enhance Countywide disposal capacity, mitigate landfill impacts in the unincorporated County areas, 2) promote development of Conversion Technology facilities that

benefit the County, and 3) fund environmental, educational, and quality of life programs in unincorporated areas surrounding the Landfill.

The fee applicable for every ton of material originating outside the Santa Clarita Valley Area but within Los Angeles County shall be determined using the above tiered-structured table and by dividing the total incoming waste from outside the Santa Clarita Valley by the number of delivery days. For example, if the monthly total is 50,000 tons and number of delivery days is 20, then the average quantity is 2,500 TPD, and the fee is the sum of ($2 x 1,999) + ($4 x 501) = $6,002 x number of delivery days. The fee shall be adjusted annually in accordance with the CPI.

Thirty-three (33) percent of each monthly payment shall be deposited by Public Works into an interest-bearing deferred Landfill Mitigation Program Account, created and maintained by Public Works to fund programs and activities that enhance Countywide disposal capacity and mitigate landfill gas impacts in the unincorporated County areas.

Another, thirty-three (33) percent of the monthly payment shall be deposited by Public Works into an interest-bearing deferred Unincorporated Community Program Account, created and maintained by Public Works to fund programs and activities that enhance and environmental, educational, and quality of life programs in in the community of Val Verde and other unincorporated communities surrounding the Landfill.

The remaining thirty-four (34) percent of the monthly payment shall be deposited into an interest-bearing deferred Alternative-to-Landfilling Technology Account, created and maintained by Public Works to fund research and activities that promote the development of Conversion Technology facilities that benefit the County.

In the event Public Works, in consultation with the Director, determines that the Permittee has constructed and commenced operation of a Conversion Technology facility in full satisfaction of the requirements of Condition No. 115 of this grant, the fee requirement of this Condition No. 114 shall thereafter be reduced by thirty-four (34) percent. The new rate shall be as follows, but only so long as the Conversion Technology facility is operating:

| Disposal Quantity (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $1.32 per ton |
| 2,000-3,999 | $2.64 per ton |

| | |
|---|---|
| 4,000-5,999 | $3.96 per ton |
| 6,000-7,000 | $5.28 per ton |

The fee applicable to all Solid Waste and Beneficial Use Material originating outside of Los Angeles County shall remain unchanged. Upon the effective date of the new rate, the funds generated from this fee shall be split equally between the Landfill Mitigation Program Account and the Unincorporated Community Program Account.

115. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility (excluding composting facilities) at the Facility or other location in the County as approved by the Director of Public Works, the Permittee may seek to provide such facility in lieu of paying thirty-four (34) percent of fee required by Condition No. 114 of this grant. "Construct and operate" shall mean fully funding and successfully completing the siting, design, permitting, and construction of an operating facility for the conversion of a minimum of 500 tons per day of Solid Waste into useful products, fuels, and/or energy through no-combustion thermal, chemical, or biological processes (excluding composting facilities). The Permittee shall be responsible for obtaining all necessary permits and approvals required to construct and operate the facility. The facility must be fully permitted, operational, and processing at least 50 percent of the daily tonnage permitted for such facility on the 5th anniversary of the Effective Date and fully operational by the 6th anniversary of the Effective Date.

After the Director of Public Works has verified the Conversion Technology facility (excluding composting facilities) has commenced operation and is in full satisfaction of the requirements of Condition No. 115 of this grant, the Permittee may request reimbursement from the Alternative-to-Landfilling Technology Account, created and maintained by Public Works. Eligible expenditures for reimbursement include design, permitting, environmental document preparation, construction, and inspection that are verified by Public Works as necessary and directly related to the development of a Conversion Technology Facility (excluding composting facilities) that meets the requirements of Condition No. 115 of this grant.

The Permittee must provide access to Public Works and its independent consultant(s) to all areas of the facility during all phases of the development and

must respond to information requests, including operating and performance data, from Public Works in a timely manner. The Permittee shall provide tours of the facility to the public at the request of Public Works.

Upon the Effective Date of this grant, the Permittee shall submit to Public Works for review and comment quarterly reports, providing detailed status of the selection of the type of Conversion Technology and progress of the development. Within one year after the Effective Date, the Permittee must submit a proposal for the type, location, and preliminary design of the Conversion Technology facility for review and approval by Public Works in consultation with the Director. As part of the proposal, the Permittee shall submit a detailed project milestone schedule, including at a minimum, a scheduled completion date for permit approvals, financing, 30 percent, 60 percent, and 90 percent design levels, construction completion, start-up, acceptance testing, and beginning of commercial operations. Within 6 months of receipt of the proposal, Public Works shall notify the Permittee of the findings of its review and determination as to whether a Conversion Technology Facility is or is not anticipated to be successfully developed in accordance with the requirement of this Condition No. 115.

When the Conversion Technology Facility is permitted, developed and in operation, the Permittee shall submit to Public Works quarterly informational reports including quantities of feedstock, output materials, output gas, energy, and/or fuel as well as an annual report for review and comment providing detailed status of the operation, permits, and regulatory compliance of the Conversion Technology facility, including quantities and origins of feedstock, quantities of output, design life, and performance efficiency.

In the event that a Conversion Technology facility is not anticipated to be successfully developed by the 5th anniversary of the Effective Date, the Permittee may submit a request for a one-year time extension to Public Works, no later than 3 months prior to the 5th anniversary of the Effective Date. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works, that it has made good faith efforts towards developing the facility, and shows that circumstances related to the facility's permitting process and other events outside of the Permittee's control prevented the facility from being fully permitted and operational. Similarly, a one-year time extension may also be granted up to 2 additional times, at the request of the Permittee. Such additional requests shall each be received no later than 3 months prior to the anniversary of the Effective Date after the 6th and 7th years. The total duration of the time extension(s) shall not exceed 3 years.

116. Pursuant to Goal 2.4.2 of the Los Angeles County Countywide Siting Element adopted by the Board in 1997, and the Board's policy adopted on July 27, 1999 to promote the development of alternatives to landfill and incineration processes,

the Permittee shall contribute $200,000 annually, not to exceed $3,000,000 for the life of this grant, to an alternative technology development fund, which fund shall be an interest bearing account established and maintained by Public Works. This fund shall be used to research, promote, and develop the alternative technologies that are most appropriate for Southern California from an environmental and economic perspective. The determination of appropriate alternative technologies as well as the use of the fund shall be made by Public Works. Within six months after the Effective Date, the Permittee shall deposit its first $200,000 payment required by this Condition No. 116, and thereafter annually by March 31.

117. By March 31 of each year, the Permittee shall pay to the County Department of Parks and Recreation an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited into an interest bearing trust fund established to acquire and/or develop natural habitat and parkland within the County. No monies from this trust fund shall be used for projects or programs that benefit areas outside the communities surrounding the Landfill. The Department of Parks and Recreation shall administer the trust fund, and all monies in the trust fund, including accrued interest, shall be spent by the Department of Parks and Recreation in a manner consistent with applicable Department of Parks and Recreation requirements and policies for the Santa Clarita Valley region.

118. By March 31 of each year, the Permittee shall pay to Public Works an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited by Public Works into an interest bearing trust fund established to provide funding for transportation improvements in the Santa Clarita Valley. The Department of Public Works shall administer this trust fund, and all monies in the trust fund, including accrued interest, shall be disbursed by Public Works.

119. By January 10 of every other year, the Permittee shall pay to the Department a sum of $81,000 for the purpose of financing planning studies, including, but not limited to neighborhood planning studies for surrounding neighborhoods, as determined by the Director. The fee shall be adjusted annually in accordance with the CPI. The payments shall be held in an interest-bearing account. Payment for the first year is due within 90 days after the Effective Date.

120. By March 31 of each year, the Permittee shall pay to the Department a fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The payment shall be adjusted annually in accordance with the CPI. The payments shall be deposited by the Director into an interest-bearing community benefit and environmental education trust fund, created and maintained by the Director. This fund shall be used to

fund environmental, educational, and quality of life programs in the Santa Clarita Valley, and to fund regional public facilities that serve this area. All disbursement of the monies in the fund shall be determined by the Director.

121. The Permittee shall fund 10 collection events per year to be held by the Public Works for the collection of Household Hazardous Waste and Electronic Waste, including discarded computers. The cost of each event shall be $100,000, adjusted annually in accordance with the CPI. The Permittee shall make annual payments for these events. The first payment is due within 90 days after the Effective Date, and the subsequent payments are due by March 31 of each year.

In lieu of paying for 5 of the 10 collection events per year, the Permittee may instead elect the following option:

> The Permittee will fully fund the siting, development, operation, and staffing of a new permanent Santa Clarity Valley Environmental Collection Center at the Facility or other location in the unincorporated areas of the Santa Clarita Valley (substantially similar in design to the Antelope Valley Environmental Collection Center) for the collection of household hazardous/electronic waste. The Permittee shall be responsible for building, constructing, and obtaining all necessary permits and approvals required to operate the center. The center, whose design and location must be approved by Public Works in consultation with other interested entities, including the City of Santa Clarita, must be open at least twice a month to all County residents. The operating hours shall be similar to that of the Antelope Valley Environmental Collection Center or as determined by Public Works. Upon the center's opening, the Permittee shall implement an on-going comprehensive promotional campaign to reach all Santa Clarita Valley residents. The campaign must be reviewed and approved by Public Works in consultation with other interested entities.

In the event the Permittee elects above option, the Permittee shall notify Public Works of its decision within 90 days of the Effective Date, along with a detailed project timeline (including, but not limited to, estimated project costs, etc.) for review and approval. Public Works reserves the right to determine whether the Permittee has satisfied the requirements for payment deduction and when the deduction will commence, and if necessary, prorate the payments to meet the intent of this Condition No. 121.

122. Prior to the Effective Date, the Permittee shall:

a. Deposit the sum of $20,000 with the Department. The deposit shall be placed in a performance fund draw-down account, which shall be used exclusively to compensate the Department for all expenses incurred while inspecting the premises to determine the Permittee's compliance with the

conditions of this grant, to review and verify any and all information contained in the required reports of this grant, and to undertake any other activity of the Department to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections (amount charged per each inspection shall be $200.00, or the current recovery cost, whichever is greater), providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. Inspections shall be conducted biennially (once every other year) to ensure that any development undertaken on the subject property is in accordance with the approved Exhibit "A" on file. If the actual costs incurred pursuant to this Condition No. 122 (a) have reached 80 percent of the amount of the initial deposit ($16,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($20,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (a).

b. Deposit the sum of $50,000 in an interest-bearing trust fund with Public Works from which actual costs billed and not honored by the Permittee will be deducted for the purpose of defraying the expenses involved in Public Works' review and verification of any and all information contained in the required reports of this grant and the MMRP, and any other activity of Public Works to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, coordination of mitigation monitoring, providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. If the costs incurred pursuant to this Condition No. 122 (b) have reached 80 percent of the amount of the initial deposit ($40,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($50,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (b).

c. The balance remaining including interest in the draw-down account as described in Subsection (a) above and trust fund as described in Subsection (b) above shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

## LEGISLATION

123. The Permittee shall support legislation and regulations that will promote the development of Conversion Technologies. The Permittee shall consult with Public Works to determine which legislation and regulations will promote the development of Conversion Technologies. The Permittee shall submit correspondence to the State legislature to support legislation and regulations which, at a minimum:

a. Provides economic incentives for the development of Conversion Technologies;

b. Removes from the definition of transformation under Section 40201 of the California Public Resources Code any technologies and/or processes categorized as Conversion Technologies;

c. Provides full diversion credit for waste managed by these Conversion Technologies towards the State's waste reduction mandates; and/or

d. Remove any unnecessary regulatory hurdles that impede such development.

124. The Permittee shall continue working with the waste industry, in concert with cities, the County, and other stakeholders in the industry, to seek amendment of existing laws and regulations to require that compliance with the State's waste reduction mandates be measured by diversion program implementation as opposed to disposal quantity measurement, and to further require the State-mandated Disposal Reporting System to be used solely to identify waste generation and disposal trends.

## COMMUNITY INFORMATION/INQUIRIES

125. The Permittee shall post a sign at the entrance gate to the Facility providing the following information:

a. The telephone number of the hotline to contact the Permittee on a 24-hour basis to register complaints regarding the Facility's operations. All complaints received shall be reported to the Director, and other agencies, as appropriate, on the same day but no later than 10 a.m. of the following

business day. Said telephone number shall be published in the local telephone directory;

b. The telephone number of the DPH and the hours that the DPH office is staffed; and

c. The telephone number of SCAQMD's enforcement offices and the hours that the SCAQMD offices are staffed.

126. The Permittee shall maintain a hotline/emergency log at the Facility which shall record all complaints received regarding Landfill operations. The record of complaints shall include the date and time, nature of complaints, and actions taken to identify and resolve the complaint. The Permittee shall at all times, 24 hours a day, 7 days a week, provide at least one emergency contact person, with sufficient expertise to assess the need for remedial action to promptly respond to complaints from the surrounding neighborhood regarding dust, litter, odor, air quality, or other operational issues. The Permittee shall resolve all complaints to the satisfaction of the Director. Permittee shall maintain records of this hotline for 3 years, made available upon request, and submitted as part of the annual report required pursuant to Part XII of the IMP. The records shall include information of all complaints received regarding the landfill operations, the Permittee's follow-up action to the complaints, and their final resolution.

127. The Permittee shall prepare and distribute to all interested persons and parties, as shown on the interested parties list used by the Department for this matter, and to any other person requesting to be added to the list, a quarterly newsletter providing the Facility's website and its 24-hour hotline/emergency telephone numbers, and also providing the following information for the quarter: (1) "What is New" at the Facility; (2) the regulatory and permitting activities at the Facility; (3) the hotline/emergency log for the period; and (4) a summary of any and all progress reports and/or annual reports required by this grant. The newsletter shall be posted on the Facility's website and distributed to at least one local library. In addition, the Permittee shall notify the Community Advisory Committee, as described in Part XI of the IMP, the Val Verde Town Council Association, the Castaic Town Council Association, and any other interested community groups in the immediate vicinity of the Facility, of any significant operational change at the Facility.

128. Within 180 days after the Effective Date, the Permittee shall update its website to provide general information to the community regarding the Facility's recycling activities/programs, environmental mitigation measures, frequently asked questions, a description of the Facility's operation, which may include video, a complaint resolution mechanism, recent Notices of Violation and how they were resolved, and any other pertinent information requested by Public Works for the life of this grant.

## OAK TREE PERMIT SPECIFIC CONDITIONS

129. This grant, OAK 201500007, shall authorize the removal of four (4) trees (# 1, 2, 3, and 89) of the oak genus *(Quercus agrifolia)* as shown on the site plan (OAK 201500007 Exhibit "A").

130. This permit (OAK 201500007) shall not be effective until a site plan (CUP 200400042 Exhibit "A") is approved for the construction of the proposed landfill facilities and associated grading, demonstrating the need to remove the said trees.

131. The Permittee shall provide mitigation trees of the Oak genus at a rate of two to one (2:1) for each tree removed for a total of eight (8) mitigation trees.

132. The Permittee shall plant one healthy acorn of the same species of oak (*Quercus sp.*) as the tree removed for each mitigation tree planted. The acorns shall be planted at the same time as and within the watering zone of each mitigation tree.

133. All replacement trees shall be planted on native undisturbed soil and shall be the same species of oak (*Quercus sp.*) as the removed tree. The location of the replacement tree shall be in the vicinity of other oak trees of the same species. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

134. When replacement trees are planted on disturbed soil or are not in the vicinity of the same species of oak (*Quercus sp.*) as the removed tree, planting shall incorporate a mycorrhizal product, either as amendment or in the first two irrigations or watering of planted trees (i.e. "mycorrhizaROOTS" or similar product) in accordance with the label's directions. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

135. If any oak tree grows into ordinance size during the duration of this permit, removals, encroachments or any additional impacts shall be inclusive within this permit to ensure proper mitigation.

    In addition to the work expressly allowed by this permit, remedial pruning intended to ensure the continued health of a protected oak tree or to improve its appearance or structure may be performed. Such pruning shall include the removal of deadwood and stubs and medium pruning of branches to two inches in diameter or less in accordance with the guidelines published by the National Arborist Association. Copies of these guidelines are available from the Forestry Division of the County of Los Angeles Fire Department. In no case shall more than 20 percent of the tree canopy of any one tree be removed.

136. Except as otherwise expressly authorized by this grant, any remaining oak trees shall be maintained in accordance with the principles set forth in the publication, "Oak Trees: Care and Maintenance", prepared by the Forestry Division of the County of Los Angeles Fire Department. A copy of the publication is enclosed with these conditions.

137. The Permittee shall comply with all conditions and requirements contained in the County Forester and Fire Warden, Forestry Division, letter dated January 24, 2017 (attached hereto), to the satisfaction of said Division, except as otherwise required by said Division.

**Attachments:**

County Forester's Letter dated January 24, 2017
Oak Trees: Care and Maintenance Guide

Fire Department letter dated February 22, 2017

Department of Public Health letter dated February 23, 2017

Implementation Monitoring Program (IMP)

Mitigation Monitoring Reporting Program (MMRP)

Tonnage Capacity Breakdown Table

Table for Fee Structures

Table for Monitoring Requirement and Frequency

## IMPLEMENTATION AND MONITORING PROGRAM

## CHIQUITA CANYON LANDFILL EXPANSION
## Attachment to the Conditions of Approval for Conditional Use Permit Number 200400042

PURPOSE. This implementation and monitoring program ("IMP") is intended to implement and ensure compliance with the conditions of Project No. R2004-00559 and its associated permits Conditional Use Permit No. 200400042 and Oak Tree Permit No. 201500007 ("Grant") and to complement the enforcement and monitoring programs routinely administered by County agencies and non-county public agencies during the life of the Grant. Unless otherwise defined in this IMP, terms herein shall have the same meaning as in the Conditions of Approval for the Grant.

PART I — LANDFILL ELEVATIONS. The following measures shall be carried out to monitor compliance with Condition Nos. 10, 23, 34, 35, 37, 40, 47, 49 and 84 of this Grant, which establish the Limits of Fill.

A. Before commencing expansion of the Landfill beyond the limits established by Conditional Use Permit No. 89-081, the Permittee shall install survey monuments around the perimeter of the Landfill, as depicted on Exhibit "A" and as established by the limits of Condition No. 27.

The specific spacing, location, and characteristics of the survey monuments shall be as specified by the Director of Public Works and shall be at points where they will not be subject to disturbance of Landfill development.

The survey monuments shall be inspected and approved by the Director of Public Works after installation, and the "as installed" plan shall be provided to the Director of Public Works.

Not less than 60 or more than 90 days before the deadline for the annual monitoring report required by Part XII of this IMP, the Permittee shall cause a licensed surveyor or registered civil engineer to conduct a survey of the Landfill's elevations and submit the results to the Director of Public Works for approval. Additional elevation surveys shall also be conducted by either of these professionals under the following circumstances: 1) in the event of an earthquake of magnitude (Richter) 5.0 or greater in the vicinity of the Facility; 2) as directed by the Director of Public Works as he or she deems necessary to monitor compliance with the conditions of approval of the Grant; or 3) upon completion of the Landfill's final fill design.

The Director of Public Works may also conduct or order on-site surveys as he or she deems necessary and shall promptly report any apparent violation revealed by the survey to the Director of the Department and the

DPH.

B. If the Director of Public Works approves grading or other disturbance in areas outside the Limits of Fill shown on Exhibit "A" pursuant to Condition No. 49 of the Grant, Public Works shall provide a copy of such approval to the Director of the Department.

PART II — WASTE PLAN CONFORMANCE. The provisions of this Part II are intended to ensure compliance with the provisions of Condition Nos. 21, 22, 23, 24, 25, 26, 41 and 42 of the Grant, and to conform Landfill operations with the Los Angeles County Countywide Integrated Waste Management Plan adopted pursuant to Division 30 of the Public Resources Code.

A. The Permittee shall ensure the proper installation and maintenance of scales to verify the weight of Solid Waste received, disposed of, used for Beneficial Use Materials at the Facility, and/or otherwise diverted and sent off-site for further handling and/or processing. The Permittee shall maintain records necessary to document the following: (1) the aforementioned weights and their origin; (2) compliance with waste restrictions imposed pursuant to the conditions of the Grant; and (3) the fees charged for disposal at the Facility.

B. All records shall be available for inspection by DPH, Public Works, the Department, and the Treasurer and Tax Collector during normal business hours, and shall be forwarded to such agencies upon request.

PART III – DATA COLLECTION AND REPORTING. The provisions of this Part III are intended to enhance the continuing oversight of Landfill operations by reporting the materials received and disposed at the facility to the County per the following.

A. **Monthly.** Within 30 days after the end of each calendar month, Permittee shall submit the Monthly Report for that calendar month to Public Works in a form and manner determined by the Director of Public Works, including the following information:

a. The total number of commercial premises, multifamily premises, and residential premises, respectively, at which Permittee provided for regularly scheduled of Household Hazardous Waste collection or other measurement requested by County concerning these items;

b. The respective total quantities of:

i. Solid waste (in tons), Recyclables (in tons), and any green waste and other compostable organic materials (in tons or, if not weighed at the Solid Waste Facility where it is delivered, in tons); and Beneficial Use material (in tons or measure approved by the Director of the Department of Public Works)

received by Permittee;

ii. Materials recovered from those Recyclables, abandoned waste (such as Certified Electronic Device (CED) or E-waste) and residual Solid Waste remaining after processing of Recyclables;

c. The final destination of that residual Solid Waste;

d. Where Permittee delivered those Recyclables; and

e. Materials processed at the composting facility.

f. The estimated number of holiday trees, and biomass received by Permittee and their final destination;

g. Using reasonable business efforts, the estimated number and tons of bulky items, E-waste, and CEDs collected by Permittee (such as major appliances/white goods and metallic discards, used tires and other Solid Waste recovered by Permittee during any annual cleanup campaigns), and final destination thereof;

h. The collection route maps and schedule for the entire service area, if any map or schedule has changed during the prior month;

i. Any other information compiled from records or formatting of that information requested by the Director of Public Works;

j. Number of vehicle loads of all vehicles coming to the facility; and

k. Records of material received and processed at the composting facility.

PART IV — WASTE ORIGIN DATA ACCURACY. The provisions of this Part IV are intended to ensure compliance with the provisions of Condition No.21 of the Grant. The Permittee shall adopt measures at the Facility to ensure the accuracy of the Solid Waste quantity allocated to County unincorporated areas and each of the cities from which waste is collected. These measures shall also ensure the accuracy of determining the waste attributable to the Santa Clarita Valley Area and Los Angeles County for purposes of complying with Condition No. 114 of the Grant. These measures shall become effective within 90 days after the Effective Date. Under these

measures:

A. The Permittee shall require written and verifiable documentation on source jurisdiction(s) and site address(es) where the Solid Waste is generated for loads from waste hauling industry customers ("Direct Haul Loads"), and written and verifiable documentation on source jurisdiction(s) for loads from transfer/processing facilities ("Transfer/Processing Loads"), the documentation of which shall be in a form developed by Public Works and distributed by the Permittee to its customers;

B. The Permittee shall exempt from such documentation all customers tendering a minimum load, defined as a load having a net weight of less than one ton. However, such customers shall be required to verbally state the source of their loads; and the Permittee shall record this information for its records and include in its reports;

C. The Permittee shall investigate and verify the accuracy of all documentation provided for Direct Haul Loads;

D. The Permittee shall forward all documentation for Transfer/Processing Loads to Public Works for review and verification;

E. The Permittee shall forward all source of origin documentation for Direct Haul Loads from Solid Waste enterprises/waste haulers owned and operated by the Permittee or its subsidiaries to Public Works for review and verification;

F. The Permittee shall impose a fee in an amount to be determined by the Permittee in consultation with Public Works on Direct Haul Loads and self-haul loads that are tendered at the Facility without the required written documentation. The fee shall be non-refundable and shall offset the Permittee's cost to track non-complying loads and to follow-up with the customers involved;

G. If the Director of Public Works determines that a Solid Waste enterprise, waste hauler, and/or Transfer/Processing operator has failed to substantiate the origin of the Solid Waste Public Works shall notify and direct the Permittee to impose a non-refundable penalty of $5.00 per ton of waste whose origin the solid waste enterprise, waste hauler, or Transfer/Processing operator has failed to substantiate for that reporting period, which reporting period shall not exceed one month. The Permittee shall be responsible for collecting the fine and submitting it to Public Works within 60 days following such notification. The fines received by Public Works shall offset the cost of administering the waste origin verification program and of implementing other programs to mitigate any costs or penalties the County incur under the California Integrated Waste Management Act of 1989, as amended, from such misallocation;

H. Unless otherwise approved by the Director of Public Works, the Permittee shall suspend the disposal privileges of customers who fail to provide the written documentation required by this Part IV within 14 calendar days following the tendering of an applicable load at the Facility, or of those customers who provide false, misleading, or inaccurate written documentation. Each suspension shall last up to 60 days;

I. The Permittee shall extend the suspension period set forth above and in appropriate circumstances terminate the customer's disposal privileges for Transfer/Processing operators or waste haulers that repeatedly fail to substantiate the origin of their waste loads as required in this Part IV, or who fail to pay the required penalties;

J. The Permittee shall provide a procedure for its customers to appeal the suspension to the Permittee, the Director of Public Works, or their designees, pursuant to this Part IV and for immediate reinstatement of such privileges if the appeal is successful; and

K. If the Permittee or the Director of Public Works determines that the origin of a waste load has been incorrectly reported, the Permittee shall correct the data submitted to the disposal reporting system to ensure its accuracy.

Prior to the implementation of the above measures, the Permittee shall, subject to the approval of the Director of Public Works, develop a waste origin verification and reporting program to include, but not be limited to, an outreach program to educate all customers of the Facility regarding the need to provide waste origin information, the requirements of the measures adopted pursuant to this Part IV, and an explanation of the consequences for failure to comply with the measures. After the effective date of the adopted measures, the Permittee shall provide a 90-day grace period to its customers prior to taking any enforcement action to provide time for customer education on these measures. Based on the initial results obtained from the verification and reporting program, these measures may be amended or modified by the Director of Public Works. The Director of Public Works shall have the discretion to terminate the verification and reporting program at any time.

Twice monthly, the Permittee shall submit the results of the verification and reporting program to the Director of Public Works, along with any other written documentation on the waste load transactions at the Facility.

PART V — HAZARDOUS WASTE EXCLUSION. This Part V ensures compliance with Condition No. 46 of the Grant regarding the exclusion of liquid, radioactive and hazardous waste from the Facility.

The Permittee shall maintain a comprehensive waste load checking program which shall require that:

A. All waste hauling vehicles shall be screened at the scales with a

radiation detector device, acceptable to DPH, for the presence of radioactive materials;

B. Sensors capable of detecting volatile organic compounds acceptable to DPH shall be available at the Facility and used as directed by DPH;

D. The scale operator shall question all drivers of suspect loads as to the source and nature of the loads, and shall inspect for contamination all large loads of earth brought into the Facility from areas not known to be free of contamination; The Landfill's Working Face areas shall be continuously inspected for hazardous and liquid waste, medical waste, and radioactive waste/materials. This inspection shall be accomplished by equipment operators and spotters who have been trained through an inspection program approved by DPH;

E. Unless otherwise specified by DPH or Public Works, the Permittee shall conduct at least six manual inspections of randomly selected incoming loads each operating day, for a minimum of 36 inspections per week. In addition, the Permittee shall conduct a series of twelve, intensive unannounced manual inspections of loads over a twelve-month period during the life of the Grant; and

F. If on the basis of above-described inspections, DPH or Public Works (?) determines that significant amounts of prohibited waste are entering the Facility, DPH or Public Works may require an expanded inspection program, which may include additional, unannounced manual inspections.

PART VI — PROHIBITED MATERIALS. This Part VI ensures compliance with Condition Nos. 46, 47, and 48 of the Grant regarding the prohibited materials at the Facility.

The Permittee shall not receive, process, or dispose any of the prohibited waste at the Facility per the followings:

A. Automobile shredder waste;

B. Biosolid; Sludge or sewage sludge, as specified in the California Code of Regulations, Title 27, Division 2, Chapter 3, Article 1, Section 20690(b)(4), and any amendments thereto;

C. Incinerator ash; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste, as defined in Title 27, Section 20164 of the California Code of Regulations; and

D. Waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation

of waters in the State, as determined by the RWQCB.

The Permittee shall implement a comprehensive Waste Load Checking Program, approved by Public Works and DPH to preclude disposal of prohibited waste at the Landfill.

PART VII — INDEMNIFICATION AGREEMENT. Prior to the Effective Date, the Permittee shall enter into an agreement with the County to indemnify the County for any damages to public property which may result from Landfill operations and for any liability, loss, or expense incurred by the county as a result of its issuance of the Grant of the Permittee's violation thereof, or for any expense which may be incurred by the County in performing any on- and/or off-site remedial work necessitated by the Permittee's failure to operate or maintain the Facility at a level acceptable to the Director of Public Works or DHP, or for the Permittee's failure to perform any of this work in a timely manner, including but not limited to, work related to the Environmental Protection and Control Systems, litter and dust control, noise control, vector control, and maintenance of slopes. The standards for operation and maintenance shall be as established by the provisions of the Grant and all applicable laws and implementing regulations.

To secure performance of the agreement, the Permittee shall tender to the Director of Public Works a letter of credit or other security acceptable to the County in the amount of $10 million.

The security shall be in addition to any and all other security required by federal, state and local law, regulations and permits, including the security requirements of the Grant and of the State landfill closure regulations.

PART VIII — BIOLOGICAL/HORTICULTURAL MONITORING. This Part VIII is intended to promote compliance with the provisions of Condition Nos. 59 and 560of the Grant concerning on-site planting, revegetation, and maintenance.

A. On or before the Effective Date of the Grant, the Permittee shall retain a horticulture/forester consultant to supervise the on- and off-site slope planting and oak tree mitigation programs required by the Grant and this IMP. The consultant shall be approved by the County Forester.

   This consultant shall have the requisite education, training, experience, and professional standing to carry out the specific requirements of the position, as evidenced by appropriate licensing, registration and/or academic standing in the field of horticulture/forestry.

B. In addition to the horticulture/forester consultant, prior to the Effective Date of the Grant, the Permittee shall retain the services of a biology consultant, whose duties shall include: (a) the ongoing review of any updated listings of threatened and endangered species contained in the Federal Register for purposes of determining whether species existing at the Facility have been re-classified with a "Category 1" status; (b) notification of the Department of any change in status of any such

species; and (c) participating in the revegetation program adopted for the Landfill.

This consultant shall have the requisite education, training, experience and professional standing to carry out the specific requirements of the position, as evidenced by appropriate licensing, registration and/or academic standing in the field of biology.

C. If any retained consultant pursuant to this Part VIII terminates employment at any time during the life of the Grant, including during the Post Closure Maintenance Period, a replacement consultant shall be retained and approved as provided in this Part VIII.

The Permittee shall create and maintain adequate records to track fill areas in accordance with the California Regional Water Quality Control Board requirements. These records shall indicate fill areas transferred to an inactive status which are potentially subject to the vegetation requirements in Condition Nos. 59 and 60. The Permittee shall make copies of such records available to the horticulture/forester consultant, DPH, the County Forester, and other interested regulatory agencies, when a Landfill area becomes inactive.

PART IX — ARCHEOLOGICAL/PALEONTOLOGICAL MONITORING. The Permittee shall implement the monitoring program described in this Part IX to conserve archaeological and paleontological resources as required by Condition No. 93 of the Grant.

A. Before commencing grading activities in previously undisturbed areas, the Permittee shall nominate to the Director of the Department, both a certified archaeologist and a qualified paleontologist from the Society of Professional Archaeologists which the Permittee intends to retain to perform the monitoring and conservation work required by this Part IX and Condition No. 93 of the Grant. If approved by the Director of the Department, the archaeologist and paleontologist shall both submit a letter to the Director of the Department stating that he/she has been retained to perform or supervise the work described herein, and that he/she agrees to report any failure of compliance with the Grant or this Part IX to the Director.

B. The archaeologist and the paleontologist shall each submit a written report to the Permittee to be included in the Permittee's annual monitoring report required by Part XIII of this IMP for as long as on-site excavation activity continues at the Facility.

C. If either the archaeologist or paleontologist terminates employment before completion of the excavation work associated with the Facility, a replacement expert shall be selected, approved, retained and certified as described in this Part IX.

PART X — ANCILLARY FACILITIES. This Part X is intended to enhance compliance

with Condition No. 24 of the Grant concerning the Ancillary Facilities at the Facility, and to verify that such Ancillary Facilities are consistent with the other conditions of the Grant and with the provisions of Title 22 of the Los Angeles County Code ("County Zoning Ordinance").

Before commencing development or obtaining a building permit for any Ancillary Facility, the Permittee shall submit to the Director of the Department a site plan for such Ancillary Facility. The plan shall be in sufficient detail to establish compliance with the conditions of the Grant and with the standards of the County Zoning Ordinance, including the provisions relating to the development and maintenance of parking, screening and signs, as set forth in Chapter 52 of the County Zoning Ordinance.

PART XI — COMMUNITY ADVISORY COMMITTEE. The Community Advisory Committee ("CAC"), appointed by the Board in connection with the previous Conditional Use Permit No. 89-081-(5) shall continue to serve as a liaison between the Permittee and the community, and as a conduit for the community to communicate with the Commission and other regulatory agencies on an ongoing basis regarding issues involving the development and operation of the Facility. The CAC shall be composed of persons who reside in the vicinity of the Facility and who are recommended by recognized community and neighborhood associations. The Fifth Supervisorial District shall also appoint a representative to serve as a coordinator for the CAC and shall appoint a member.

For the life of the Grant, the Permittee shall continue to do the following regarding the CAC:

A. Provide qualified personnel to regularly attend CAC meetings;

B. Provide the CAC reasonable access to the Facility and information concerning Landfill operations necessary for the CAC to perform its functions;

C. Provide accommodations for CAC meetings; and

D. Provide funding, not to exceed $20,000 per annum, for the CAC to retain independent consultants for CAC-related matters; provided that all consultants shall have the requisite education, training, and experience to undertake the work and shall have no conflict of interest with the Permittee or any member of the CAC.

The CAC shall be provided access to all reports submitted by the Permittee to any and all regulatory agencies required under the Grant, including the annual monitoring report required by Part XII of this IMP. The Permittee shall also consult the CAC on planning matters that could affect the physical development or future use of the Facility.

PART XII — ANNUAL MONITORING REPORTS. This Part XII is intended to enhance the continuing oversight of Landfill operations and to supplement the routine enforcement activities of the various regulatory agencies having jurisdiction over the

development, operation, and maintenance of the Facility.

A. By March 1 of each year until the Landfill's Closure, the Permittee shall prepare and submit annual monitoring reports to the Commission and Technical Advisory Committee (which is described in Part XIV of this IMP). At least 90 days prior to that date, draft copies of the report shall be submitted to the following entities for review and comment:

1. DPH;

2. Director of the Department;

3. Director of Public Works;

4. Los Angeles County Forester and Fire Warden;

5. Regional Water Quality Control Board-Los Angeles Region;

6. South Coast Air Quality Management District;

7. County Museum of Natural History; and

8. Community Advisory Committee;

The draft submittal to the above-referenced entities shall include a request that comments be sent to the Permittee within 30 days of receipt of the draft report, but no later than 30 days prior to the deadline for the final report. The Permittee shall provide documentation and certification to the Director of the Department that the draft reports have been submitted to these entities and the agencies comments and proposal revisions have been fully incorporated in to the final report.

The Permittee shall respond to each comment received by these entities and shall include every comment and response with the final report submitted to the Commission and the Technical Advisory Committee. A copy of the final report shall be provided to the local county library and posted on the Permittee's website.

Upon receipt of the monitoring report, the Commission and Technical Advisory Committee may request the Permittee to submit additional information as it deems necessary to carry out the purposes of this IMP.

B. Each monitoring report shall contain, at a minimum, the following:

1. A cumulative total of all Solid Waste disposed of at the Landfill, the percent of total available capacity used, the remaining disposal capacity in volume and in tons, and a detailed site map/plan showing the sequence of Landfill operations;

2. A copy (which may be reduced and simplified to fit the report format) of the most recent approved Landfill survey (as required in Part I of this IMP) showing the Limits of the Fill and the height

and extent of the current fill;

3. The achieved ratio of weight to volume of Solid Waste disposed of at the Landfill and a comparison of that ratio with the ratio achieved at comparable landfills in the County, with an explanation of any significant deviation;

4. A summary table of the rates (quantity per month and per calendar year) of materials received, disposed of, used for Beneficial Use Materials at the Facility, and/or otherwise diverted and/or sent off-site for further handling/processing, for the period established by the Director of Public Works, or from the last monitoring report, in sufficient detail to explain significant changes and variations of the rates over time;

5. A summary of the measures taken by the Permittee to divert and recycle materials at the Facility, how the measures compare with waste management plans adopted by the County and various cities, and the overall effectiveness of such measures in achieving the intent of the Grant and the County's waste management plans;

6. A summary of the number and character of litter, noise, fugitive dust, and odor complaints received in the reporting period, the disposition of such complaints, and any new or additional measures taken to address or avoid future complaints;

7. A detailed accounting of any and all citations, notices of violation, or equivalent the Facility received from any regulatory agency for violations in operating the Facility (including violations related to litter, odor, fugitive dust, noise, Landfill gas, or other Environmental Protection and Control Systems), the disposition of the citations, and the penalties assessed and fees paid;

8. A report on all interim and final fill revegetation, including an assessment of the success of such revegetation and any additional measures necessary or proposed to effect successful revegetation;

9. The archaeological and paleontological reports required in Part XII;

10. A summary of the measures taken by the Permittee to promote and implement alternative technologies most appropriate for Southern California from an environmental and economic perspective, as required by Condition No. 116 and 123 of the Grant;

11. A summary of the measures taken by the Permittee to maintain roads and to develop transportation improvements in the surrounding areas of the Facility, as required by Condition No. 118

and 77 of the Grant;

12. A summary of the measures taken by the Permittee to minimize truck traffic at the Facility as required by Condition Nos. 44, 73-79 of the Grant;

13. A summary of the measures taken by the Permittee to control and mitigate odor nuisance generated by the Facility, including measures taken to mitigate odor generated from incoming waste hauling trucks/customers, working face areas, and landfill gas;

14. A summary of the measures taken by the Permittee to ensure effectiveness and adequacy of its landfill gas collection and management system, and to utilize Landfill gas to generate energy at the Facility as required by Condition No. 62 of the Grant; and

15. A summary table of compliance status showing the status of compliance of each condition of approval, this IMP and MMRP. The table shall be in a format specified by the Director of Public Works in consultation with the TAC.

C. Nothing in this Part XII shall be construed in any way to limit the authority of a Hearing Officer, the Commission, or the Board to initiate any proceeding to revoke or modify the Grant as provided in Condition No. 18 of the Grant or under Part 13, Chapter 56, of the County Zoning Ordinance.

PART XIII — COMPENSATION. The Permittee shall compensate all involved County departments for the expenses incurred in the administration of the Grant, including the administration of this IMP and the MMRP in the project's supporting environmental documentation, not otherwise covered by the fees paid for administration of the SWFP for the Facility. Such compensation shall be computed using the actual hours expended multiplied by the most current applicable hourly rates available at the time that the expenses are incurred, as approved by the County Auditor-Controller, including costs of personnel, equipment, and transportation costs.

PART XIV — TECHNICAL ADVISORY COMMITTEE ("TAC"). A committee of County departments, chaired by the Director of the Department or his/her designee, shall be established for the purpose of reviewing, coordinating, and certifying the satisfactory implementation and/or completion of the plans, permits, and/or agreements required and/or authorized by the Grant, including the implementation and/or completion of the Conditions of Approval, this IMP, and the MMRP.

A. Composition. The TAC shall be composed of representative(s) of the following County departments, and other County departments on an as-needed basis as determined by the Director:

1. DPH;

2. The Department;

3. Public Works; and

4. The Forester and Fire Warden.

B. Meeting/Purposes. The TAC shall meet at least twice a year to ensure the purposes of the conditions of the Grant are satisfied and to ensure compliance with the approvals and regulations of State and Federal agencies that regulate and permit the Facility. One of TAC's annual meetings shall be conducted to review the annual report submitted by the Permittee as required by Part XII of this IMP and to certify that all requirements of the conditions of the Grant have been met as reflected in the annual report. The TAC shall review specific requests from the CAC regarding compliance with the Grant.

In addition to any other TAC requirement of this Part XIV, the TAC shall determine compliance with the Grant: 1) within six months after the Effective Date; 2) prior to the Permittee's development of the Household Hazardous Waste Collection Facility, Conversion Technology, and Composting Facility Project (excluding final approval of plans, permits and agreements); and/or 3) prior to the Permittee's commencement of the Closure process. The TAC shall meet for this purpose and if all of the conditions and requirements of the Grant have been met for purposes of commencing any of these phases of the project, the TAC shall certify compliance.

C. Access to the Facility and Information. The Permittee shall provide access to the TAC and its independent consultant(s) to all areas of the Facility during normal hours of operation and shall respond to all information requests from the TAC and its independent Consultant(s) in a timely manner as specified by the TAC regarding compliance with the conditions of the Grant and the MMRP.

D. The Permittee may appeal an adverse determination of the TAC to the Director of the Department, whose decision shall be final.

E. Upon the effective date of the Grant, the Director of the Department or the Director of Public Works, in consultation with the TAC shall retain the services of an independent engineering consultant to monitor any and/or all of the Conditions of approval and mitigation measures throughout the life of the Grant. The Permittee shall pay all costs for the independent consultant within 30 days of receiving the invoice for the consultant's services.

The independent consultant shall perform inspections of all activities at the Facility in accordance with the conditions of approval, at least once a month, and at other frequency deemed necessary by the Director of Public Works to perform monitoring, evaluation, and other tasks necessary to

implement the requirements of the conditions of approval of the Grant. The independent consultant shall prepare and submit its quarterly report to the Director of Public Works with copies to the TAC, the CAC and other interested community representatives or groups. The Director of Public Works shall review the report and make recommendations to the Department for necessary enforcement actions in accordance with Condition 18 of the Grant.

Part XV – PERIODIC REVIEW.

A. In accordance with Condition No. 35 of the Conditional Use Permit, a Periodic Review shall be initiated before the 10th anniversary of the effective date of the Grant and again before the 20th anniversary of the effective date of this grant. The purpose of the Periodic Reviews is to consider new or changed circumstances, such as physical development near the Project Site, improved technological innovations in environmental protection and control systems, and other best management practices that might significantly improve the operations of the Facility, and to determine if any changes to the facility operations and IMP are warranted based on the changed circumstances. To initiate the Periodic Review the Permittee shall submit for review a permit requirement compliance study which details the status of the Permittee's compliance with the conditions of approval of this grant. Additionally, an updated Closure Plan and Post-Closure Maintenance Plan shall be submitted to the Department and the TAC for review at this time, as well as the comprehensive waste disposal study referred to in Condition No. 103 of the Conditional Use Permit, and any other information that is deemed necessary by the Department to ensure that the landfill operations are operating as efficiently and effectively as possible and that any potential adverse impacts are minimized, and that the Facility is not causing adverse impacts or nuisance in the surrounding communities.

B. The cost of the Periodic Reviews shall be borne by the Permittee and is to be paid through the draw-down account referred to in Condition No. 122a. For each Periodic Review, a report based on the latest information shall be made to the Hearing Officer by Department staff at a public hearing pursuant to Part 4 of Chapter 22.60 of the County Code. Each report shall include a review of the performance of the landfill and recommendations for any actions to be taken if found necessary. Such actions may include changes or modifications to the IMP, including any measures necessary to ensure that the landfill will continue to operate in a safe and effective manner and the landfill closure will be accomplished timely and effectively. The decision of the Hearing Officer on the Periodic Review may be appealed to the

Regional Planning Commission. The decision of the Regional Planning Commission shall be final.

| Summary of Fee Structure For Chiquita Canyon Landfill Expansion Project | | |
|---|---|---|
| **CUP Condition No./IMP No.** | **Fee / Fund Type** | **Fees** |
| 17 | Mitigation and Monitoring Fund | $10,000 (initial deposit, refillable if balance is below 80%) |
| 111 | Net Tipping Fee | See Note 1 |
| 112 | Waste Diversion Program Fund | $0.25+CPI/ton |
| 113 | Illegal Dumping Prevention Programs | $0.10+CPI/ton |
| 114 | Out-of-Area Fee | Variable Out-of -Santa Clarita Valley Fee ($2.00-$8.00/ton) and Out-of-County Fee ($10.00/ton) |
| 116 | Countywide Siting Element/Alternative Technology Development | $200,000/yr<br>Not to exceed $3 million total |
| 117 | Natural Habitat and Park Development Fund | $1.00+CPI/ton |
| 118 | Traffic Mitigation & Enhancement Fee | $1.00+CPI/ton |
| 119 | Planning Studies Fee | $81,000 every other year |
| 120 | Community Benefit & Enviromental & Educational Fund | $1.00+CPI/ton |
| 121 | HHW/E-Waste Collection Fund | $100,000+CPI/event<br>10 events per year |
| 122 | Routine Monitoring and Inspection Funds | $20,000 initial deposit for inspection ( refillable if balance is below 80%) |
| | | $50,000 initial deposit for incidental expenses ( refillable if balance is below 80%) |
| IMP Part XI | Community Advisory Committee (CAC) | $20,000/yr |

Note 1: Quarterly fee equal to 10% of the sum of the following: (a) the net tipping fees collected at the Facility, (b) the revenue generated from the sale of Landfill gas at the Facility, less any federal, state, or local fees or taxes included in such revenue, and (c) the revenue generated by any other activity at the Facility, less any federal, state, or local fees or taxes included in such revenue.

| Tonnage Breakdown | | | | |
|---|---|---|---|---|
| **Description** | **Daily Average Capacity (ton/day-6)** | **Daily Maximum Tonnage (tons/day)** | **Weekly Maximum Tonnage** | **Yearly Maximum Tonnage** |
| **Solid Waste** | 5,000 | any combination | 30,000 | 1,400,000 |
| **Beneficial Use/Composting** | 1,730 | any combination | 20,000 | 700,000 |
| **Total** | **6,730** | **12,000** | 50,000 | 2,100,000 |

**Note:** Daily Average Capacity is based on the Yearly Maximum Tonnage and 312 days of operations.

## Chiquita Canyon Landfill IMP/CUP Monitoring Reports Due Dates

| Item Number | Type of Review/Report | Responsible Monitoring Agency | Frequency | Purpose |
|---|---|---|---|---|
| IMP PART I-A | Annual Monitoring Report | DPW | Once a Year (prior to use of the CUP and annually thereafter, March 1st) | Survey Monuments |
| IMP PART XII-A | Annual Monitoring Report Draft | DRP | Once a Year (90 days prior to March 1st) | To enhance the continuing oversight of Landfill operations |
| IMP PART XII-A | Annual Monitoring Report | DRP | Once a Year (due March 1st) | To Provide oversight of Landfill operations, activities, and maintenance of the facility |
| CUP-16 | Annual Mitigation Monitoring | DRP | Once a Year (Due July 1st) | To depict the status of the Permittee's compliance with the required measures |
| CUP-35 | Periodic Review | DRP | On the 10th and 20th anniversary of the effective date of the new CUP | To allow Regional Planning Commission and TAC to review the studies submitted by the Permittee and issue a Finding of Fact and potentially approve changes to the IMP |

COUNTY OF LOS ANGELES
Public Health

BARBARA FERRER, Ph.D., M.P.H., M.Ed.
Director

JEFFREY D. GUNZENHAUSER, M.D., M.P.H.
Interim Health Officer

CYNTHIA A. HARDING, M.P.H.
Chief Deputy Director

ANGELO J. BELLOMO, REHS, QEP
Deputy Director for Health Protection

TERRI S. WILLIAMS, REHS
Director of Environmental Health

BRENDA J. LOPEZ, REHS
Assistant Director of Environmental Health

5050 Commerce Drive
Baldwin Park, California 91706
TEL (626) 430-5100 • FAX (626) 813-3000
www.publichealth.lacounty.gov

BOARD OF SUPERVISORS

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First District

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Kathryn Barger
Fifth District

February 23, 2017 **REVISED REPORT**

TO: Richard Claghorn
Principal Regional Planning Assistant
Department of Regional Planning

FROM: Jeanne Biehler, REHS
Environmental Health Division
Department of Public Health

**SUBJECT: CUP CONSULTATION**
**PROJECT NO. R2004-00559**
**Chiquita Canyon Landfill**
**29201 Henry Mayo Drive, Valencia**

☒ Public Health recommends approval of this CUP.
☐ Public Health does **NOT** recommend approval of this CUP.

The Department of Public Health has reviewed the information provided for the project identified above. The project proposal is to provide additional disposal capacity to help meet the critical waste management needs of the greater Los Angeles area.

The Department recommends approval of the CUP at this time, contingent upon all requirements of the Drinking Water Program being adequately addressed at the Building Permit stage as detailed in the Drinking Water Program section, below.

## Solid Waste Management Program

**The Solid Waste Management Program recommends approval of the CUP.**

The Solid Waste Management Program acting as the Local Enforcement Agency (LEA) for Chiquita Canyon Landfill has met with the project applicant group, and is in agreement with responses that will be provided in the Final Environmental Impact Report.

Should you have any questions or comments regarding the above statement, please feel free to contact Ms. Dorcas Hanson-Lugo at 626 430-5540 or at dlugo@ph.lacounty.gov.

**Drinking Water Program**

**The Drinking Water Program recommends approval of this CUP upon the satisfaction of conditions contained herein at the Building Permit stage:**

The Drinking Water Program has reviewed the additional information, responses and Water Supply Assessments (WSA) regarding the Chiquita Canyon Landfill Expansion. The WSA addresses the non-potable water supply increase in demand. It does not address the potable water supply demand for the project. Uniform Plumbing Code and State Water Codes specify potable water requirements for the drinking and sanitary facilities on the site. The WSA addresses the 150 AFY of *non-potable* water necessary for the expansion where 93 AFY is currently utilized. The WSA does not include potable water in its assessment but identifies that 100 GPD of potable water is utilized and fulfilled by supplying bottled water.

- As the WSA addresses the non-potable water demand only, please identify an approved safe and reliable source of potable water for the project. Bottled water does meet the demands and practicalities required by the sanitary infrastructure and the minimum safe drinking water standards for the project.
- Section 3363 Chapter 4 California Code of Regulations does not list bottled water as potable water. Section (a) states: "Potable water in adequate supply shall be provided in all places of employment for drinking and washing, and where required by the employer of these orders, for bathing, cooking, washing of food, washing of cooking and eating utensils, and washing of food preparation or processing premises, and personal service rooms," *Et. al.*
- The current description and information presented to this program regarding employee numbers is in excess of 25 persons. This requires the delivery of safe and reliable drinking water from an approved water system that is permitted, regulated and monitored per the California Safe Drinking Water Act for the users of the site. Please note that the reference of the Safe Drinking Water Act does not infer formation of a public water system.
- Please note this department's response is solely focused on the potable source(s) of water.

The Drinking Water Program proffered comments on September 29, 2015 and January 18, 2017. The following comments reflect additional information regarding the particulars for the potable water issues facing the project that will operate as a landfill and workplace for the next 30 years. The applicant must satisfy the following as they apply:

***If there is an intent is to acquire a potable water service connection from the Valencia Water Company:***

- Provide a signed contract, proof of entitlement or will serve letter from the Valencia Water Company that guarantees an uninterruptable *potable* supply of water. If this is attainable, no further requirements are needed.

***The current information provided within the WSA denotes that non-potable water is currently provided by Newhall Land and Farming Company (NLFC) irrigation well. The following only pertains if this well is to be, or can be utilized, for potable purposes. If such a potable option is attainable through the use of the existing NLFC well, it would therefore be subject to the California State Well Standards regarding construction conformance for potable water uses and its relation to the California Safe Drinking Water Act. The following 3 bullet points will be required if this is a solution but it is recognized from the review of information, that this is an unlikely option.***

- Provide the construction details of the well(s) in addition to the California State Well Drillers Completion Report(s) for each well. Each well(s) shall be in conformance to the California State Well Standards.
- Denote well locations and distribution/plumbing system layout in a scaled map that exhibits well locations, valves, taps, pumps, booster pumps, pressure gauging, backflow valving, reservoirs, building connections, dust control irrigation, vegetation irrigation and treatment-disinfection facilities where applicable. Also provide material detail or schedule for the above mentioned system components.
- Provide information or analysis of the California State Title 22 Code of Regulation regarding Primary and Secondary Drinking Water Quality Standards.

***For either option, an accurate assessment regarding potable water demand will need to be identified. Provide the following:***

- Employee, consultant, visitor, customer, contractor, or user of the facility population numbers.
- The number of buildings that require water service for both sanitary and potable purposes.
- Information as to the acquisition of a safe, reliable, regulated and monitored source of water for the sanitary and potable facilities utilized by the transient and non-transient users of the site. This includes visitors, employees, and contractors. The use of the term transient and non-transient does not necessarily denote a requirement to form a public water system.

For questions regarding the above section's comments, please contact Vincent Gallegos or Lusi Mkhitaryan at Drinking Water Program at (626) 430-5420, or via email at vgallegos@ph.lacounty.gov or lmkhitaryan@ph.lacounty.gov.

**Land Use Program**

**The Land Use program recommends approval of the CUP with the conditions stated below:**

The Land Use program is issuing a conceptual approval for the installation of a future OWTS based on the feasibility report submitted by the applicant. This conceptual approval is subjected to the required approval from the Los Angeles Regional Water Quality Control Board prior to this program issuing an approval for the installation of the OWTS at Building Permit phase. Further review will need to be conducted as to size, capacity, etc. when the final design is submitted to this program.

If you have any questions regarding the above section, please contact Michelle Tsiebos at (626) 430-5380 or via e-mail at mtsiebos@ph.lacounty.gov.

**Toxics Epidemiology Program**

**The Toxics Epidemiology Program recommends approval of this CUP with the following recommendations and requirements:**

Staff from Toxics Epidemiology Program has reviewed the documents and plans provided by the applicant. The following comments are presented after the site visit was conducted:

Noise

The noise that will be generated during construction, according to the environmental assessment section of the Initial Study, will not generate any significant impacts on the surrounding sensitive land use. No operational noise impacts are expected. We agree with the initial assessment.

Air Quality

Regarding fugitive dust emissions it is recommended that during the operational phase of the project, dust suppression engineering techniques be applied in order to minimize temporary increase in dust air emissions. Fugitive dust can result in public exposure to fungal spores such as *Coccidioides immitis*, which can cause Coccidiodidomycosis (Valley Fever).

Additional odor mitigation measures should be investigated. Public Health classifies odor complaints as having significant negative health impacts on the public, that is to say that odor is more than a nuisance.

For questions regarding the above section, please contact Robert Vasquez or Evenor Masis at (213) 738-3220 or at rvasquez@ph.lacounty.gov and emasis@ph.lacounty.gov.

For any other questions regarding this report, please feel free to contact me at (626) 430-5382 or at jbiehler@ph.lacounty.gov.

# COUNTY OF LOS ANGELES FIRE DEPARTMENT
## FIRE PREVENTION DIVISION
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783


PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

**REVISED CONDITIONS: Supersedes Fire Dept. Conditions Dated 01/12/2017**

**THE FIRE DEPARTMENT RECOMMENDS THAT THIS PROJECT NOT TO BE APPROVED AT THIS TIME AND NOT TO PROCEED WITH THE PUBLIC HEARING PROCESS. THIS RECOMMENDATION MAYBE CHANGED WHEN ITEMS BELOW HAVE BEEN ADDRESSED.**

### CONDITIONAL USE PERMIT - CORRECTIONS

1. Provide gate detail prior to clearance for public hearing. The gated entrance design with a single access point (ingress and egress) shall provide for a minimum width of 26 feet, clear-to-sky, with all gate hardware is clear of the access way.

2. This property is located within the area described by the Fire Department as "Very High Fire Hazard Severity Zone" (formerly Fire Zone 4). A preliminary "Fuel Modification Plan" shall be submitted and approved prior to clearance to proceed to public hearing.

Submittals to the Fire Department:

1. Provide gate detail prior to clearance for public hearing. The gated entrance design with a single access point (ingress and egress) shall provide for a minimum width of 26 feet, clear-to-sky, with all gate hardware is clear of the access way.

2. Submit the "Preliminary Fuel Modification Plan" to the Fire Department's Fuel Modification prior to clearance to proceed to public hearing. For details, please contact the Department's Fuel Modification Unit which is located at Fire Station 32, 605 North Angeleno Avenue in the City of Azusa CA 91702-2904. They may be reached at (626) 969-5205.

Reviewed by: Wally Collins Date: February 22, 2017

**COUNTY OF LOS ANGELES FIRE DEPARTMENT**
**FIRE PREVENTION DIVISION**
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783

PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

## CONDITIONS OF APPROVAL - ACCESS

1. Fire Apparatus Access Road must be installed and maintained in a serviceable manner prior to and during the time of construction. Fire Code 501.4

2. All fire lanes shall be clear of all encroachments, and shall be maintained in accordance with the Title 32, County of Los Angeles Fire Code.

3. The Fire Apparatus Access Roads and designated fire lanes shall be measured from flow line to flow line.

4. Provide a minimum unobstructed width of 26 feet, exclusive of shoulders and an unobstructed vertical clearance "clear to sky" Fire Apparatus Access Road to within 150 feet of all portions of the exterior walls of the first story of the building, as measured by an approved route around the exterior of the building. Fire Code 503.1.1 & 503.2.2

6. If the Fire Apparatus Access Road is separated by island, provide a minimum unobstructed width of 20 feet, exclusive of shoulders and an unobstructed vertical clearance "clear to sky" Fire Department vehicular access to within 150 feet of all portions of the exterior walls of the first story of the building, as measured by an approved route around the exterior of the building. Fire Code 503.1.1 & 503.2.2

7. The dimensions of the approved Fire Apparatus Access Roads shall be maintained as originally approved by the fire code official. Fire Code 503.2.2.1

8. Dead-end Fire Apparatus Access Roads in excess of 150 feet in length shall be provided with an approved Fire Department turnaround. Fire Code 503.2.5

9. Fire Apparatus Access Roads shall be provided with a 32 foot centerline turning radius. Fire Code 503.2.4

10. A minimum 5 foot wide approved firefighter access walkway leading from the fire department access road to all required openings in the building's exterior walls shall be provided for firefighting and rescue purposes. Fire Code 504.1

Reviewed by: Wally Collins Date: February 22, 2017

11. Approved building address numbers, building numbers or approved building identification shall be provided and maintained so as to be plainly visible and legible from the street fronting the property. The numbers shall contrast with their background, be Arabic numerals or alphabet letters, and be a minimum of 4 inches high with a minimum stroke width of 0.5 inch. Fire Code 505.1

12. Gate Requirements:

    a. When security gates are provided, maintain a minimum access width of the access road. The security gate shall be provided with an approved means of emergency operation, and shall be maintained operational at all times and replaced or repaired when defective. Electric gate operators, where provided, shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F220. Gates shall be of the swinging or sliding type. Construction of gates shall be of materials that allow manual operation by one person. Fire Code 503.6

    b. Gated entrance design with separate access gates for ingress and egress shall provide minimum width of 20 feet, clear-to-sky, for each side.

    c. All locking devices shall comply with the County of Los Angeles Fire Department Regulation 5, Compliance for Installation of Emergency Access Devices.

## CONDITIONS OF APPROVAL – WATER

1. The closest public water system exceeds 2000 feet from the project site. In lieu of a public water system, a water tank is allowed to provide water for fire protection. The size of the water tank and the location of the on-site fire hydrants will be determined during the building plan check process.

2. All fire hydrants shall measure 6"x 4"x 2-1/2" brass or bronze, conforming to current AWWA standard C503 or approved equal, and shall be installed in accordance with the County of Los Angeles Fire Department Regulation 8.

3. All on-site fire hydrants shall be installed a minimum of 25' feet from a structure or protected by a two (2) hour rated firewall. Fire Code Appendix C106

**CONDITIONS OF APPROVAL ACCESS– LANDFILL**
**(Fire Department Regulation 10)**

1. Approved access roads shall be provided and maintained at all times around the dumping areas, and all existing and proposed buildings to access for firefighting equipment as addressed in the Fire Code Section 503.

2. Fire Apparatus Access Roads shall have an unobstructed width not less than 20 feet and an unobstructed vertical clearance clear to the sky.

3. Fire Apparatus Access Road widths may be increased, in the opinion of the chief, when the widths are not adequate enough to provide fire apparatus access. The increase in the fire apparatus access road width may be applied for future buildings.

4. Entrances to roads, trails or other access ways that have been closed with gates and barriers shall not be obstructed by parked vehicles.

5. Weeds, grass and combustible vegetation shall be removed for a distance of 10 feet on both sides of all access roads by rubbish trucks or the public.

**Additional Landfill Requirements:**

1. A firebreak or clearance of al dry weeds and grass shall be provided around the dumping areas. Secondary firebreaks, as required by the Fire Department, shall be provided and maintained in order to prevent the spread of the fire beyond the dump facility. The secondary firebreaks shall be not less than 60 feet in width.

2. The property shall be adequately fenced to prevent entry of unauthorized persons, and gates shall be locked at all times when the facility is not supervised. An attendant shall be on duty when the site is open to the public.

3. **"NO SMOKING"** signs shall be posted on the facility and at all entrances to the facility. Smoking regulations, as required by this Department, will be strictly enforced.

4. Dumping operations shall be carried on in such a manner as to minimize the possibility of fires occurring in the waste material. The waste material which is dumped on the premises shall be immediately mixed with earth, and under no circumstances shall any exposed surface or face of combustible materials be left uncovered at the close of daily operations.

5. Any fire which occurs on the premises shall be reported immediately to the Fire Department and it shall be the responsibility of the operator to immediately extinguish any such fire. A telephone shall be installed for the purpose of notifying the Fire Department in case of fire.

6. Provisions shall be made to control or prevent the blowing of papers or other combustibles water materials into the brush or outside the established dumping areas. The premises shall be kept free of any accumulations of waste combustible materials, which might constitute a fire menace.

## WATER SYSTEM REQUIREMENTS – LANDFILL
## (Fire Department Regulation 10)

1. A water supply shall be provided which meets the Fire Department standards as determined by the Land Development Unit of the Fire Prevention Division.

2. Adequate on-site fire hydrants shall be required per Fire Department standards. The future expansion of the facility should be considered when determining the size and placement of water mains and hydrants.

3. A Class II Standpipe System shall be provided and located within 200 feet of dumping operations and shall have sufficient 1½ -inch hose with a variable-fog nozzle to reach all portions of such operations.

4. In lieu of a Class II standpipe system, the use of water tender trucks may be permitted, provided each truck is equipped with 2½-inch outlets for fire department use.

## FUEL MODIFICATION

1. This property is located within the area described by the Fire Department as the Very High Fire Hazard Severity Zone. A "Preliminary Fuel Modification Plan" shall be submitted and approved prior to public hearing. For details, please contact the Department's Fuel Modification Unit which is located at Fire Station 32, 605 North Angeleno Avenue in the City of Azusa CA 91702-2904. They may be reached at (626) 969-5205.

For any questions regarding the report, please contact FPEA Wally Collins at (323) 890-4243 or at Wally.Collins@fire.lacounty.gov.

Reviewed by: Wally Collins Date: February 22, 2017

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February 13, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL – SUPPORT FOR FULL EXPANSION**

Dear Mr. Dae:

Our waste has to go somewhere. For over four decades, Chiquita Canyon Landfill has proven itself to be a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

As a business owner in Castaic, I am in full support for Chiquita Canyon's expansion plans. The need for, and the benefits of expanding the landfill, are carefully considered and supported by the conclusion in the environmental review documents. We need to be able to handle the waste generated by us in the best way possible and with the lowest impact to the environment. Chiquita meets those needs.

Chiquita has been a significant member and supporter of this community for decades. While no one notices their operations because of the good job they do in being invisible to our community, their positive impact on our community doesn't go without notice. From environmental education programs for our youth to supporting seniors and health families, the Santa Clarita Valley is grateful for all Chiquita does.

Other landfills and regional facilities should follow the lead set by Chiquita Canyon. The County should use Chiquita as a model of how regional operations should be run for the betterment of local communities and the entire County.

I am pleased to support the full expansion project for Chiquita Canyon Landfill.

Sincerely,

Jack Crawfod

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

RECEIVED
2017 FEB 22 PM 12:18

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

Chiquita Canyon Landfill is a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

While the proposed changes include an increased disposal rate and volume, footprint extension, and increased elevation, the expanded landfill will not negatively impact the visual integrity of the area. In addition, Chiquita has practiced due diligence in addressing potential environmental, noise, traffic, and cultural impacts of the expansion and ongoing operation.

Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

RICK VAHL

Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

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Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

Michelle Erwin

Print Name

RECEIVED
2017 FEB 22 PM 12: 18

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

Chiquita Canyon Landfill is a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

While the proposed changes include an increased disposal rate and volume, footprint extension, and increased elevation, the expanded landfill will not negatively impact the visual integrity of the area. In addition, Chiquita has practiced due diligence in addressing potential environmental, noise, traffic, and cultural impacts of the expansion and ongoing operation.

Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

Mary Zaragoza

Print Name

RECEIVED
2017 FEB 16 PM 2:26
DEPT OF REGIONAL PLANNING

February 14, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

I'm writing on behalf of Barney's Electric to voice our company's support of Chiquita Canyon Landfill's Master Plan Revisions, outlined in the Partial Recirculated DEIR. We have worked closely with Chiquita Canyon over the years, providing and servicing their electrical needs. In our experience, Chiquita Canyon has operated in a responsible manner, and the company has demonstrated that it is committed to safely managing the solid waste disposal needs of the region.

While the company has provided an important service to the Santa Clarita Valley and the Los Angeles region for more than four decades, these improvements will help ensure the landfill can continue to meet the needs of the area. Additional plans for green waste processing and composting operations will further Chiquita's commitment to the environment and a sustainable future, adding to their existing 9.2 Mega Watt Clean Energy Facility.

In our experience, the company has been a responsible member of the business community and the larger community. We feel the Master Plan Revision as proposed will help Chiquita Canyon by increasing tonnage and capacity without visually impacting the neighboring area. In addition, there will be additional safety features for vehicles entering and existing the site.

The responsible management of solid waste is key to our growing region, and the expansion and increased disposal rate being proposed for Chiquita Canyon will address this issue for several decades. The Partial Recirculated DEIR document also highlights the fact that this expansion is designed to not cause significant impacts to the region from an environmental or visual standpoint, protecting the overall integrity of the area.

The construction and operation needs of the expanded landfill will also result in additional local jobs, increased tax and fee revenues, and an increased Community Benefits Fund. While an on-site Clean Energy Facility already provides power to nearly 10,000 homes in the area, plans for green waste processing and composting operations and a new household hazardous waste facility will address the evolving needs of the people and live and work in the area.

Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring environmental and related impacts to ensure the Valley's natural resources are protected. The Partial Recirculated DEIR clearly outlines the less-than-significant impacts of the landfill expansion and Master Plan revisions, and the company is accounting for all necessary mitigation to less impacts on the area.

Again, Barney's Electric believes that Chiquita Canyon is a key resource in the region and plays an important role it is overall success. The Master Plan Revision as outlined in the Partial Recirculated DEIR, will better equip the landfill to continue that role as our regional needs increase and evolve.

Sincerely,

Beverly Bercaw
President
Barney's Electric Corp.

cc: Supervisor Kathryn Barger, 5th District

# I SUPPORT THE FULL EXPANSION OF CHIQUITA CANYON LANDFILL

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

Chiquita Canyon Landfill is a model disposal facility and should be fully expanded to meet the needs of Los Angeles County's solid waste disposal demands.

While the proposed changes include an increased disposal rate and volume, footprint extension, and increased elevation, the expanded landfill will not negatively impact the visual integrity of the area. In addition, Chiquita has practiced due diligence in addressing potential environmental, noise, traffic, and cultural impacts of the expansion and ongoing operation.

Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

In addition, the expansion includes a set aside area for a future conversion technology facility.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion of Chiquita Canyon Landfill!

Signature

Beverly Berrow

Print Name

cloudburst MISTING SYSTEMS

Industry Leader Since 1994

RECEIVED
2017 FEB 22 PM 12:18

February 14, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

I'm writing on behalf of Cloudburst Misting Systems to voice our company's support of Chiquita Canyon Landfill's Master Plan Revisions, outlined in the Partial Recirculated DEIR. We have worked closely with Chiquita Canyon over the years, designing and building odor control misting installations. In our experience, Chiquita Canyon has operated in a responsible manner, and the company has demonstrated that it is committed to safely managing the solid waste disposal needs of the region.

While the company has provided an important service to the Santa Clarita Valley and the Los Angeles region for more than four decades, these improvements will help ensure the landfill can continue to meet the needs of the area. Additional plans for green waste processing and composting operations will further Chiquita's commitment to the environment and a sustainable future, adding to their existing 9.2 Mega Watt Clean Energy Facility.

In our experience, the company has been a responsible member of the business community and the larger community. We feel the Master Plan Revision as proposed will help Chiquita Canyon by increasing tonnage and capacity without visually impacting the neighboring area. In addition, there will be additional safety features for vehicles entering and existing the site.

The responsible management of solid waste is key to our growing region, and the expansion and increased disposal rate being proposed for Chiquita Canyon will address this issue for several decades. The Partial Recirculated DEIR document also highlights the fact that this expansion is designed to not cause significant impacts to the region from an environmental or visual standpoint, protecting the overall integrity of the area.

The construction and operation needs of the expanded landfill will also result in additional local jobs, increased tax and fee revenues, and an increased Community Benefits Fund. While an on-site Clean Energy Facility already provides power to nearly 10,000 homes in the area, plans for green waste processing and composting operations and a new household hazardous waste facility will address the evolving needs of the people and live and work in the area.

Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring environmental and related impacts to ensure

707 East Hueneme Road • Oxnard, California USA 93033
805.986.4125 phone • 805.986.4215 fax • www.cloudburst.com

cloudburst MISTING SYSTEMS

Industry Leader
Since 1994

the Valley's natural resources are protected. The Partial Recirculated DEIR clearly outlines the less-than-significant impacts of the landfill expansion and Master Plan revisions, and the company is accounting for all necessary mitigation to less impacts on the area.

Again, Cloudburst Misting Systems believes that Chiquita Canyon is a key resource in the region and plays an important role it is overall success. The Master Plan Revision as outlined in the Partial Recirculated DEIR, will better equip the landfill to continue that role as our regional needs increase and evolve.

Sincerely,

Michael Davis
President
Cloudburst Misting Systems

cc: Supervisor Kathryn Barger, 5th District

707 East Hueneme Road • Oxnard, California USA 93033
805.986.4125 phone • 805.986.4215 fax • www.cloudburst.com

February 13, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL – SUPPORT FOR FULL EXPANSION**

Dear Mr. Dae:

Our waste has to go somewhere. For over four decades, Chiquita Canyon Landfill has proven itself to be a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

As a resident of the Santa Clarita Valley, I am in full support for Chiquita Canyon's expansion plans. The need for, and the benefits of expanding the landfill, are carefully considered and supported by the conclusion in the environmental review documents. We need to be able to handle the waste generated by us in the best way possible and with the lowest impact to the environment. Chiquita meets those needs.

Chiquita Canyon has been a leader in environmental sustainability. They convert landfill gas to clean energy which powers more than 10,000 homes each year. With the expansion they will not only create even more clean energy, but they have set aside space for a potential future conversion technology facility which will help redefine the way we dispose of waste in the future.

A regional waste disposal facility like Chiquita Canyon must go somewhere and we are proud to have such an amazing, good neighbor as Chiquita Canyon.

Chiquita has been a significant member and supporter of this community for decades. While no one notices their operations because of the good job they do in being invisible to our community, their positive impact on our community doesn't go without notice. From environmental education programs for our youth to supporting seniors and health families, the Santa Clarita Valley is grateful for all Chiquita does.

Other landfills and regional facilities should follow the lead set by Chiquita Canyon. The County should use Chiquita as a model of how regional operations should be run for the betterment of local communities and the entire County.

I am pleased to support the full expansion project for Chiquita Canyon Landfill.

Sincerely,

Brian O'Connor

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

February 13, 2017

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County of Los Angeles
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Sincerely,

David Barkow

David Barkow

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Janice Hahn, 4th District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Kathryn Barger, 5th District
Supervisor Sheila Kuehl, 3rd District

February 14, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

I'm writing on behalf of Schwartz Oil Company, Inc. to voice our company's support of Chiquita Canyon Landfill's Master Plan Revisions, outlined in the Partial Recirculated DEIR. We have worked closely with Chiquita Canyon over the years, providing petroleum products. We are a Small Woman Owned Business. In our experience, Chiquita Canyon has operated in a responsible manner, and the company has demonstrated that it is committed to safely managing the solid waste disposal needs of the region.

While the company has provided an important service to the Santa Clarita Valley and the Los Angeles region for more than four decades, these improvements will help ensure the landfill can continue to meet the needs of the area. Additional plans for green waste processing and composting operations will further Chiquita's commitment to the environment and a sustainable future, adding to their existing 9.2 Mega Watt Clean Energy Facility.

In our experience, the company has been a responsible member of the business community and the larger community. We feel the Master Plan Revision as proposed will help Chiquita Canyon by increasing tonnage and capacity without visually impacting the neighboring area. In addition, there will be additional safety features for vehicles entering and existing the site.

The responsible management of solid waste is key to our growing region, and the expansion and increased disposal rate being proposed for Chiquita Canyon will address this issue for several decades. The Partial Recirculated DEIR document also highlights the fact that this expansion is designed to not cause significant impacts to the region from an environmental or visual standpoint, protecting the overall integrity of the area.

The construction and operation needs of the expanded landfill will also result in additional local jobs, increased tax and fee revenues, and an increased Community Benefits Fund. While an on-site Clean Energy Facility already provides power to nearly 10,000 homes in the area, plans for green waste processing and composting operations and a new household hazardous waste facility will address the evolving needs of the people and live and work in the area.

Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring environmental and related impacts to ensure the Valley's natural resources are protected. The Partial Recirculated DEIR clearly outlines the less-than-significant impacts of the landfill expansion and Master Plan revisions, and the company is accounting for all necessary mitigation to less impacts on the area.

Again, Schwartz Oil Company, Inc. believes that Chiquita Canyon is a key resource in the region and plays an important role it is overall success. The Master Plan Revision as outlined in the Partial Recirculated DEIR, will better equip the landfill to continue that role as our regional needs increase and evolve.

Sincerely,

Trudy Emeterio
President
Schwartz Oil Company, Inc.

cc: Supervisor Kathryn Barger, 5th District

Environmental Consultants
and Contractors

3900 Kilroy Airport Way
Suite 100
Long Beach, CA 90806-6816

562 426-9544
FAX 562 427-0805
www.scsengineers.com

**SCS ENGINEERS**

February 10, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

Stearns, Conrad and Schmidt, Consulting Engineers, Inc. ("SCS") submits this letter in connection with Chiquita Canyon Landfill's Master Plan Revisions, outlined in the Partial Re-circulated DEIR. We have worked closely with Chiquita Canyon Landfill over the past twenty years, providing landfill gas operations and maintenance services, including capital construction. Primarily, SCS helps Chiquita Canyon Landfill to operate its gas collection and control system ("GCCS") in accordance with the regulatory limits set forth in its South Coast Air Quality Management District (SCAQMD) air permit. We also support Chiquita Canyon Landfill in operating its energy generator in compliance with its separate SCAQMD air permit. In our experience, Chiquita Canyon Landfill has operated its GCCS and energy generator in a responsible manner, and the company has demonstrated that it is committed to safety. When the inevitable non-compliance with one of the permits has occurred, we consistently have seen the company respond immediately with mitigation measures. In addition, we know Chiquita Canyon Landfill to be an active member of the community, and SCS has participated in several community support events sponsored by the company.

We hope this information assists you with your evaluation of Chiquita Canyon Landfill's Master Plan Revisions as outlined in the Partial Re-circulated DEIR.

Sincerely,

Galen S. Petoyan
Senior Vice President
SCS Engineers

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

February 15, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

As the C.O.O. of a business that employs many employees that live in Los Angeles County, I'm writing you to voice my support of Chiquita Canyon and its proposed Master Plan Revision. The continued operation of Chiquita Canyon is vital to the business operations of my company and the future employment of our drivers.

The name Dispatch Trucking has been recognized as the premier dirt hauling trucking company in Los Angeles County since 1953. Chiquita Canyon offers my company the ability to serve the needs of our local community, local contractor and operates in the best interest of community based business. Comparatively the large landfills owned and operated by big business don't generally offer community based businesses the same opportunities to utilize their facilities at competitive rates.

The competitive rates offered by Chiquita Canyon help keep us keep our local drivers employed. If we lost the ability to utilize Chiquita's facility, our hauling company would be face financial jeopardy, be required to increase our carob foot print and create more traffic due to the distance of the alterative dump site.

Chiquita Canyon has been providing an important service to the homes and businesses in the Santa Clarita Valley and the Los Angeles region for more than four decades. The proposed plans will go far toward ensuring that the landfill can continue to responsibly meet the solid waste needs of the region for another 20-40 years and continue to serve the small hauler businesses throughout the area.

The construction and operation needs of the expanded landfill will also result in additional local jobs, increased tax and fee revenues, and an increased Community Benefits Fund – things which will also benefit local businesses and the region at-large.

My company appreciates and benefits from the services that Chiquita Canyon provides, and we recognize it's important that the company's Master Plan be approved in order to better serve the needs of the region. Chiquita Canyon has been an important part of our business operations and we look forward to our continued partnership with the company.

Sincerely,

John F. Sullivan III
Chief Operating Office
Dispatch Transportation

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

Chiquita Canyon Landfill is a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

While the proposed changes include an increased disposal rate and volume, footprint extension, and increased elevation, the expanded landfill will not negatively impact the visual integrity of the area. In addition, Chiquita has practiced due diligence in addressing potential environmental, noise, traffic, and cultural impacts of the expansion and ongoing operation.

Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!

James Frankian

Signature

JAMES FRANKIAN

Print Name

February 15, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CONDITIONAL USE PERMIT TO AUTHORIZE THE CONTINUED OPERATION AND EXPANSION OF AN EXISTING CLASS III LANDFILL, 29201 HENRY MAYO DRIVE, CASTAIC, CALIFORNIA**

Dear Mr. Dae:

As the co-founder and owner of Innovative Construction Solutions (ICS), a small business operating in California, I'm writing you in support of the proposed Master Plan Revisions at the subject Class III landfill, Chiquita Canyon Landfill (CCL). The continued operation of Chiquita Canyon is vital to the business operations of my company.

ICS was founded in 1999 and provides environmental constructions services across California. Our expertise within this narrow field lies with soil and groundwater remediation. Majority of our soil remediation projects involve excavation and disposal of non-hazardous impacted soil from various sites, mostly in Los Angeles County. CCL has been a critical partner to our business and our top choice for disposal of such soil. CCL's proximity to our project sites, their outstanding service, and most importantly their competitive rates relative to other landfills in the area, have provided ICS the ability to offer our clients with value-add alternatives, turning project from "concept" into reality.

CCL's existing operations and their sustainability (ability to expand) is critical to my business and offers us the ability to serve our clients, thereby the local community, best. Without it, we would lose our competitive advantage and ability to be successful. This would have a direct impact on ICS' business viability, resulting in significant cuts to our workforce. The cascading negative impact to many of the projects that rely on our competitive services, and the workforce needed to drive those projects, would be devastating!

Our business relationship with CCL is vital to the health of my company. As such, I strongly support the proposed Master Plan. When approved, the outcome will benefit my compnay and the local community in a meaningful way.

Please do not hesitate to contact me with any questions.

Sincerely,

Hirad Emadi, P.E.
President
Innovative Construction Solutions

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
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For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!



Signature

JOE HOWE

Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Rich Covington
Signature

Rich Covington
Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

Jesus Gonzalez
Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Rick Kirchhoff

Print Name

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County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Marcus Dufort

Print Name

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County of Los Angeles
Department of Regional Planning
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Los Angeles, California 90012

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Signature

Jolene Brawnwood

Print Name

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Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Print Name

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County of Los Angeles
Department of Regional Planning
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Los Angeles, California 90012

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Fernando Parra

Signature

Fernando Parra

Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

Antonio Alberto

Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Print Name

# YO APOYO
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL EXPANSION COMPLETA – SOPORTE**

El relleno sanitario de Chiquita Canyon es un dispositivo de eliminación de modelos y debe ampliarse para satisfacer las necesidades de eliminación de desechos sólidos del condado de Los Angeles.

Si bien los cambios propuestos incluyen un aumento de la tasa de eliminación y el volumen, la extensión de huella, y el aumento de la elevación, el vertedero ampliado no afectará negativamente la integridad visual de la zona. Además, Chiquita ha practicado la debida diligencia para abordar los posibles impactos ambientales, de ruido, de tráfico y culturales de la expansión y operación en curso.

Chiquita Canyon ha estado sirviendo a la región continuamente por más de cuatro décadas, y juega un papel importante en el manejo de residuos sólidos del Valle de Santa Clarita y el Condado de Los Ángeles.

Por esta y muchas otras razones, siento que Chiquita Canyon ha demostrado un verdadero compromiso con la comunidad y las personas que viven y trabajan aquí.

Me complace apoyar el proyecto completo de expansión para Chiquita Canyon Landfill!

Firma

Robert Enriquez

Nombre de imprenta

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

James Gifford
Signature

James Gifford
Print Name

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

JEFF REWOLDE

Print Name

# YO APOYO
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL EXPANSION COMPLETA – SOPORTE**

El relleno sanitario de Chiquita Canyon es un dispositivo de eliminación de modelos y debe ampliarse para satisfacer las necesidades de eliminación de desechos sólidos del condado de Los Angeles.

Si bien los cambios propuestos incluyen un aumento de la tasa de eliminación y el volumen, la extensión de huella, y el aumento de la elevación, el vertedero ampliado no afectará negativamente la integridad visual de la zona. Además, Chiquita ha practicado la debida diligencia para abordar los posibles impactos ambientales, de ruido, de tráfico y culturales de la expansión y operación en curso.

Chiquita Canyon ha estado sirviendo a la región continuamente por más de cuatro décadas, y juega un papel importante en el manejo de residuos sólidos del Valle de Santa Clarita y el Condado de Los Ángeles.

Por esta y muchas otras razones, siento que Chiquita Canyon ha demostrado un verdadero compromiso con la comunidad y las personas que viven y trabajan aquí.

Me complace apoyar el proyecto completo de expansión para Chiquita Canyon Landfill!

Firma

Nombre de imprenta

# I SUPPORT
# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

**RE: CHIQUITA CANYON LANDFILL FULL EXPANSION – SUPPORT**

Chiquita Canyon Landfill is a model disposal facility and should be expanded to meet the needs of Los Angeles County's solid waste disposal demands.

While the proposed changes include an increased disposal rate and volume, footprint extension, and increased elevation, the expanded landfill will not negatively impact the visual integrity of the area. In addition, Chiquita has practiced due diligence in addressing potential environmental, noise, traffic, and cultural impacts of the expansion and ongoing operation.

Chiquita Canyon has been serving the region continuously for more than four decades, and plays an important role in the solid waste management of the Santa Clarita Valley and Los Angeles County.

For this and many other reasons, I feel that Chiquita Canyon has demonstrated a true commitment to the community and the people that live and work here.

I am pleased to support the full expansion project for Chiquita Canyon Landfill!

Signature

Richard Covington

Print Name

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# CHIQUITA CANYON LANDFILL EXPANSION

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Eduardo Gervantes

Print Name

# YO APOYO
# CHIQUITA CANYON LANDFILL EXPANSION

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County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Leopoldo Gonzales
Firma

LEOPOLDO GONZALES
Nombre de imprenta

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Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Agustin Moreno

Print Name

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County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Dwayne Schmidt
Signature

Dwayne Schmidt
Print Name

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County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

Natalie Hicks

Print Name

# I SUPPORT
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Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

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Signature

David Tappert

Print Name

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Department of Regional Planning
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Los Angeles, California 90012

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Signature

Print Name

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Signature

Jaclyn DeLeon

Print Name

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James Reed
Signature

James Reed
Print Name

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Department of Regional Planning
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Signature

SCOTT DAVID RUDD

Print Name

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

T C

Signature

Ted Clark, Santa Clarita, CA

Print Name

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Department of Regional Planning
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Los Angeles, California 90012

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I am pleased to support the full expansion project for Chiquita Canyon Landfill!

B Deaford
Signature

Bonnie Teaford, Valencia, CA
Print Name

Waste Resources LA
Today's Waste, Tomorrows Resource

January 30, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

Dear Mr. Dae:

As the partner of a small business, I'm writing you to voice my support of Chiquita Canyon and its proposed Master Plan Revision. The continued operation of Chiquita Canyon is vital to the business operations of our company.

Our company has been in business for more than 14 years, providing waste recycling and collection services all over Los Angeles County including 5 incorporated cities. Chiquita Canyon offers our company the ability to serve the needs of our local community and operates in the best interest of small businesses – other landfills owned and operated by big business don't generally offer small, family-owned businesses the same opportunities to utilize their facilities at competitive rates.

The competitive rates offered by Chiquita Canyon help keep us in business. Without the ability to utilize Chiquita's facility, our hauling company would be out of business.

Chiquita Canyon has been providing an important service to the homes and businesses in the Santa Clarita Valley and the Los Angeles region for more than four decades. The proposed plans will go far toward ensuring that the landfill can continue to responsibly meet the solid waste needs of the region for another 20-40 years and continue to serve the small hauler businesses throughout the area.

The construction and operation needs of the expanded landfill will also result in additional local jobs, increased tax and fee revenues, and an increased Community Benefits Fund – things which will also benefit local businesses and the region at-large.

My company appreciates and benefits from the services that Chiquita Canyon provides, and we recognize it's important that the company's Master Plan be approved in order to better serve the needs of the region. Chiquita Canyon has been an important part of our business operations and we look forward to our continued partnership with the company.

Sincerely,

Tommy Gendal
**Waste Resources, Inc.**

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

## Richard Claghorn

**From:** Bevin Gur <bevingur@gmail.com>
**Sent:** Wednesday, February 15, 2017 3:39 PM
**To:** DRP LDCC; Richard Claghorn; Robert Glaser; Oscar Gomez
**Subject:** Stop the Chiquita Canyon Landfill Expansion

I am greatly disturbed to hear that Los Angeles County supervisors may be planning to greatly increase the volume of trash to the Chiquita Canyon dump site. I strongly oppose the Chiquita Canyon Landfill Expansion!

Not only is this planned to be one of the largest dump sites in the world, if approved for the tonnage of trash that is planned, but it will possibly become an environmental disaster. The health of all who live in this valley is at stake.

You need to support our community and stop this illegal expansion from happening. I will be anxiously awaiting your action on our behalf. Please don't let the residents of this community down!

**Bevin Gür**

## Richard Claghorn

**From:** Cody Clark <redheadedpirate@yahoo.com>
**Sent:** Thursday, February 16, 2017 5:51 PM
**To:** Richard Claghorn
**Subject:** Re: Public Hearing and FEIR Notice for Chiquita Canyon Landfill

STOP THE DUMP!!!!

Sent from my iPhone

On Feb 16, 2017, at 8:23 PM, Richard Claghorn <rclaghorn@planning.lacounty.gov> wrote:

**LOS ANGELES COUNTY DEPARTMENT OF REGIONAL PLANNING**

**NOTICE OF PUBLIC HEARING AND CONSIDERATION OF A FINAL ENVIRONMENTAL IMPACT REPORT**

The Los Angeles County Regional Planning Commission ("Commission") will conduct a public hearing to consider the project described below, including the FEIR. You will have an opportunity to testify, or you can submit written comments to the planner below or at the public hearing. If the final decision on this proposal is challenged in court, testimony may be limited to issues raised before or at the public hearing.

**Hearing Date and Time:** Wednesday, March 1, 2017 at 6:00 p.m.

**Hearing Location:** Rancho Pico Junior High School, 26250 Valencia Blvd., Stevenson Ranch, CA 91381

**Project & Permit(s):** R2004-00559-(5), Conditional Use Permit 200400042, Oak Tree Permit 201500007, Final Environmental Impact Report (ENV 200400039)

**Project Location:** 29201 Henry Mayo Drive, Castaic, CA 91384, in the Newhall Zoned District

**CEQA Determination:** As the lead agency, pursuant to the California Environmental Quality Act ("CEQA"), the Commission will consider the certification of the Environmental Impact Report ("EIR"), which includes the Final EIR ("FEIR") and Draft EIR ("DEIR"). The Commission will also consider adoption of the County Mitigation Monitoring and Reporting Program ("MMRP"), the CEQA Findings of Fact, and a Statement of Overriding Considerations. The Final EIR will be available by February 16, 2017 at the following link:

http://planning.lacounty.gov/case/view/project_no_r2004_00559_5_conditional_use_permit_2004_00042_chiquita_canyon_/

The hearing package will be available at the same link.

**Project Description:**
The applicant, Chiquita Canyon Landfill, is requesting a Conditional Use Permit ("CUP") to authorize the continued operation and expansion of an existing Class III Landfill and the removal of four oak trees within the A-2-2 (Heavy Agricultural, Two-Acre Minimum Required Lot Area) and A-2-5 (Heavy Agricultural, Five-Acre Minimum Required Lot Area) Zone. The Proposed Project includes the following elements: development of a new entrance and support facilities; better utilization of the landfill's potential disposal capacity through a lateral extension of the existing waste footprint from 257 acres to 400 acres and increased maximum elevation from 1,430 feet to 1,573 feet; increased daily disposal limits from 6,000 tons per day of waste to 12,000 tons per day; acceptance of all nonhazardous wastes permitted at a Class III solid waste disposal landfill, exclusive of sludge; continued operation of the landfill; new design features; environmental monitoring; development of a Household Hazardous Waste Facility (HHWF); mixed organics processing/composting operation; and set-aside of land for potential future conversion technology. In addition, the Proposed Project includes the relocation of a portion of Southern California Edison's utility Line in order to accommodate landfill improvements. A CUP is required in the A-2 Zone for land reclamation projects, pursuant to Section 22.24.150 of the Los Angeles County Code. The property is located in the Newhall Zoned District and the Castaic Area Community Standards District.

For more information regarding this application, contact **Richard Claghorn**, Los Angeles County Department of Regional Planning (DRP), 320 W. Temple St., Los Angeles, CA 90012. Telephone: (213) 974-6443, Fax: (213) 626-0434, E-mail: rclaghorn@planning.lacounty.gov. Case materials are available online at http://planning.lacounty.gov/case or at the Valencia Library (23743 Valencia Blvd., Santa Clarita, CA 91355) or Castaic Library (27971 Sloan Canyon Rd., Castaic, CA 91384). All correspondence received by DRP shall be considered a public record.

If you need reasonable accommodations or auxiliary aids, contact the Americans with Disabilities Act (ADA) Coordinator at (213) 974-6488 (Voice) or (213) 617-2292 (TDD) with at least 3 business days' notice. **Si necesita más información por favor llame al (213) 974-6466.**

**Project Location and Hearing Location:**

## Richard Claghorn

**From:** mbhjmy@sbcglobal.net on behalf of email@addthis.com
**Sent:** Monday, February 20, 2017 8:14 AM
**To:** Richard Claghorn
**Subject:** See Richard Claghorn on ZoomInfo.

We STRONGLY oppose any expansion of the Chiquita Canyon Landfill...please find alternative solutions.

Sincerely,

Beth Holzberger and Diana Soriano

http://www.zoominfo.com/p/Richard-Claghorn/1477579507

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## Richard Claghorn

**From:** DRP LDCC
**Sent:** Tuesday, February 21, 2017 8:03 AM
**To:** Richard Claghorn; Samuel Dea
**Subject:** FW: Chiquita Landfill expansion
**Attachments:** Chiquita Landfill

Hi Richard and Sam,

This constituent sent 2 emails regarding the Chiquita Landfill.

Thank you,

Alice Wong, AICP
Principal Planner
Land Development Coordinating Center Section Department of Regional Planning
320 W. Temple Street, Room 1360
Los Angeles, CA 90012
http://planning.lacounty.gov/

Department Front Counter Hours:
M, Tu, Th 7:30am-5:30pm & W 8:30am-5:30pm Closed every Friday

CONFIDENTIALITY NOTICE: This email message, including any attachments, from the Department of Regional Planning is intended for the official and confidential use of the recipients to whom it is addressed. It contains information that may be confidential, privileged, attorney work product, or otherwise exempted from disclosure under applicable law. If you have received this message in error, be advised that any review, disclosure, use, dissemination, distribution, or reproduction of this message or its contents is strictly prohibited. Please notify the sender of this email immediately by reply email that you have received this message in error, and immediately destroy this message, including any attachments.

-----Original Message-----
From: Mary Holzberger [mailto:mbhjmy@sbcglobal.net]
Sent: Monday, February 20, 2017 8:08 AM
To: DRP LDCC <D4@planning.lacounty.gov>
Subject: Chiquita Landfill expansion

We are homeowners living in Valencia, and we strongly oppose any expansion of the Chiquita Landfill.

There are alternative solutions, such as hauling waste by rail to the Mesquite Regional Landfill.

Sincerely

Beth Holzberger
B. Diana Soriano

## Richard Claghorn

**From:** Mary Holzberger <mbhjmy@sbcglobal.net>
**Sent:** Monday, February 20, 2017 8:22 AM
**To:** DRP LDCC
**Subject:** Chiquita Landfill

We are homeowners living in Valencia and are STRONGLY opposed to any expansion of the Chiquita Landfill.

Please find alternative solutions.

Sincerely

Beth Holzberger and Diana Soriano

# Los Angeles County
# Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

March 1, 2017

TO: Doug Smith, Chair
David W. Louie, Vice Chair
Laura Shell, Commissioner
Pat Modugno, Commissioner

FROM: Richard Claghorn
Zoning Permits North Section

**Project No. R2004-00559 – CUP No. 200400042**
**RPC Meeting: March 1, 2017 - Agenda Item: 5**

The above-mentioned item is a request to authorize the continued operation and expansion of a Class III landfill within the A-2 (Heavy Agricultural) Zone, the Newhall Zoned District and the Castaic Area Community Standards District.

Please find enclosed additional materials for the above referenced item, which were received subsequent to the hearing package submittal to the Regional Planning Commission and after the supplemental hearing package dated February 23, 2017. The new items include a revised letter from the Fire Department dated February 24, 2017 and additional correspondence regarding the project.

If you need further information, please contact Richard Claghorn at (213) 974-6443 or rclaghorn@planning.lacounty.gov. Department office hours are Monday through Thursday from 7:00 a.m. to 5:30 p.m. The Department is closed on Fridays.

SD:RC

Enclosure(s): Fire Department letter from 2/24/17, correspondence

# COUNTY OF LOS ANGELES FIRE DEPARTMENT
## FIRE PREVENTION DIVISION
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783


PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

**REVISED CONDITIONS: Supersedes Fire Dept. Conditions Dated 02/22/2017**

**THE FIRE DEPARTMENT RECOMMENDS CLEARANCE OF THIS PROJECT TO PROCEED TO PUBLIC HEARING AS PRESENTLY SUBMITTED WITH THE FOLLOWING CONDITIONS OF APPROVAL.**

### CONDITIONS OF APPROVAL - ACCESS

1. Fire Apparatus Access Road must be installed and maintained in a serviceable manner prior to and during the time of construction. Fire Code 501.4

2. All fire lanes shall be clear of all encroachments, and shall be maintained in accordance with the Title 32, County of Los Angeles Fire Code.

3. The Fire Apparatus Access Roads and designated fire lanes shall be measured from flow line to flow line.

4. In the locations noted on the site plan, provide a minimum unobstructed width of 20 feet, exclusive of shoulders and an unobstructed vertical clearance "clear to sky" Fire Apparatus Access Roads Fire Code 503.1.1 & 503.2.1

5. Provide a minimum unobstructed width of 26 feet, exclusive of shoulders and an unobstructed vertical clearance "clear to sky" Fire Apparatus Access Road to within 150 feet of all portions of the exterior walls of the first story of the building, as measured by an approved route around the exterior of the building. Fire Code 503.1.1 & 503.2.2

6. The dimensions of the approved Fire Apparatus Access Roads shall be maintained as originally approved by the fire code official. Fire Code 503.2.2.1

7. Dead-end Fire Apparatus Access Roads in excess of 150 feet in length shall be provided with an approved Fire Department turnaround. Fire Code 503.2.5

8. Fire Apparatus Access Roads shall be provided with a 32 foot centerline turning radius. Fire Code 503.2.4

Reviewed by: Wally Collins Date: February 24, 2017

**COUNTY OF LOS ANGELES FIRE DEPARTMENT**
**FIRE PREVENTION DIVISION**
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783

PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

9. A minimum 5 foot wide approved firefighter access walkway leading from the fire department access road to all required openings in the building's exterior walls shall be provided for firefighting and rescue purposes. Fire Code 504.1

10. Approved building address numbers, building numbers or approved building identification shall be provided and maintained so as to be plainly visible and legible from the street fronting the property. The numbers shall contrast with their background, be Arabic numerals or alphabet letters, and be a minimum of 4 inches high with a minimum stroke width of 0.5 inch. Fire Code 505.1

11. Gate Requirements: Provide gate access as noted on the February 24, 2017 "Fire Apparatus Access Plan".

    a. When security gates are provided, maintain a minimum access width of the access road. The security gate shall be provided with an approved means of emergency operation, and shall be maintained operational at all times and replaced or repaired when defective. Electric gate operators, where provided, shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F220. Gates shall be of the swinging or sliding type. Construction of gates shall be of materials that allow manual operation by one person. Fire Code 503.6

    b. All locking devices shall comply with the County of Los Angeles Fire Department Regulation 5, Compliance for Installation of Emergency Access Devices.

## CONDITIONS OF APPROVAL – WATER

1. The closest public water system exceeds 2000 feet from the project site. In lieu of a public water system, a water tank is allowed to provide water for fire protection. The size of the water tank and the location of the on-site fire hydrants will be determined during the building plan check process.

Reviewed by: Wally Collins Date: February 24, 2017

**COUNTY OF LOS ANGELES FIRE DEPARTMENT**
**FIRE PREVENTION DIVISION**
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783

PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

2. All fire hydrants shall measure 6"x 4"x 2-1/2" brass or bronze, conforming to current AWWA standard C503 or approved equal, and shall be installed in accordance with the County of Los Angeles Fire Department Regulation 8.

3. All on-site fire hydrants shall be installed a minimum of 25' feet from a structure or protected by a two (2) hour rated firewall. Fire Code Appendix C106

**CONDITIONS OF APPROVAL ACCESS– LANDFILL**
**(Fire Department Regulation 10)**

1. Approved access roads shall be provided and maintained at all times around the dumping areas, and all existing and proposed buildings to access for firefighting equipment as addressed in the Fire Code Section 503.

2. Fire Apparatus Access Roads shall have an unobstructed width not less than 20 feet and an unobstructed vertical clearance clear to the sky.

3. Fire Apparatus Access Road widths may be increased, in the opinion of the chief, when the widths are not adequate enough to provide fire apparatus access. The increase in the fire apparatus access road width may be applied for future buildings.

4. Entrances to roads, trails or other access ways that have been closed with gates and barriers shall not be obstructed by parked vehicles.

5. Weeds, grass and combustible vegetation shall be removed for a distance of 10 feet on both sides of all access roads by rubbish trucks or the public.

**Additional Landfill Requirements:**

1. A firebreak or clearance of al dry weeds and grass shall be provided around the dumping areas. Secondary firebreaks, as required by the Fire Department, shall be provided and maintained in order to prevent the spread of the fire beyond the dump facility. The secondary firebreaks shall be not less than 60 feet in width.

Reviewed by: Wally Collins Date: February 24, 2017

**COUNTY OF LOS ANGELES FIRE DEPARTMENT**
**FIRE PREVENTION DIVISION**
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783

PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

2. The property shall be adequately fenced to prevent entry of unauthorized persons, and gates shall be locked at all times when the facility is not supervised. An attendant shall be on duty when the site is open to the public.

3. **"NO SMOKING"** signs shall be posted on the facility and at all entrances to the facility. Smoking regulations, as required by this Department, will be strictly enforced.

4. Dumping operations shall be carried on in such a manner as to minimize the possibility of fires occurring in the waste material. The waste material which is dumped on the premises shall be immediately mixed with earth, and under no circumstances shall any exposed surface or face of combustible materials be left uncovered at the close of daily operations.

5. Any fire which occurs on the premises shall be reported immediately to the Fire Department and it shall be the responsibility of the operator to immediately extinguish any such fire. A telephone shall be installed for the purpose of notifying the Fire Department in case of fire.

6. Provisions shall be made to control or prevent the blowing of papers or other combustibles water materials into the brush or outside the established dumping areas. The premises shall be kept free of any accumulations of waste combustible materials, which might constitute a fire menace.

## WATER SYSTEM REQUIREMENTS – LANDFILL
## (Fire Department Regulation 10)

1. A water supply shall be provided which meets the Fire Department standards as determined by the Land Development Unit of the Fire Prevention Division.

2. Adequate on-site fire hydrants shall be required per Fire Department standards. The future expansion of the facility should be considered when determining the size and placement of water mains and hydrants.

Reviewed by: Wally Collins Date: February 24, 2017

**COUNTY OF LOS ANGELES FIRE DEPARTMENT**
**FIRE PREVENTION DIVISION**
Land Development Unit
5823 Rickenbacker Road
Commerce, CA 90040
Telephone (323) 890-4243, Fax (323) 890-9783

PROJECT: R2004-00559 MAP DATE: 05/01/2015

LOCATION: 29201 Henry Mayo Drive, Castaic

PLANNER: Richard Claghorn

3. A Class II Standpipe System shall be provided and located within 200 feet of dumping operations and shall have sufficient 1½ -inch hose with a variable-fog nozzle to reach all portions of such operations.

4. In lieu of a Class II standpipe system, the use of water tender trucks may be permitted, provided each truck is equipped with 2½-inch outlets for fire department use.

## FUEL MODIFICATION

1. This property is located within the area described by the Fire Department as the Very High Fire Hazard Severity Zone. A "Preliminary Fuel Modification Plan" shall be submitted and approved prior to public hearing. For details, please contact the Department's Fuel Modification Unit which is located at Fire Station 32, 605 North Angeleno Avenue in the City of Azusa CA 91702-2904. They may be reached at (626) 969-5205.

    a. The Fuel Modification Unit received the "Preliminary Fuel Modification Plan" on February 23, 2017. The review of the "Preliminary Fuel Modification Plan is pending at this time. The "Final Fuel Modification Plan" shall be reviewed and approved by the Fuel Modification Unit prior to the issuance of building permits.

For any questions regarding the report, please contact FPEA Wally Collins at (323) 890-4243 or at Wally.Collins@fire.lacounty.gov.

Reviewed by: Wally Collins Date: February 24, 2017

**Richard Claghorn**

**From:** Marcia Holtz <meholtz@att.net>
**Sent:** Monday, February 27, 2017 8:54 AM
**To:** Marcia Holtz
**Subject:** Chiquita Canyon Landfill expansion proposal

Dear Sirs/Madam,

I oppose the Chiquita Canyon Landfill Expansion! Waste should be hauled via rail to Mesquite Regional Landfill. I live in Santa Clarita and this is important to me, my family and my children. It will severely impact our quality of life. Please add my opposition email to your data for this proposal.

Thank you,
Marcia Holtz
Valencia Northridge resident, 91354

**Richard Claghorn**

**From:** elliot bronwein <elbron02@yahoo.com>
**Sent:** Sunday, February 26, 2017 10:57 AM
**To:** Richard Claghorn
**Subject:** Re: Chiquita Canyon Landfill

I'm a resident of the Santa Clarita Valley, and I'm very unhappy with the decision to continue usage of the Chiquita Canyon Landfill. This is completely unacceptable. Please do what you can to stop this horrible decision.
In 1997, the community made a settlement agreement with the landfill operator that called for closure of the Chiquita Canyon landfill when it reached its then approved tonnage of 23 million tons. It has now reached that tonnage. At that time, Val Verde residents agreed to suffer from this unwanted neighbor another 20 years with the assurance that it would be closed. Now the County and the Operator are not keeping their promise. Instead, the landfill operator has proposed a doubling in size and truck trips on our local freeways. This means more air pollution and more traffic in our valley, not to mention wasteful dumping of trash instead of recycling. The community of Val Verde and all of us in Santa Clarita have been dealing with the ill effects of air pollution generated by Chiquita Canyon Landfill for decades. Dust (PM2.5) and other pollution is particularly harmful to children's lungs, as the small particles lodge there and cause asthma as well as other severe respiratory diseases. (see information below). This landfill is within five miles or closer to many of the schools in our valley.

Sincerely,
Elliot Bronwein
Newhall

## Richard Claghorn

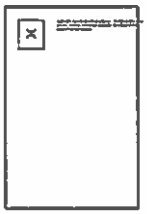
**From:** Sarah Skilton <sarah.skilton@gmail.com>
**Sent:** Friday, February 24, 2017 4:36 PM
**To:** DRP LDCC; Richard Claghorn; Robert Glaser; Oscar Gomez
**Subject:** Chiquita Canyon Landfill Expansion

Dear Sirs and Madams:

I live in Valencia, California, and I'm writing to you because I oppose expanding the Chiquita Canyon Landfill, which, as I understand it, is located a few miles away from Valencia High School, and which will as a result become the biggest landfill in California, with all the risks of environmental damage and safety concerns being thrust upon us. Meanwhile, the Mesquite Regional Landfill in Imperial County, built to a permitted limit of 500,000 tons, is apparently not being used. I beseech you to consider shipping the garbage to Mesquite via rail rather than expanding the Chiquita location.

Thank you very much for reading this email. I plan to attend the hearing on March 1st as well, and I appreciate your time.

Sarah Skilton
28625 Willow Creek Lane #28
Valencia, CA 91355
323-215-7344



Sarah Skilton
t.323-215-7344
Website



## Richard Claghorn

**From:** lynnepl1@juno.com
**Sent:** Monday, February 27, 2017 7:51 PM
**To:** uurev@aol.com
**Cc:** Richard Claghorn
**Subject:** Re: Landfill hearing
**Attachments:** Chiquita Canyon Landfill flyer1SR.pdf

Good plan - but whatever you send to him, you should also send to "Richard Claghorn"<rclaghorn@planning.lacounty.gov>, to make sure it gets into the administrative record. Its important to have a record of the opposition as this issue moves through the process.
Thank you! Am also attaching a flyer that has a few more issues on it.

---------- Original Message ----------
From: Ken Brown <uurev@aol.com>
To: "lynnepl1@juno.com" <lynnepl1@juno.com>
Subject: Re: Landfill hearing
Date: Mon, 27 Feb 2017 14:06:09 -0800

Lynne,

Thanks - Mark Ridley Thomas is an old friend from the 80's when we were both working in the community, thought I could write him.

Going to try to be there Wednesday.

Ken

Sent from my iPhone

On Feb 27, 2017, at 1:48 PM, "lynnepl1@juno.com" <lynnepl1@juno.com> wrote:

> Attached are some talking points, but I think the biggest issue is that this community was promised that this landfill would be closed, and instead a huge expansion and operation for another 30 years is proposed. This would not be happening if it were a wealthy white neighborhood located next to the landfill instead of a low-income, majority Latino one. Like what has happened to the Native Americans, neither our government nor these large corporations feel any obligation to abide by their promises when they have been made to low income minority communities. This is a huge social justice issue.
> Thanks for asking. Hope to see you Wed evening.
>
> ---------- Original Message ----------
> From: Ken <uurev@aol.com>
> To: exec@scope.org
> Subject: Landfill
> Date: Sat, 25 Feb 2017 17:31:29 -0800

Hi,

Do you have. Bullet points for emails to supervisors about landfill.

Ken

**Rev. Dr. Ken Brown**
**Phone** (818) 370-2390 | uurev@aol.com

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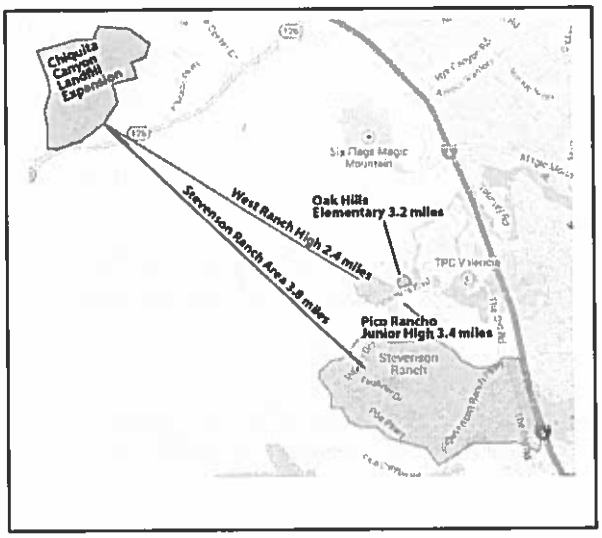
**Sasha Obama's IQ Will Make You Laugh Out Loud**
likeitviral.com
http://thirdpartyoffers.juno.com/TGL3142/58b49ef46c06f1ef423e9st02duc



<12-15-2016_hearing_handouts copy.pdf>




# HELP STOP *the* Chiquita Canyon Landfill Expansion

## Attend the March 1st Hearing

☛ Attend a **Regional Planning Hearing** on Chiquita Canyon landfill expansion on Wednesday, **March 1, at 6:00pm** at Rancho Pico Junior High School, 26255 Valencia Blvd., Santa Clarita, CA 91381 (Limited parking. Rideshare, if possible. Additional parking may be available at the nearby West Ranch High School.)

In 1997, Owners/Operators made an agreement with the community of Val Verde that they would cease operations once the landfill reached its permitted limit or Nov. 1919, whichever came first. The limit was reached in June, 2016, but instead of closing, the county allowed emergency extensions. Now a renewed permit application is being reviewed. We need you at this hearing to save our air quality, reduce Greenhouse gases that cause climate change and stop these impacts on our already jammed freeways.

Air Pollution, especially PM2.5, generated by this landfill, is very detrimental to children's lungs because the small dust particles lodge there, causing asthma and other serious respiratory diseases. The environmental document states that this pollution is significant and cannot be mitigated. Please note how close this landfill is to schools our children attend in Stevenson Ranch.

**Now** the owners want permits to extend and expand the facilities and operations:

- Doubling its current daily intake from 6,000 tons to 12,000 tons;
- Increasing the landfill's elevation by 133 feet;
- Expanding the footprint by 65 percent from 257 acres to 400 acres;
- Developing a Household Hazardous Waste Facility and potentially a waste-to-energy plant

Over ☛

Chiquita Canyon Landfill, which currently sits less than 1,000 feet from nearby residents in Val Verde:

- is the destination for waste from municipalities throughout all of Southern California to the Mexican border (see <http://bit.ly/2kWVWAL>);
- would be the biggest landfill in California, accepting more trash than the largest in the U.S.;
- "would result in the generation of greenhouse gas emissions in exceedance of the... significance threshold" with operational activities that "may result in a potentially significant impact on the environment." (EIR)
- is partially unlined (though all liners leak);
- is located just south of an active fault line, and sits atop our valley's groundwater aquifer, where no soil testing has been conducted; and increased truck traffic may cause further landslides in the canyon.

The South Coast Air Quality Management District cited the lack of critical analysis and acknowledged potential significant impacts to air quality, ground water, and safety for our community in response to the original Draft EIR. See <http://bit.ly/2lyunkl>

*Meanwhile,* the Mesquite Regional Landfill in Imperial County, built to a permitted limit of 500, 000 tons is not being used.

# TAKE ACTION TO CLOSE CHIQUITA NOW!

## *Call, Write and Email*

☛Say "**I oppose the Chiquita Canyon Landfill Expansion!**"

Reference: Project #R2004-00559-(5)
See the Notice of Public Hearing (English and Spanish) at <http://bit.ly/2lFiZ2K>

**5 Los Angeles County Supervisors:**

- Kathryn Barger (213) 974-5555
- Janice Hahn (213) 974-4444
- Sheila Kuehl (213) 974-3333,
- Mark Ridley-Thomas (213) 974-2222
- Hilda L. Solis (213) 974-4111

executiveoffice@bos.lacounty.gov
Kenneth Hahn Hall of Administration
500 W. Temple Street
Los Ángeles, CA 90012

**Los Angeles County Department of Regional Planning:**
(213) 974-6443
zoningldcc@planning.lacounty.gov
rclaghorn@planning.lacounty.gov
rglaser@planning.lacounty.gov
ogomez@planning.lacounty.gov
320 West Temple Street, 13th Floor
Los Ángeles, CA 90012

Over ☛

**Richard Claghorn**

**From:** Nix Li <linixtest@gmail.com>
**Sent:** Tuesday, February 28, 2017 5:10 PM
**To:** executiveoffice@bos.lacounty.gov; DRP LDCC; Richard Claghorn; Robert Glaser; Oscar Gomez
**Subject:** I oppose the Chiquita Canyon Landfill Expansion!

Hello Officers,

Please oppose the Chiquita Canyon Landfill Expansion.

I am living in SCV for a long time, the landfill has been an inconsiderate smelly neighbor to the SCV and Castiac for too long!! I don not want trucks brining more trash from other cities into our community, this makes the community worse and pollute air and our water. The fumes generated by those trucks is a heavy impact on the air quality within the SCV.

Please do not put our air and water supply at further risk. Our environment is worth so much more than that money can buy! So please oppose the expansion!!

Best regards,
Xin

**Richard Claghorn**

| | |
|---|---|
| **From:** | Stacy Fortner <s_fortner@yahoo.com> |
| **Sent:** | Tuesday, February 28, 2017 4:55 PM |
| **To:** | fifthdistrict@bos.lacounty.gov; Fourthdistrict@bos.lacounty.gov; Sheila@bos.lacounty.gov; MarkRidleythomas@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; claghorn@planning.lacounty.gov; executiveoffice@bos.lacounty.gov; DRP LDCC; Robert Glaser |
| **Cc:** | kathryn@bos.lacounty.gov; Kristen Root; Richard Claghorn; Sandra Cruz |
| **Subject:** | Email from Republican Party Chair - Joe Messina |

**THIS EMAIL WAS SENT TO REPUBLICANS IN SCV.**

**I think you would have a lot to answer for if you approve the Landfill Expansion. We have word that a high level party person told Bryan Caforio that if he backed down on this issue, that they would help him get elected. Bryan announced that at a meeting of over 150 people. Bryan is new here and doesn't speak for us.**

**I have been working on this issue since 2014, and I have many conversations with several of you about this. We DO NOT want this expansion. And now with the TRUMP affect the Latinos ARE AFRAID to speak out against this. THIS IS ENOUGH. STOP THIS!!!**

**Read the email as it confirms everything we citizens of Santa Clarita already knew - it is about MONEY. Are you also aware that the PR person for the Landfill (John Musella), is also the Chamber of Commerce president? Our City Hall is giving the Chamber of Commerce 1 year of free rent. There are conflicts of interests all over, and we have hired investigative reporters to dig around the trash dump. Please, please stop this insanity!**

**Friends,**

As many of you know, the Democrats in the SCV have been actively mobilizing in preparations for 2018. They have disrupted events with Congressman Steve Knight, Senator Scott Wilk, and Assemblyman Dante Acosta. Every time they protest these events, and we do not show up to support for our legislators they feel more and more emboldened.

So emboldened they are now attacking one of our corporate friends and partners to our local Republican Central Committee, Chiquita Canyon landfill. Chiquita has been providing safe disposal of our waste in the Santa Clarita Valley for over 50 years. From all the information I have, and that has been studied by over-burdensome regulatory agencies I can attest to the fact they are doing a near perfect job. They have gone out of the way to minimize impacts and go above and beyond to be a good neighbor and community partner. Moreover, they create clean energy to power 10,000 homes each year.

The Democrats are headlining slick, Beverly Hills lawyer Bryan Caforio to speak out against Chiquita at their public hearing next week in an attempt to make the "Faux Santa Claritian" look like a local hero. Now is the time we mobilize for the good of the cause and turn out and support those who support us and to show the Democrats that we are not going to let them run wild unchecked and start disrupting long-term local businesses.

This is why it is vital that all Republicans be involved. **The fight starts NOW!**

Our friends and supporters at Chiquita have an important, high-profile hearing on their permit extensions next Wednesday, March 1, 2017, at 6 p.m. at Rancho Pico Jr. High in Valencia. Republican leadership has committed to bringing our supporters in mass to counteract the Democrat protests and lies. We do not need to speak; we just need to show up in support and wear a support sticker, t-shirt, or hat. That is all they are asking of us!

Please give us just a couple of hours of your time to be part of our movement!

**Thanks and see you next Wednesday, March 1!**

**Joe Messina**
**Chair 38th Republican Central Committee**

Here are the details:

**Wednesday, March 1, 2017, 6 p.m.**
**Rancho Pico Junior High School**
**26250 W. Valencia Blvd.**
**Valencia, CA 91381**

Please arrive by 5:45 p.m. and help support a long-time local business who has been supporting Republican candidates and organizations in the SCV! You can get your support materials in advance of the hearing by stopping by the TPC at Valencia between 4:30 and 5:30 p.m. that day.

Blessings,
Stacy Fortner
661-993-6688

JANICE HAHN
SUPERVISOR
4TH DISTRICT

2017 FEB -3 AM 8:41

**Los Angeles County Supervisors:** executiveoffice@bos.lacounty.gov
*Please forward to all five supervisors.*
Hilda L. Solis, Mark Ridley-Thomas, Sheila Kuehl, Janice Hahn, and Kathryn Barger.
Kenneth Hahn Hall of Administration
500 W. Temple Street
Los Angeles, CA 90012

**Regional Planning:** rclaghorn@planning.lacounty.gov , rglaser@planning.lacounty.gov , ogomez@planning.lacounty.gov
Zoning Permits Section Rm 1348
Los Angeles County Dept. of Regional Planning
320 W. Temple St.
Los Angeles CA 90012

Re: Chiquita Canyon Landfill Expansion Draft Environmental Impact Report
Project No. R2004-00559-(5) SCH No. 2005081071

Dear Supervisors and Regional Planning,

I believe that the Chiquita Canyon Landfill (CCL) should not be allowed to continue operating because of the contract they entered into twenty years ago with the community of Val Verde. They promised that if they were allowed to increase to 23 million tons they would shut down upon reaching it. Section 9g states, "Nothing in this condition shall permit the maximum landfill capacity of 23 million tons to be increased." I also find the total disregard for the contract with the community of Val Verde and the contract with Los Angeles County is enough reason for them to be shut down permanently.

According to CCL, they are allowed 6,000 tons a day for 6 days a week. According to the contract with Val Verde they are allowed 5,000 tons a day for 6 days a week. The contract CCL made with Val Verde was entered into after the contract they made with the County therefore the most recent contract should be upheld.

Additionally, I am against the expansion because of the cancer map provided by Chiquita Canyon Landfill. The projected increase in cancer for the areas of Val Verde, Live Oak, and the two schools in that cancer zone is unacceptable.

For the reasons listed above I am asking the Los Angeles County Supervisors to reject the expansion of Chiquita Canyon Landfill.

Thank you,

Signature: Lizete M. O'Connor Date: 01/23/17

Print Name: LIZETE M. O'CONNOR

Address: 24840 Laurelcrest Ln, Stevenson Ranch, CA 91381

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES
822 KENNETH HAHN HALL OF ADMINISTRATION / LOS ANGELES, CALIFORNIA 90012
Telephone (213) 974-4444 / FAX (213) 626-6941

JANICE HAHN
SUPERVISOR, FOURTH DISTRICT

February 16, 2017

Ms. Lizete M. O'Connor
24840 Laurelcrest Ln
Stevenson Ranch, CA 91381

Dear Ms. O'Connor:

Thank you for your recent correspondence in regard to the Chiquita Canyon Landfill.

In order for your concerns to be fully addressed, I am forwarding a copy of your correspondence to Mr. Mark Pestrella, Acting Director, Department of Public Works for his investigation and response to you. In addition, since it is the policy of the Board of Supervisors to allow the appropriate Supervisor the first opportunity to serve their constituents, I have taken the liberty of forwarding your correspondence to The Honorable Kathryn Barger, Supervisor, Fifth District, for her information and follow-up with you. Supervisor Barger can be reached at 500 West Temple Street, Room 869, Los Angeles, California 90012, (213) 974-5555.

Again, thank you for allowing me the opportunity to assist you in this matter.

Sincerely,

Janice Hahn

JANICE HAHN
Supervisor, Fourth District
County of Los Angeles

JH:AD:gc

c: The Honorable Kathryn Barger
Supervisor, Fifth District
Mr. Mark Pestrella, Acting Director
Department of Public Works

**Richard Claghorn**

**From:** Jana Branch <jana0branch@gmail.com>
**Sent:** Tuesday, February 28, 2017 8:16 PM
**To:** Richard Claghorn
**Subject:** Re: Chiquita Valley Landfill

Dear Mr. Claghorn

I'm writing as a resident of the Santa Clarita Valley to express my strong opposition to the expansion of the Chiquita Valley Landfill.

The volume of waste will create an unsustainable impact on the environment and raise grave questions about the ongoing health of our surrounding communities.

Please put people before profits and do not allow the expansion.

Thank you.

Jana Branch

25019 Peachland Ave
Newhall CA 91321

## Richard Claghorn

**From:** Mike Mohajer <MikeMohajer@yahoo.com>
**Sent:** Wednesday, March 01, 2017 12:18 AM
**To:** Richard Claghorn
**Subject:** RE: Public Hearing and FEIR Notice for Chiquita Canyon Landfill
**Attachments:** Chiquita Cyn Landfill Expansion - Daft CUP Conditiona ---- 3-1-2017.docx

Mr. Claghorn,

For your distribution to members of the County Regional Planning Commission and your processing, attached is a copy of my comments dated March 1, 2017, re the subject Project. Should you have any questions, you can reach me via phone at 909-592-1147 or via email.

Thank you,

*Mike Mohajer*
MikeMohajer@yahoo.com

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**From:** Richard Claghorn [mailto:rclaghorn@planning.lacounty.gov]
**Sent:** Thursday, February 16, 2017 5:24 PM
**To:** 'cgulley@tataviam-nsn.us'; 'ds_nahc@pacbell.net'; 'MikeMohajer@yahoo.com'; 'carderfam@yahoo.com'; 'mkreisler@ca.rr.com'; 'carderfam@sbcglobal.net'; 'Jnk7777@gmail.com'; 'jdockray@gmail.com'; 'chiquitalandfill@gmail.com'; 'erica@eekart.com'; 'drfaye@drfayesnyder.com'; 'gregkimura3@sbcglobal.net'; 'howsemom@sbcglobal.net'; 'sagefamily@sbcglobal.net'; 'lejano@nyu.edu'; 'AssemblymemberWilk@assembly.ca.gov'; 'christopherburnside@gmail.com'; 'rmechsner@rjmtechnology.com'; 'bradley@greenaction.org'; 'Shannon.Hill@calrecycle.ca.gov'; 'Scott.P.Harris@wildlife.ca.gov'; 'David.A.Ford@sce.com'; 'bhesson@consrv.ca.gov'; 'craigdbanta@yahoo.com'; 'dnc.bishop@yahoo.com'; 'tanyagrace70@yahoo.com'; Michelle Tsiebos; 'justinkline@jklinelaw.com'; 'Sheffs@pacbell.net'; 'george.watland@sierraclub.org'; 'westranchbeacon@gmail.com'; 'basketamy@sbcglobal.net'; 'fred.arnold@affloans.com'; 'michael.lebecki@gmail.com'; 'gmercado@earthlink.net'; 'montse_garriga@hotmail.com'; 'bhiggins1212@gmail.com'; 'margie.anne.clark@gmail.com'; 'Barbara@SummitWestPR.com'; 'rdardeau@scv-seniorcenter.org'; 'lq0772gm@laquinta.com'; 'dfleming@valenciaacura.com'; 'setarehsbooked@gmail.com'; 'linda@santaclaritamagazine.com'; 'Vbrookman@sbcglobal.net'; 'llieblang@scv-seniorcenter.org'; 'sreynolds@hartdistrict.org'; 'jeriseratti@gmail.com'; 'ReneeSabol@aol.com'; 'clayfriedman@me.com'; 'store4175@theupsstore.com'; 'edmasterson@sosentertainment.com'; 'mgutzeit@compliance-plus.net'; 'pauldelacerda1@gmail.com'; 'cchapleau@abm1.com'; 'rg@rgwinter.com'; 'artsteveSTEVE6@msn.com'; 'abigaildesesa@sbcglobal.net'; 'drrandymartin@gmail.com'; 'salinasbeat@sbcglobal.net'; 'mickey3955@hotmail.com'; 'herbert1@sbcglobal.net'; 'baroness1@sbcglobal.net'; 'bottorfm@verizon.net'; 'sandia424@yahoo.com'; 'karawily@gmail.com'; 'aaajk1@yahoo.com'; 'dlrchmorrow@sbcglobal.net'; 'elizabeth.rydall@scvi-K12.org'; 'becca17215@icloud.com'; 'sallywhite24@sbcglobal.net'; 'JustShane@aol.com'; 'vvcivic@gmail.com'; 'gklinger@sbcglobal.net'; 'debbiegarber@me.com'; 'omalleyman@att.net'; 'scottervinketw@gmail.com'; 'morfino4@msn.com'; 'mfarias@settlementstructures.com'; 'courtneykang@sbcglobal.net'; 'stephanie.berry@ix.netcom.com'; 'andreap153@me.com'; 'april@grayart.com'; 'depasqualecpa@sbcglobal.net'; 'jsklar3@aol.com'; 'jay.hilliard@disneyanimation.com'; 'jaydhilliard@gmail.com'; 'tiffnialtes@gmail.com'; 'nancywalkeryakshe@icloud.com'; 'rosenarciso_91381@yahoo.com'; 'kanakri@ca.rr.com'; 'kjw0124@icloud.com'; 'nicejunglady@yahoo.com'; 'mhinton86@gmail.com'; 'nkmunson@yahoo.com'; 'overlook4@roadrunner.com'; 'tsmith@rubiconproject.com'; 'shannonetheridge@mac.com'; 'sandcwal@msn.com'; 'wesley.advancedcommercialdoors@gmail.com'; 'belagisi@hotmail.com'; 'ewe519@me.com'; 'mrdees2000@yahoo.com'; 'joalcar4@gmail.com'; 'cdcook5@icloud.com'; 'aimeemerrilees@gmail.com'; 'sheilams70@gmail.com'; 'pam.ivy@gmail.com'; 'carson@buddha-jones.com'; 'smisteph@gmail.com'; 'saraherk@gmail.com'; 'regalado.kathy@gmail.com'; 'spadgett@musiclimo.com'; 'lilrascal510@aol.com'; 'mrsstram@aol.com'; 'kimberlythurman@hotmail.com'; 'bmccoy1@socal.rr.com'; 'jacek_pirog@yahoo.com'; 'tomalu2000@yahoo.com'; 'csmanno@sbcglobal.net'; 'mike_hammer@sbcglobal.net'; 'dick31@att.net'; 'cbaurer@att.net'; 'rickbartz8186@gmail.com';

'jodiporter@gmail.com'; 'michellebell5@yahoo.com'; 'jodicilluffo1@gmail.com'; 'cynthia.b.phillips@gmail.com'; 'trishwoodland@sbcglobal.net'; 'skp@stephenkpeeples.com'; 'edavenbach@icloud.com'; 'sabarca2914@gmail.com'; 'the_waxmans@yahoo.com'; 'ron_cunningham@sbcglobal.net'; 'kelly.kacmar@yahoo.com'; 'redheadedpirate@yahoo.com'; 'TP2815@aol.com'; 'mrkulka@earthlink.net'; 'vaukamp@venturaaerospace.com'; 'knebelh@earthlink.net'; 'kimmoraes@yahoo.com'; Jeanne Biehler; 'gjyf@aol.com'; 'c4cclc@gmail.com'; 'jolinek72@gmail.com'; 'wilcox.marthe@gmail.com'; 'lindakswartz@gmail.com'; 'bajasedoso@yahoo.com'; 'baiasedoso@yahoo.com'; 'paladinesq@aol.com'; 'graphixmonkey@mac.com'; 'sendheranemail@hotmail.com'; 'jenniferyowen@gmail.com'; 'ako198@yahoo.com'
**Subject:** Public Hearing and FEIR Notice for Chiquita Canyon Landfill

**LOS ANGELES COUNTY DEPARTMENT OF REGIONAL PLANNING**

**NOTICE OF PUBLIC HEARING AND CONSIDERATION OF A FINAL ENVIRONMENTAL IMPACT REPORT**

The Los Angeles County Regional Planning Commission ("Commission") will conduct a public hearing to consider the project described below, including the FEIR. You will have an opportunity to testify, or you can submit written comments to the planner below or at the public hearing. If the final decision on this proposal is challenged in court, testimony may be limited to issues raised before or at the public hearing.

**Hearing Date and Time:** Wednesday, March 1, 2017 at 6:00 p.m.

**Hearing Location:** Rancho Pico Junior High School, 26250 Valencia Blvd., Stevenson Ranch, CA 91381

**Project & Permit(s):** R2004-00559-(5), Conditional Use Permit 200400042, Oak Tree Permit 201500007, Final Environmental Impact Report (ENV 200400039)

**Project Location:** 29201 Henry Mayo Drive, Castaic, CA 91384, in the Newhall Zoned District

**CEQA Determination:** As the lead agency, pursuant to the California Environmental Quality Act ("CEQA"), the Commission will consider the certification of the Environmental Impact Report ("EIR"), which includes the Final EIR ("FEIR") and Draft EIR ("DEIR"). The Commission will also consider adoption of the County Mitigation Monitoring and Reporting Program ("MMRP"), the CEQA Findings of Fact, and a Statement of Overriding Considerations. The Final EIR will be available by February 16, 2017 at the following link:

http://planning.lacounty.gov/case/view/project_no_r2004_00559_5_conditional_use_permit_2004_00042_chiquita_canyon_/

The hearing package will be available at the same link.

**Project Description:**
The applicant, Chiquita Canyon Landfill, is requesting a Conditional Use Permit ("CUP") to authorize the continued operation and expansion of an existing Class III Landfill and the removal of four oak trees within the A-2-2 (Heavy Agricultural, Two-Acre Minimum Required Lot Area) and A-2-5 (Heavy Agricultural, Five-Acre Minimum Required Lot Area) Zone. The Proposed Project includes the following elements: development of a new entrance and support facilities; better utilization of the landfill's potential disposal capacity through a lateral extension of the existing waste footprint from 257 acres to 400 acres and increased maximum elevation from 1,430 feet to 1,573 feet; increased daily disposal limits from 6,000 tons per day of waste to 12,000 tons per day; acceptance of all nonhazardous wastes permitted at a Class III solid waste disposal landfill, exclusive of sludge; continued operation of the landfill; new design features; environmental monitoring; development of a Household Hazardous Waste Facility (HHWF); mixed organics processing/composting operation; and set-aside of land for potential future conversion technology. In addition, the Proposed Project includes the relocation of a portion of Southern California Edison's utility Line in order to accommodate landfill improvements. A CUP is required in the A-2 Zone for land reclamation projects, pursuant to Section 22.24.150 of the Los Angeles County Code. The property is located in the Newhall Zoned District and the Castaic Area Community Standards District.

For more information regarding this application, contact **Richard Claghorn**, Los Angeles County Department of Regional Planning (DRP), 320 W. Temple St., Los Angeles, CA 90012. Telephone: (213) 974-6443, Fax: (213) 626-0434, E-mail: rclaghorn@planning.lacounty.gov. Case materials are available online at http://planning.lacounty.gov/case or at the Valencia Library (23743 Valencia Blvd., Santa Clarita, CA 91355) or Castaic Library (27971 Sloan Canyon Rd, Castaic, CA 91384). All correspondence received by DRP shall be considered a public record.

If you need reasonable accommodations or auxiliary aids, contact the Americans with Disabilities Act (ADA) Coordinator at (213) 974-6488 (Voice) or (213) 617-2292 (TDD) with at least 3 business days' notice. **Si necesita más información por favor llame al (213) 974-6466.**

**Project Location and Hearing Location:**

March 1, 2017

Mr. Doug Smith, Chair
Los Angeles County Regional Planning Commission
320 West Temple Street
Los Angeles, CA 90012

Dear: Chairman Doug Smith

**PROJECT No. R2004-00559-(5) / CONDITIONAL USE PERMIT 2004-00042 / CHIQUITA CANYON LANDFILL MASTER PLAN REVISION**

As a private citizen and a resident of the County of Los Angeles, I want to thank the Los Angeles County Regional Planning Commission (RPC) and the Department of Regional Planning (DRP) for the opportunity to review and offer the following comments on the subject Project. As a background, I am a Professional Civil Engineer with over 40 years of experience in solid waste and environmental management issues. Additionally, I have previously commented on the Project's Draft Environmental Impact Report (DEIR) via a letter to the DRP dated July 31, 2014. However, I was not notified as to the availability of the Project's Partially Recirculated DEIR and subsequently was not able to provide any comments.

I have reviewed the Project's Final EIR, and the DRP's Memorandum of February 23, 2017 and its attached **"Draft Conditions of Approval, County of Los Angeles, Project No. R2004-00559-(5), Conditional Use Permit No. 200400042, Oak Tree Permit No. 201500007"**, a copy of which was electronically provided to me via the following link:

http://planning.lacounty.gov/assets/upl/case/project_r2004-00559_rpc-package-20170223.pdf

For your Commission's consideration, I would like to offer the following comments specifically in re to the said Draft Conditions of Approval for the Conditional Use Permit (CUP) No. 200400042 for which an electronic copy is provided via the above link.

**General Comments**

1. During the last State Legislative Session, two new bills were signed by the Governor namely **Senate Bill 32** and **Senate Bill 1383** which they became effective on January 1, 2017. The following provides links to **SB 32** and **SB 1383**, respectively:

   http://www.leginfo.ca.gov/pub/15-16/bill/sen/sb_0001-0050/sb_32_bill_20160908_chaptered.pdf

   http://www.leginfo.ca.gov/pub/15-16/bill/sen/sb_1351-1400/sb_1383_bill_20160919_chaptered.pdf

   Briefly, **SB 32** requires the California Air Resources Board (CARB) to implement

"regulatory" measures to ensure that Statewide Greenhouse Gas (GHG) emissions are reduced to 40% below the 1990 level by 2030. SB 32 also requires CARB by January 1, 2018, to adopt and implement regulatory measures to reduce emissions of short-lived climate pollutants to achieve a reduction in methane by 40% below 2013 levels by 2030.

**SB 1383**, among other things, requires the California Department of Resources Recycling and Recovery (CalRecycle) in concert with the CARB to adopt and implement regulatory measures to ensure (a) a 50% reduction in the level of the Statewide disposal of organic waste from the 2014 level by 2020, and (b) a 75% reduction by 2025. SB 1383 also requires CARB by January 1, 2018, to adopt and implement regulatory measures to reduce emissions of short-lived climate pollutants, such as methane emission of which must be reduced by 40% below 2013 levels by 2030.

Needless to say, these two new legislations along with AB 341 (2011), AB 1594 (2015) and AB 1826 (2015) requires jurisdictions in California to significantly reduce their dependence on land disposal of their solid waste or be subject to $10,000 penalty per day. Accordingly, the jurisdictions need to focus their efforts on the development of alternatives to landfills.

As such, I am in support of the reduction of disposal tonnages enumerated in the draft Condition No. 21. Further, I cannot not see any justification for the requested tonnages by the CUP applicant. Additionally, if the applicant fails to develop and operate the proposed enclosed composting facility with a capacity of 560 tons/day, then the staff proposed maximum daily disposal rate of 6,000 should be reduced by 560 tons/day within 12 months of the effective date of the CUP.

Further, it is recommended the proposed CUP include a condition by which the applicant would be required to initiate the permitting of a conversion technology facility by a specific date..

2. The proposed conditions need to be checked to ensure consistency with the CARB's **2017 Climate Change Scoping Plan Update**. See link below.

   https://www.arb.ca.gov/cc/scopingplan/2030sp_pp_final.pdf

3. **Odors Mitigation** – As indicated by the County Department of Public Health (DPH), Toxic Epidemiology Program memorandum of February 23, 2017, (see the link in the opening section of this letter), DPH *"classifies odor complaints as having significant negative health impacts on the public, that is to say that* ***odor is more than a nuisance"****,* emphasis added. Additionally, pursuant to Subsection 11.02.300 (E) of the Title 11 of the County Code, **nuisance is "….anything that renders air,….detrimental to the health of human beings."** Odors are a Nuisance because they remove the ease of breathing, and the lack of ease is the definition of disease. Disease is a public health matter. In common language,.....you have to be able to breathe and do so easily or you are suffering "dis-ease".

   Unfortunately, the draft CUP conditions, the FEIR and its Mitigation Monitoring and Reporting Program (MMRP) fail to recognize the above and the requirements of the Los Angeles County Code, Title 11, Sections 11.02.190 through 11.02.300. As such, the proposed definition 1.xx and the MMRP must be revised and expanded to include the provisions of the Title 11 of the Los Angeles County Code.

4. Subsurface Landfill Gas Migration – It is a known fact that the landfill gas generated in a landfill due to decomposition of the organic waste follows a path of resistant and at times migrates beyond the landfill boundaries into adjacent enclosed structures located as far away as 1,000 feet from the landfill. Also, the landfill gas, when under pressure, moves downward and possibly below 150% of the landfill depth. Operating Industrial Inc Landfill in the City of Monterey Park) is an example of such a case. As such, the County Building Code was updated in 1975 to insure the protection of enclosed structures and their occupants from potential landfill gas migration and possible explosion. Unfortunately, the proposed Landfill expansion is as close as 500 feet of residential properties and commercial buildings. As such, the proposed CUP Conditions must be expanded to require the Landfill permittee to comply with the requirements of the County Building Code and protect all enclosed structures (existing or to be developed) and their occupants within the 1,000 feet of the Landfill footprint subject to full compliance with the County Department of Public Works requirements. Additionally, the Landfill's permittee must be required to install a series of landfill gas monitoring wells, each located 500 feet apart and installed at a length equivalent to 150% of the Landfill depth or as determined otherwise by the County Department of Public Works, to monitor the subsurface landfill gas migration to insure safety of the buildings and their occupants.

**Specifics Comments**

1. Definitions

   - **d.** Expand to include "in the absence of oxygen" at end of the sentence.

- **i.** Please verify if "Biomass" includes Food Waste.

- **q.** Expand to indicate that the landfill must additionally comply with regional and local laws and regulations.

- **vv.** Expand to insert "/compostable" after the word "recyclable."

- **xx.** Please see Comments No. 3 under the General Comments and revise accordingly. Additionally, please define the following phrases. (1) "affects at the same and entire community." Who would define the entire community and how one insures that the entire community is affected at the same time? Isn't this a road block to substantiate the citizens being exposed to odors considering that each of us smell differently? Without an appropriate and justifiable response, the requirements mentioned must be deleted and revised to read as follows:

  **"Unless noted otherwise by Title 11 of the Los Angeles County Code, Nuisance" shall mean anything injurious to human health or is indecent or offensive to the senses and interferes with the comfortable enjoyment of life or property."**

  Please see Condition No. 22 for additional comments.

- **aaa.** This definition is a duplicate of the definition shown under Item **1.xx** and needs to be deleted.

- **bbb.** To further manage odor nuisance for the protection of public health and safety, all composting processes must be conducted in an enclosed structure)s) operating under negative pressure at all time. Accordingly, please revise the first sentence of the definition to read: **"Organic Waste Composting Facility: shall mean an enclosed facility operating under negative pressure at which composting...."**

**10.b** – Please expand to indicate that the DPH is also the **County Health Officer**

**13.** – Expand to include Public Works since according to the County ordinance, the Public Works is the lead County Agency on advising the Board of Supervisors on waste management issues.

**22.** – Expand to add a new paragraph to further address odor mitigation measures and include the same in the MMRP.

- **"The Board may decrease the maximum of daily amount of Solid Waste allowed by Condition No. 21 if, upon the joint recommendation of the DPH and Public Works, the Board determines that a decrease is necessary to appropriately manage the odor nuisance for the protection of public health and safety. Such a decrease in daily tonnage shall not exceed more than 500 tons per day during six continuous calendar months"**

**25.** – The Household Hazardous Waste Facility – If possible the type of waste proposed to be collected should be expanded to include sharps.

**26.** – Organic Composting Facility – Due to recently enacted SB 32 and SB1383, see General Comment No.1, it is essential that any Landfill expansion should be contingent upon the Landfill permittee to develop the described composting facility, emphasis added. The Los Angeles County and the 88 cities in the County significantly lack needed infrastructures to comply with requirements of SB 1383. And the development of the proposed composting would be a very small but a necessary step in addressing the inadequacy of the needed infrastructures.

Please **define** the term "DPH-SWMP."

**32, 33 and 35** - Insurance Requirements – The County should not accept any type of permittee's self-insurance in order to protect the economic well-being of the County and the public it serves. Any type of self-insurance would allow the Landfill permittee to file for bankruptcy at any time causing the County and the cities responsible for any and all type of liabilities involving Landfill closure, post closure and corrective actions. Operating Industry, Inc. Landfill in Monterey Park, BKK Corp Landfill in West Covina and CalCompact Landfill in Carson are good examples to substantiate my statement/recommendation.

Additionally, the Landfill permittee must be required to substantiate to the County its financial capability and plans to provide for the Landfill closure, post closure and corrective actions from day one of the expanded Landfill operation and shall substantiate the adequacy of the required financial assurance plan on an annual basis and not wait till five years before the Landfill closure as stipulated in Condition No. 34.

Conditions 32, 33 & 34 - needs to be revised to address the foregoing.

**38.** - Is it the intent of the County is to prohibit the operation of the composting facility on Sundays? Please verify.

**44.b** – Please define the term "sorting facilities."

**63. -** Please expand to address issues/comments enlisted in the General Conditions 3 and 4 as well as Specific Conditions 1.xx, 22 and 26.

**67. -** Expand discussion to specifically expand and include the second paragraph of the Specific Condition No. 22

**68. –** Revise and expand Line one of this condition to read as follows: **"If any of the Test results of Condition 66 and/or 67 exceed the maximum emission levels established in the EIR and/ or SCAQMD, as adjusted pursuant to SB 32 and SB 1383 (see General Condition No.1), if the Landfill …. "**

Thank you for your consideration of the above comments and concerns. Should you have any questions, you can reach me at MikeMohajer@Yahoo.com or at P. O. Box 3334, San Dimas, Ca 91773-7334.

Sincerely,

*/S/ M.M.Mohajer*

**M. MICHAEL MOHAJER**

EC : Richard Claghorn, Los Angeles County Department of Regional Planning

**Richard Claghorn**

**From:** Lawrence <hrtspace@aol.com>
**Sent:** Wednesday, March 01, 2017 9:33 AM
**To:** Richard Claghorn
**Subject:** Chiquita Landfill

Sirs
I understand that the operator of this landfill is requesting an extension and an expansion of operations. I believe it's important for me to speak out with my concerns since I live in the Santa Clarita Valley.

First let's bring into consideration the traffic on 126 and the 5 highways. The 126 is a 4 lane highway and is quite dangerous due to the lack of direction dividers. Secondly the entrance to the landfill is in a dangerous location with trucks crossing the highway to go in the opposite direction. Third is the amount of debris that is left on highway 126 especially after rainstorms including dirt and rocks. Lastly the increased traffic on 126 along with increased speeds of people traveling across that important artery is also dangerous.

I travel the 5 freeway nearly every day and the traffic load continues to grow and backups are becoming the norm and that is without the large home development slated for the 126/5 corridor.

The truck traffic on the 5 is already an issue and is frequently difficult to egress onto that highway at all ramps throughout the SCV.

The increase of hazards and decreased quality of life offset by allowing this request to be approved will be disastrous for our way of life.

These are facts not theories.

I am against approval and ask the requests to be denied.

Thank You,
Lawrence Nissen
SCV

May your day be magical and full of meaning.

## Richard Claghorn

**From:** Stacy Fortner <s_fortner@yahoo.com>
**Sent:** Tuesday, February 28, 2017 4:15 PM
**To:** fifthdistrict@bos.lacounty.gov; Fourthdistrict@bos.lacounty.gov; Sheila@bos.lacounty.gov; MarkRidleythomas@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; claghorn@planning.lacounty.gov; executiveoffice@bos.lacounty.gov; DRP LDCC; Robert Glaser
**Cc:** Sandra Cruz; Kristen Root; Stacy Fortner
**Subject:** OPPOSE CHIQUITA CANYON LANDFILL

Please oppose the Chiquita Canyon Landfill Expansion.

The landfill has been an inconsiderate smelly neighbor to the residents of Val Verde and Castaic for too long. While Waste Connections makes money from operating the landfill to create positive sounding advertisements and give donations to keep negative press and Santa Clarita Republican leaders from speaking out against the landfill, it leaves the limited power, time, money and other resources of individual home owners to carry the burden of resisting this expansion.

Although no further expansion permits should be allowed at Chiquita, the landfill will still exist. So I believe it is probably a good idea for Waste Connections to be allowed to continue to use the methane gas generated by its Chiquita dump to produce electricity (Ref: SCV Republican call to action letter in late February explaining that it powers 10,000 homes.) Burning off the gas is a poor alternate solution. It is also a good idea to allow Waste Connections to build the waste-to-energy plant, providing they can only use the waste they have already collected.

We do not want more trucks bringing trash from other cities into our community. The fumes generated by those trucks is yet another impact of the dump on the air quality within the Santa Clarita Valley. Please do not put our air and water supply at further risk. Our environment is worth so much more than money can buy.

Sincerely,

Blessings,
Stacy Fortner

## Richard Claghorn

**From:** DRP LDCC
**Sent:** Wednesday, March 01, 2017 10:06 AM
**To:** Samuel Dea; Richard Claghorn
**Subject:** FW: Please oppose the Chiquita Canyon Landfill Expansion
**Attachments:** Oppose Expansion of the Chiquita Canyon Landfill; Please oppose the Chiquita Canyon Landfill Expansion; You have to know this before March 1, 2017; OPPOSE CHIQUITA CANYON LANDFILL; Email from Republican Party Chair - Joe Messina; I oppose the Chiquita Canyon Landfill Expansion!; Please oppose the Chiquita Canyon Landfill Expansion!!

There were a whole bunch so I'm forwarding these to you all in one email and please check attachments too.

Thank you,

**Alice Wong, AICP**
Principal Planner
Land Development Coordinating Center Section
Department of Regional Planning
320 W. Temple Street, Room 1360
Los Angeles, CA 90012
http://planning.lacounty.gov/

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**From:** Vikram Weet [mailto:weetvl@yahoo.com]
**Sent:** Tuesday, February 28, 2017 1:55 PM
**Subject:** Please oppose the Chiquita Canyon Landfill Expansion

I understand that landfills are necessary. However, creating the largest waste disposal area in the county so close to a rapidly expanding suburban area seems dangerous when there are other, more viable options that will not directly impact the lives of so many families. I oppose this measure with this email, with my voice at tomorrow's hearing, and I will do so with my vote come election time.

We do not want more trucks bringing trash from other cities into our community. Please do not put our air and water supply at further risk. Our environment is worth so much more than money can buy.

Sincerely,

Vik Weet
Santa Clarita Resident

## Richard Claghorn

**From:** DRP LDCC
**Sent:** Wednesday, March 01, 2017 10:03 AM
**To:** Samuel Dea; Richard Claghorn
**Subject:** FW: Oppose the Chiquita Canyon Landfill Expansion

Hi Sam and Richard, this should be for you. Not sure if you got this already.

Thank you,

**Alice Wong, AICP**
Principal Planner
Land Development Coordinating Center Section
Department of Regional Planning
320 W. Temple Street, Room 1360
Los Angeles, CA 90012
http://planning.lacounty.gov/

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**From:** Louise Logan [mailto:louisebrownlogan@gmail.com]
**Sent:** Tuesday, February 28, 2017 11:56 AM
**To:** claghorn@planning.lacounty.gov; fifthdistrict@bos.lacounty.gov; Fourthdistrict@bos.lacounty.gov; Sheila@bos.lacounty.gov; MarkRidleythomas@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; executiveoffice@bos.lacounty.gov; DRP LDCC <D4@planning.lacounty.gov>; Robert Glaser <rglaser@planning.lacounty.gov>; Oscar Gomez <ogomez@planning.lacounty.gov>
**Subject:** Oppose the Chiquita Canyon Landfill Expansion

Please oppose the Chiquita Canyon Landfill Expansion.

The landfill has been an inconsiderate smelly neighbor to the residents of Val Verde and Castaic for too long. While Waste Connections makes money from operating the landfill to create positive sounding advertisements and give donations to keep negative press and Santa Clarita Republican leaders from speaking out against the landfill, it leaves the limited power, time, money and other resources of individual home owners to carry the burden of resisting this expansion.

Although no further expansion permits should be allowed at Chiquita, the landfill will still exist. So I believe it is probably a good idea for Waste Connections to be allowed to continue to use the methane gas generated by its Chiquita dump to produce electricity (Ref: SCV Republican call to action letter in late February explaining that it powers 10,000 homes.) Burning off the gas is a poor alternate solution. It is also a good idea to allow Waste Connections to build the waste-to-energy plant, providing they can only use the waste they have already collected.

We do not want more trucks bringing trash from other cities into our community. The fumes generated by those trucks is yet another impact of the dump on the air quality within the Santa Clarita Valley. Our environment is worth so much more than money can buy.

Sincerely,

Louise Logan
27152 Bidwell Lane
Valencia, CA 91354
661-297-5208

## Richard Claghorn

**From:** DRP LDCC
**Sent:** Wednesday, March 01, 2017 10:04 AM
**To:** Richard Claghorn; Samuel Dea
**Subject:** FW: Please oppose the proposed Chiquita Canyon Expansion from a CASTAIC RESIDENT!

Here is another one. Maybe more coming your way.

Thank you,

**Alice Wong, AICP**
Principal Planner
Land Development Coordinating Center Section
Department of Regional Planning
320 W. Temple Street, Room 1360
Los Angeles, CA 90012
http://planning.lacounty.gov/

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---

**From:** John Zaring [mailto:john@thezaringgroup.com]
**Sent:** Tuesday, February 28, 2017 1:54 PM
**To:** fifthdistrict@bos.lacounty.gov; Fourthdistrict@bos.lacounty.gov; Sheila@bos.lacounty.gov; MarkRidleythomas@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; claghorn@planning.lacounty.gov; executiveoffice@bos.lacounty.gov; DRP LDCC <D4@planning.lacounty.gov>; rglaser@planning.lacoun
**Subject:** Please oppose the proposed Chiquita Canyon Expansion from a CASTAIC RESIDENT!

To all concerned,

As a resident of Castaic's Hillcrest Park neighborhood, I can attest to the fact that the landfill has been an inconsiderate smelly neighbor to the residents of Val Verde and Castaic for too long. While Waste Connections uses the money it makes from operating the landfill to create positive sounding advertisements and give donations to keep negative press and Santa Clarita Republican leaders from speaking out against the landfill, it leaves the limited power, time, money and other resources of individual home owners to carry the burden of resisting this expansion.

Although no further expansion permits should be allowed at Chiquita, the landfill will still exist. So I believe it is probably a good idea for Waste Connections to be allowed to continue to use the methane gas generated by its Chiquita dump to produce electricity (Ref: SCV Republican call to action letter in late February explaining that it powers 10,000 homes.) It is also a good idea to allow Waste Connections to build the waste-to-energy plant, providing they can only use the waste they have already collected.

This is NOT just a NIMBY argument. We've done our bit. It is simply time to find somewhere else for the trash from other cities. The fumes generated by the trucks transporting the trash is yet another impact of the dump on the air quality within the Santa Clarita Valley. Please do not put our air and water supply at further risk.

Our environment is worth so much more than money can buy.

Sincerely,

John Zaring
30502 Whitney Drive
Castaic, CA 91384

*John Zaring*

*john@thezaringgroup.com*

*Office: 661-294-0122, x206*

*Mobile: 310-779-2292*

*BBM Pin: D1BF26FF*



*Follow us on Twitter & Instagram @ZaringGroup*

*http://secure-web.cisco.com/1LeRGY-eBXGPlBEFeF5mv9YQvXCxXr4Hlan3Nb3rDSzOhp5VYhptOWwkcM_PmudloxVlkZawG5CXAdcu_9he5B6kUUOJZPPOwryax9bWoGGwZhKF4mzS5sw_w0eHpEdWUvkz42Cc20pfoblM9gTrdJ0TZrBQaiKfyf8z5BEzpvo8rqQrxLTg5PcfG1yDVJOlvPShzSS_odyN5l7x9NCj4VDNWGbZQfbxkfkdl8CTZVN4beo1Y583Qu53UalwkD2JE1eIqxKlD2-tmSTq1yOg9u8eDpbXl1I0JUk_72qiksdsSu_lefTOsTsxjZzn-1M9lYhXBZ74D1dFmQxrxvft7kQDYQ9_8x5eUiA5O5iV2lPOQ5EEJP4R9YL4TO-t3gZ0s99PdED7jgy8xA181_1jWKA/http%3A%2F%2Fwww.thezaringgroup.com*

## Richard Claghorn

**From:** DRP LDCC
**Sent:** Wednesday, March 01, 2017 10:06 AM
**To:** Samuel Dea; Richard Claghorn
**Subject:** FW: Please oppose the Chiquita Canyon Landfill Expansion
**Attachments:** Oppose Expansion of the Chiquita Canyon Landfill; Please oppose the Chiquita Canyon Landfill Expansion; You have to know this before March 1, 2017; OPPOSE CHIQUITA CANYON LANDFILL; Email from Republican Party Chair - Joe Messina; I oppose the Chiquita Canyon Landfill Expansion!; Please oppose the Chiquita Canyon Landfill Expansion!!

There were a whole bunch so I'm forwarding these to you all in one email and please check attachments too.

Thank you,

**Alice Wong, AICP**
Principal Planner
Land Development Coordinating Center Section
Department of Regional Planning
320 W. Temple Street, Room 1360
Los Angeles, CA 90012
http://planning.lacounty.gov/

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---

**From:** Vikram Weet [mailto:weetvl@yahoo.com]
**Sent:** Tuesday, February 28, 2017 1:55 PM
**Subject:** Please oppose the Chiquita Canyon Landfill Expansion

I understand that landfills are necessary. However, creating the largest waste disposal area in the county so close to a rapidly expanding suburban area seems dangerous when there are other, more viable options that will not directly impact the lives of so many families. I oppose this measure with this email, with my voice at tomorrow's hearing, and I will do so with my vote come election time.

We do not want more trucks bringing trash from other cities into our community. Please do not put our air and water supply at further risk. Our environment is worth so much more than money can buy.

Sincerely,

Vik Weet
Santa Clarita Resident

**Richard Claghorn**

**From:** Melanie Paulsen <melaniepaulsen@me.com>
**Sent:** Tuesday, February 28, 2017 2:38 PM
**To:** Melanie Paulsen
**Subject:** Oppose Expansion of the Chiquita Canyon Landfill

Dear Supervisor/Planner;

I am writing to request that you please oppose any expansion of the the Chiquita Canyon Landfill.

The landfill has been an inconsiderate neighbor to the residents of Val Verde and Castaic for too long. While Waste Connections makes money from operating the landfill to create positive sounding advertisements and give donations to keep negative press and Santa Clarita Republican leaders from speaking out against the landfill, it leaves the limited power, time, money and other resources of individual home owners to carry the burden of resisting this expansion. We do not want further risk to our environment or the healthy of our communities nor more trucks bringing trash from other cities into our community. The fumes generated by those trucks is yet another impact of the dump on the air quality within the Santa Clarita Valley. Please do not put our air and water supply at further risk.

Sincerely,

The Paulsen Family
Residents of Valencia

## Richard Claghorn

**From:** David Barlavi, Esq. <yinvest@pacbell.net>
**Sent:** Tuesday, February 28, 2017 2:47 PM
**To:** fifthdistrict@bos.lacounty.gov; Fourthdistrict@bos.lacounty.gov; Sheila@bos.lacounty.gov; MarkRidleythomas@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; claghorn@planning.lacounty.gov; executiveoffice@bos.lacounty.gov; DRP LDCC; rglaser@planning.lacoun
**Subject:** Please oppose the Chiquita Canyon Landfill Expansion

Please oppose the Chiquita Canyon Landfill Expansion.

The landfill is smelly, toxic, illegal and completely unnecessary. Their contract expired already. The deal they had made with our community is that they would only dump here for 20 years. They did that and not want to renege on their agreement with our community. Please do not allow this. There are other great alternatives they have been planning for the last 20 years. They should take advantage of those, not our community.

We do not want more trucks bringing trash from other cities into our community. The fumes generated by those trucks is yet another impact of the dump on the air quality within the Santa Clarita Valley. Please do not put our air and water supply at further risk. Our environment is worth so much more than money can buy.

We are also very concerned about our property values, as well as the health of our children.

If this expansion goes through, people will protest and block the trucks from entering. This is a very big deal to us. Please vote no!

Yours,

Valencia, CA resident and business owner
David Barlavi, Esq.

---

**LAW OFFICE OF DAVID BARLAVI**
David Barlavi, Esq. | *Tax* | *Trusts* | *Estates*
25060 Avenue Stanford #235 | Valencia | CA 91355
Office 661.775.0237 | 800.Why.Invest
Fax 818.332.4158 | Cel 818.571.0789
http://secure-web.cisco.com/1pWnKXFcqmf9SqDOsGJXIrr1dbfLWilJV-_WZNeK5O12HAyMqA5oDWm_A_az1wcupQFGh-lZ8o7RXiZl0CxjF4dMUZXbbJxXqWl0MAhx5ZtmqwbubwJ-THoNxBVMrkqk-6BUYev-yBdnjaVsM03-cN4OovszQu8U06BZ8B7WBUinM3U3_f8Gfcu_iHVZuaiFc86e4wRod5p-KmC25gi3fFw7utqSkdnVcwvYEQiEJz_wHsNdD_LTNn8xC3L69WQD-pioJslf14jx2SroA3Xg07yMU91vm-RtNiDFfvYSl_1V-AxiwgP9Ng1R7H7hSG7NoFJyMurw3EkjGilBfFgclJp61F91YWQZCy8AMsyblzGnCBaL4HX6qJEuSGRpJbUntoIsIXlgFnlSGQ_Gqooz-SA/http%3A%2F%2Fwww.TaxLyr.com

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We do not want more trucks bringing trash from other cities into our community. Please do not put our air and water supply at further risk. Our environment is worth so much more than money can buy.

Sincerely,

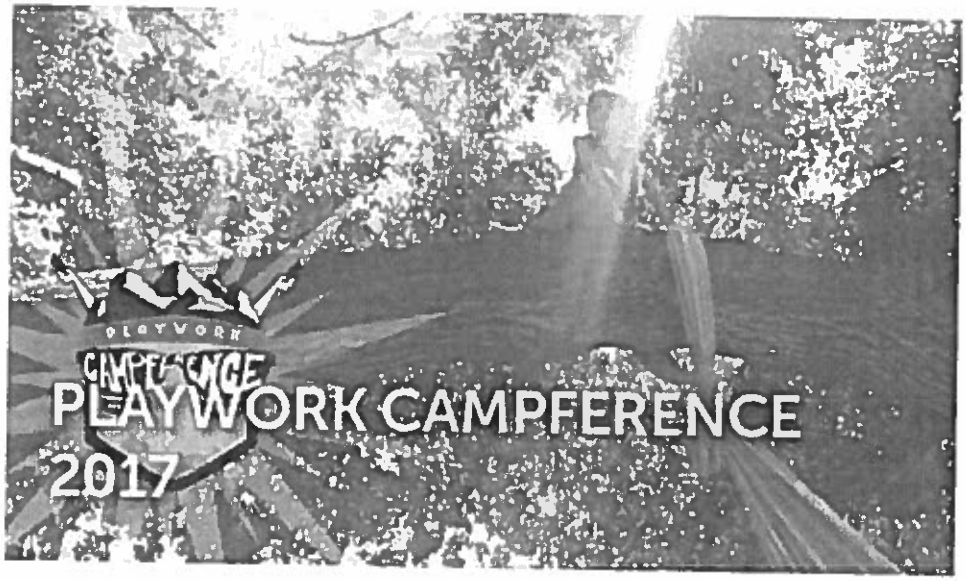
Vik Weet
Santa Clarita Resident

**News Feed**



**Erica Larsen-Dockray** shared Chiquita Canyon's photo.
3 hrs ·

Chiquita Canyon Please remove this post from your page




We are extremely pleased to be working with Santa Clarita Valley Adventure Play to bring to you the first ever Playwork Campference. During 16th to 19th February 2017, we will be gathering together in Val Verde CA, USA to celebrate playwork in the surroundings of the hatchling site, Eureka Villa Adventure Playground. The Playwork Campference 2017 will have the following focuses: Playwork Practice – specifically learning how to embed playwork into both... Read More

**Chiquita Canyon**
21 hrs ·

Congrats to SCV Adventure Play on their first "Campference" in Val Verde. Dozens of kids and their families camping and enjoying the outdoors near Chiquita Canyon.

Angry

CommentShare

5You, Bonnie Nikolai and 3 others

**Comments**



**Susie Sheffield-Evans** How dare they? (^*()(*^%%^&*()

Like · Reply · 3 hrs



**Jonathan Heywood** Oh wow

Like · Reply · 3 hrs



**Terri Tracy Harrah** Just wow!

Like · Reply · 2 hrs



**Steven Howse** Glad you saw this, I shared it so it wouldn't get lost

Like · Reply ·

Friends,

Our client, Chiquita Canyon Landfill, has their Planning Commission Hearing next Wednesday, March 1. I have the details below:

**Wednesday, March 1 at 6:00 PM**

**Rancho Pico Junior High School**
**26250 Valencia Blvd.**
**Stevenson Ranch, CA 91381**

We need your support!

As a bit of a background, Chiquita Canyon Landfill is located off State Route 126, 3 miles west of I-5, in Castaic. It has been in continuous operation for more than 40 years and is owned and operated by Waste Connections, an integrated solid waste services company.

Chiquita Canyon has provided the Santa Clarita Valley and surrounding Los Angeles communities with environmentally safe and efficient waste disposal services. It has been operating since 1972, and has been an active member of the Santa Clarita Valley, participating in community events and contributing to local organizations and programs. Overtime Chiquita Canyon generates a greenhouse gas, methane, which is then used to generate electricity for nearly 10,000 homes each year.

We are inviting you to join us in support of Chiquita Canyon at the proposed date and location above. YOU WILL NOT be asked to speak on the matter, however, should you wish to, talking points can be provided for you. All we ask is for you to sit in attendance and show your support.

We are meeting at TPC in Valencia between 4:30 – 5:30 PM and handing out t-shirts, hats, and stickers for our supporters. We will have appetizers and drinks provided as well.

**TPC in Valencia**
**26550 Heritage View Ln**
**Valencia, CA 91381**

Please let me know if you are able to attend. We really appreciate your help!

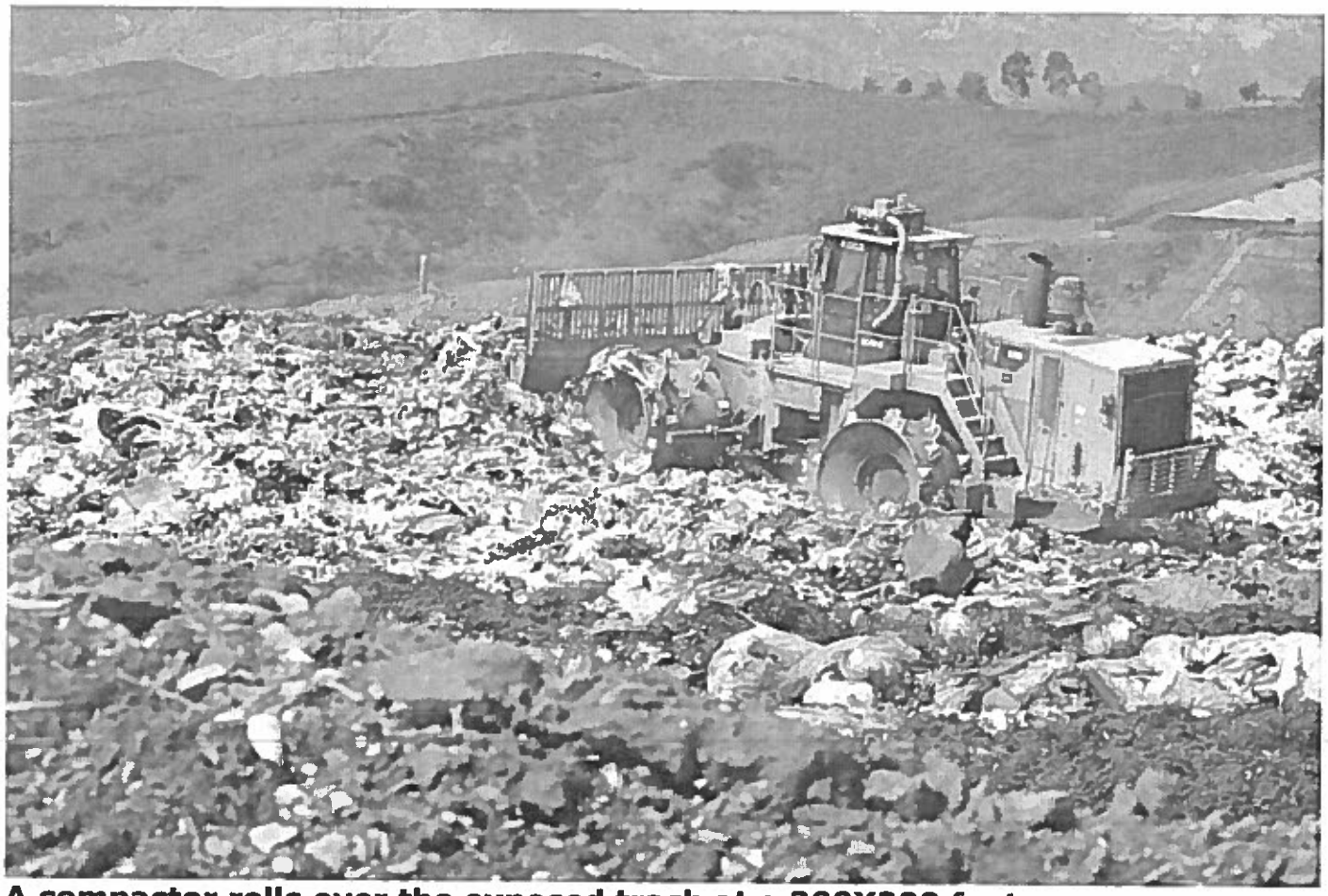
Thanks!

On Fri, Feb 24, 2017 at 10:41 AM, Sally White <sallywhite24@sbcglobal.net> wrote:

# March 1, 2017 @ 6PM - Rancho Pico Jr. High School Be There!

# Kathy Pisaro: Be heard at landfill hearing

**SCV VOICES**
**By Signal Contributor -**
**February 23, 2017, 10:15 pm**



**A compactor rolls over the exposed trash at a 200X200 foot "working face" site at the Chiquita Land Fill in Castaic in 2014. As soon as the the trash is spread and compacted it is immediately covered with dirt and the working face site moves forward. This view looks south-west towards the new proposed expansion site, and In the distance is the tall ridge which blocks the land fill from view of surrounding communities. Dan Watson/Signal**

**in Jan. 10 The Signal printed an open letter from John Paladin outlining the problems with expansion of the Chiquita Canyon Landfill and requesting a hearing for the project.**

**I would like to update the citizens of Santa Clarita as to the date and time of the hearing: March, 1, 2017, 6 p.m. at Rancho Pico Jr. High School, 26250 Valencia Blvd., Stevenson Ranch (additional parking and possible alternate location is West Ranch High School).**

**I will take a moment to reiterate the points made in the Jan. 10 column as to why it is against the interests of the citizens of the Santa Clarita Valley to have such a huge expansion of this landfill. This is the landfill out on Route 126 over by Val Verde.**

**The expansion permit is requesting that the landfill be permitted to double its daily intake, from 6,000 tons to 12,000 tons, to increase**

**the elevation of the landfill by 133 feet, to increase the landfill space from 257 acres to 400 acres, to add a Household Hazardous Waste Facility, and to turn our landfill into a destination for waste from municipalities all the way to the Mexican border, making this the biggest landfill in California, able to accept more trash than the current largest landfill in the United States.**

**In addition, this landfill is just south of an active fault line and on top of our valley's groundwater aquifer. Particulate matter from this landfill is just five miles as the wind blows away from the city of Santa Clarita. Some residents of Val Verde are less than 1,000 feet from this landfill.**

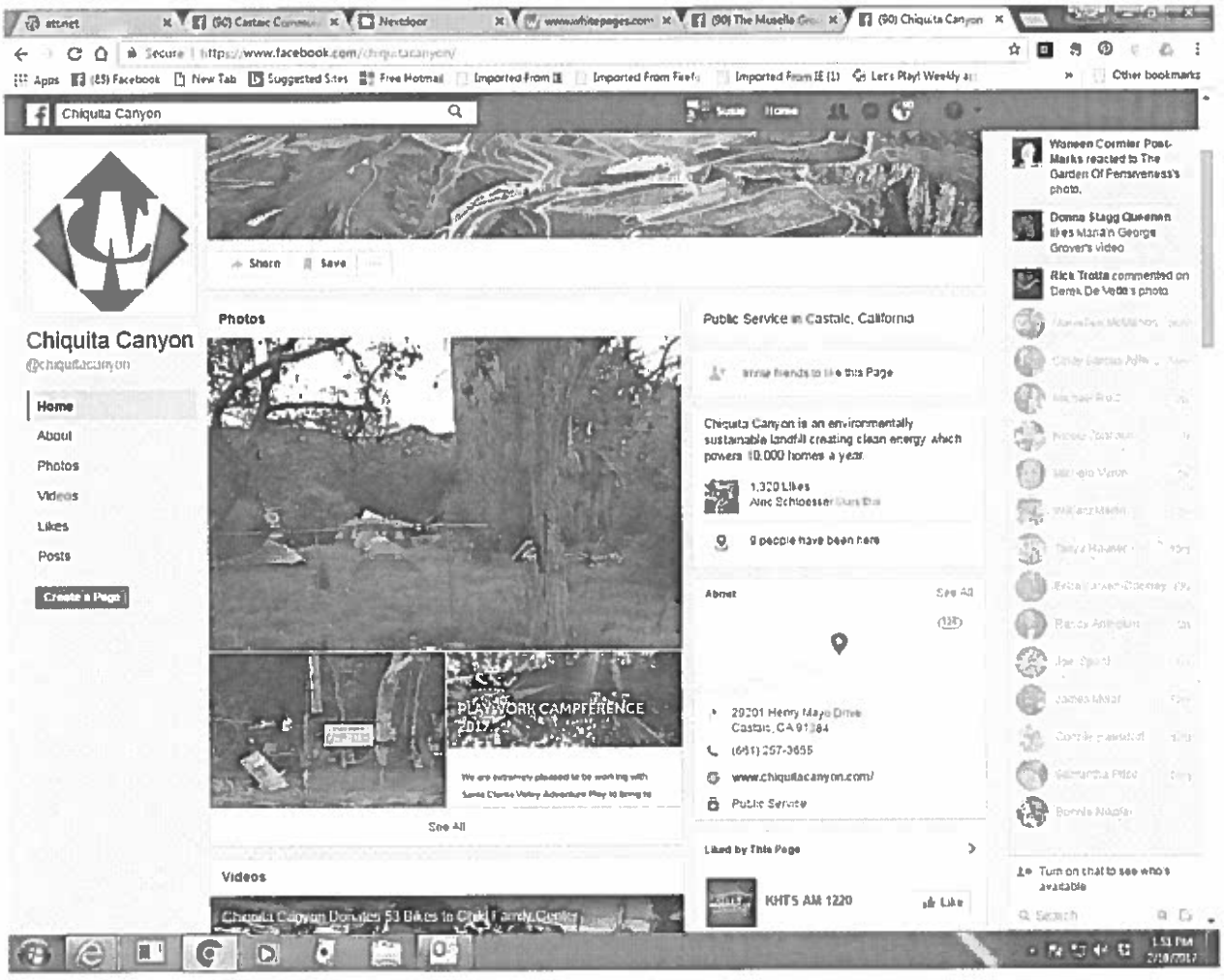
**In 1997, the owners/operators agreed to cease operations once the landfill reached capacity. The agreement also allowed for emergency extensions and the chance to submit a renewed permit application. There is a perfectly good place for all this trash to go. The Mesquite Regional Landfill in Imperial County is not being used at all, and it is permitted for 500,000 tons. Our landfill does not have to be expanded.**

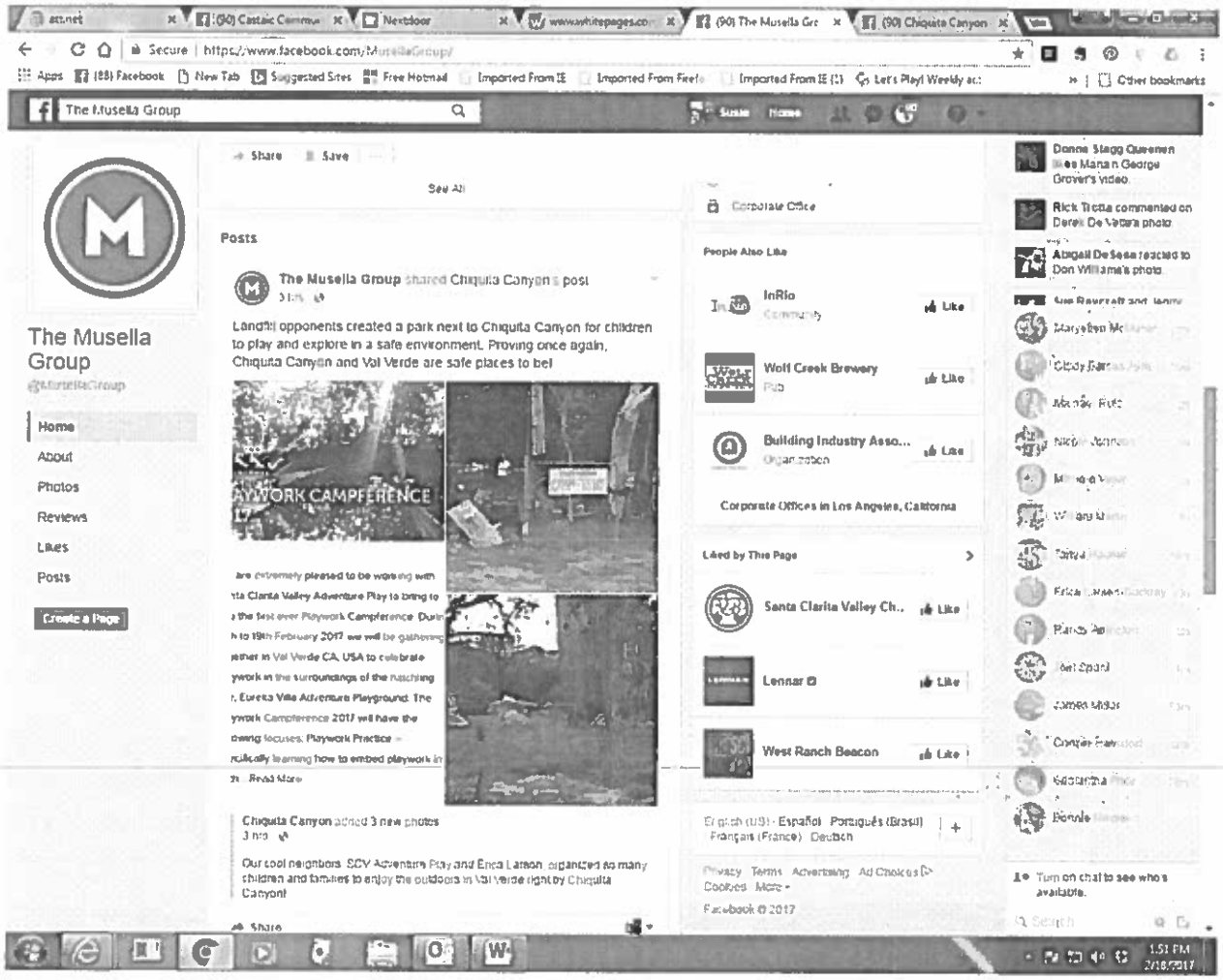
**I don't want our community to be sitting next to the largest landfill in California and a possible Hazardous Waste Facility. This is not going to help us in any way to have a "destination" landfill so close to our homes. More pollution and more garbage truck traffic is not going to raise our home values.**

**If you want to protest this expansion, you can attend the meeting on March 1, contact the L.A. County supervisors and county Department of Regional Planning, and let others know about this.**

**I had no idea until a friend informed me that this landfill expansion was even going on and had reached this level! As a parent and homeowner in Santa Clarita, I am opposed to this. I think a lot of us might be opposed to this if we're informed about what is happening. Thank you for taking your time to read this.**

***Kathy Pisaro is a Santa Clarita resident.***


Chiquita Canyon
Chiquita Canyon
@chiquitacanyon
Home
About
Photos
Videos
Likes
Posts
Create a Page
Share
Save
Photos
PLAYWORK CAMPFERENCE 2017
See All
Videos
Public Service in Castaic, California
Chiquita Canyon is an environmentally sustainable landfill creating clean energy which powers 10,000 homes a year.
1,320 Likes
9 people have been here
About
See All
29201 Henry Mayo Drive
Castaic, CA 91384
(661) 257-3655
www.chiquitacanyon.com/
Public Service
Liked by This Page
KHTS AM 1220
Like
Turn on chat to see who's available


The Musella Group
The Musella Group
@MusellaGroup
Home
About
Photos
Reviews
Likes
Posts
Create a Page
Posts
The Musella Group shared Chiquita Canyon's post
Landfill opponents created a park next to Chiquita Canyon for children to play and explore in a safe environment. Proving once again, Chiquita Canyon and Val Verde are safe places to be!
Chiquita Canyon added 3 new photos
Our cool neighbors SCV Adventure Play and Erica Larson organized as many children and families to enjoy the outdoors in Val Verde right by Chiquita Canyon!
People Also Like
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Corporate Offices in Los Angeles, California
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Santa Clarita Valley Ch...
Lennar
West Ranch Beacon
Facebook © 2017

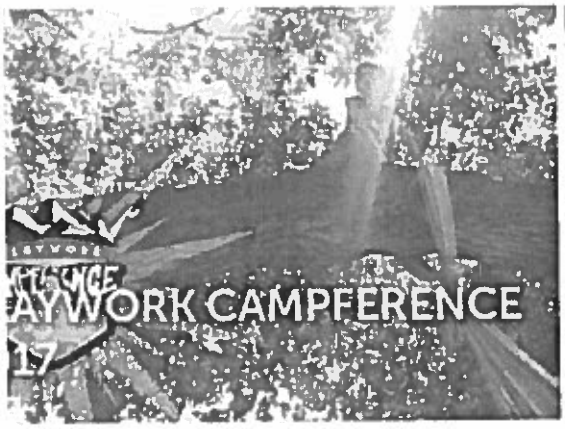
**The Musella Group** shared **Chiquita Canyon's post.**

Sponsored ·

Landfill opponents created a park next to Chiquita Canyon for children to play and explore in a safe environment. Proving once again, Chiquita Canyon and Val Verde are safe places to be!

**Chiquita Canyon** added 3 new photos.

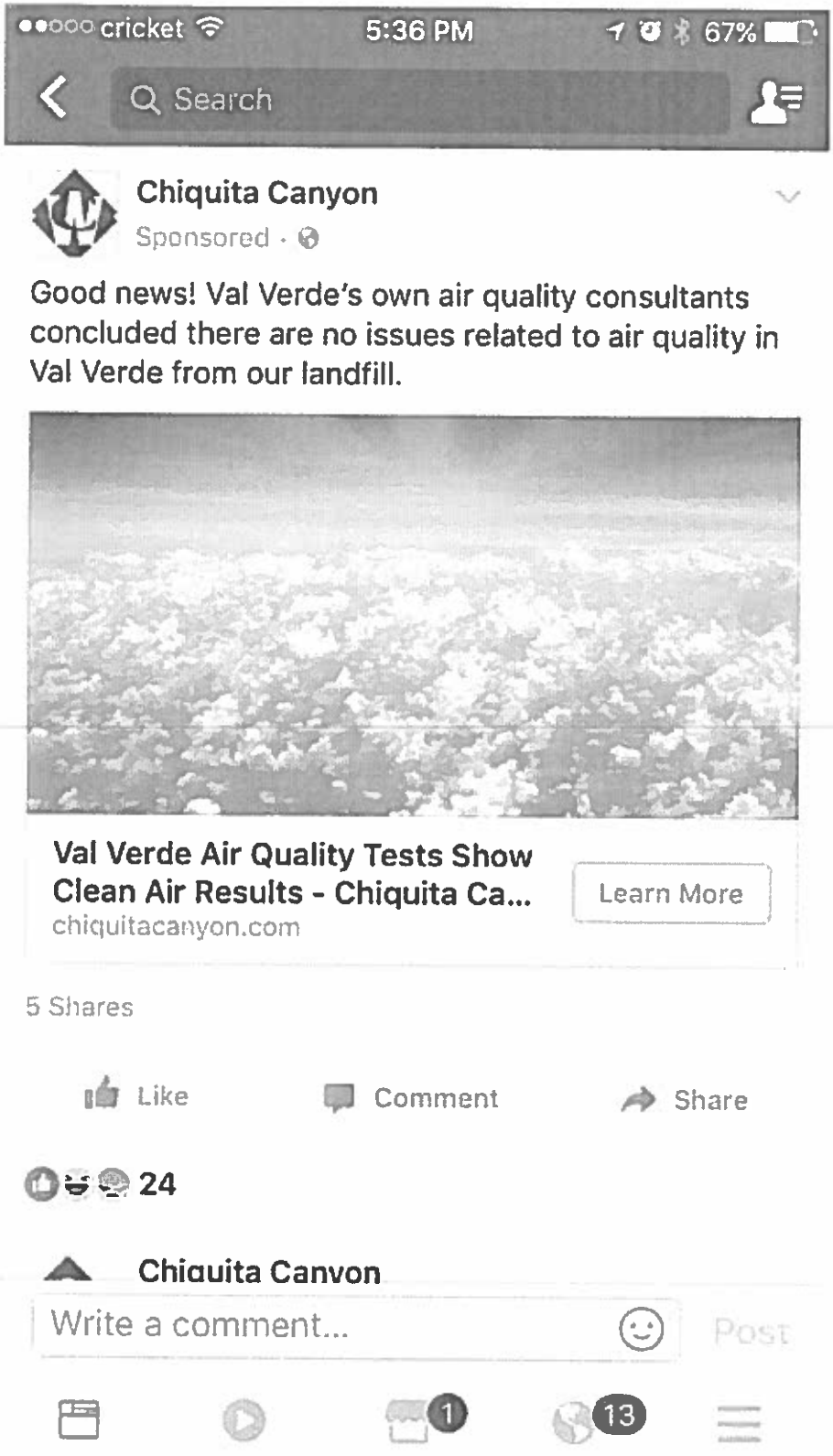
Our cool neighbors, SCV Adventure Play and Erica Larson, organized so many children and families to enjoy the outdoors in Val Verde right by Chiquita Canyon!







are extremely pleased to be working with


cricket
5:36 PM
67%
Search
Chiquita Canyon
Sponsored
Good news! Val Verde's own air quality consultants concluded there are no issues related to air quality in Val Verde from our landfill.
Val Verde Air Quality Tests Show Clean Air Results - Chiquita Ca...
chiquitacanyon.com
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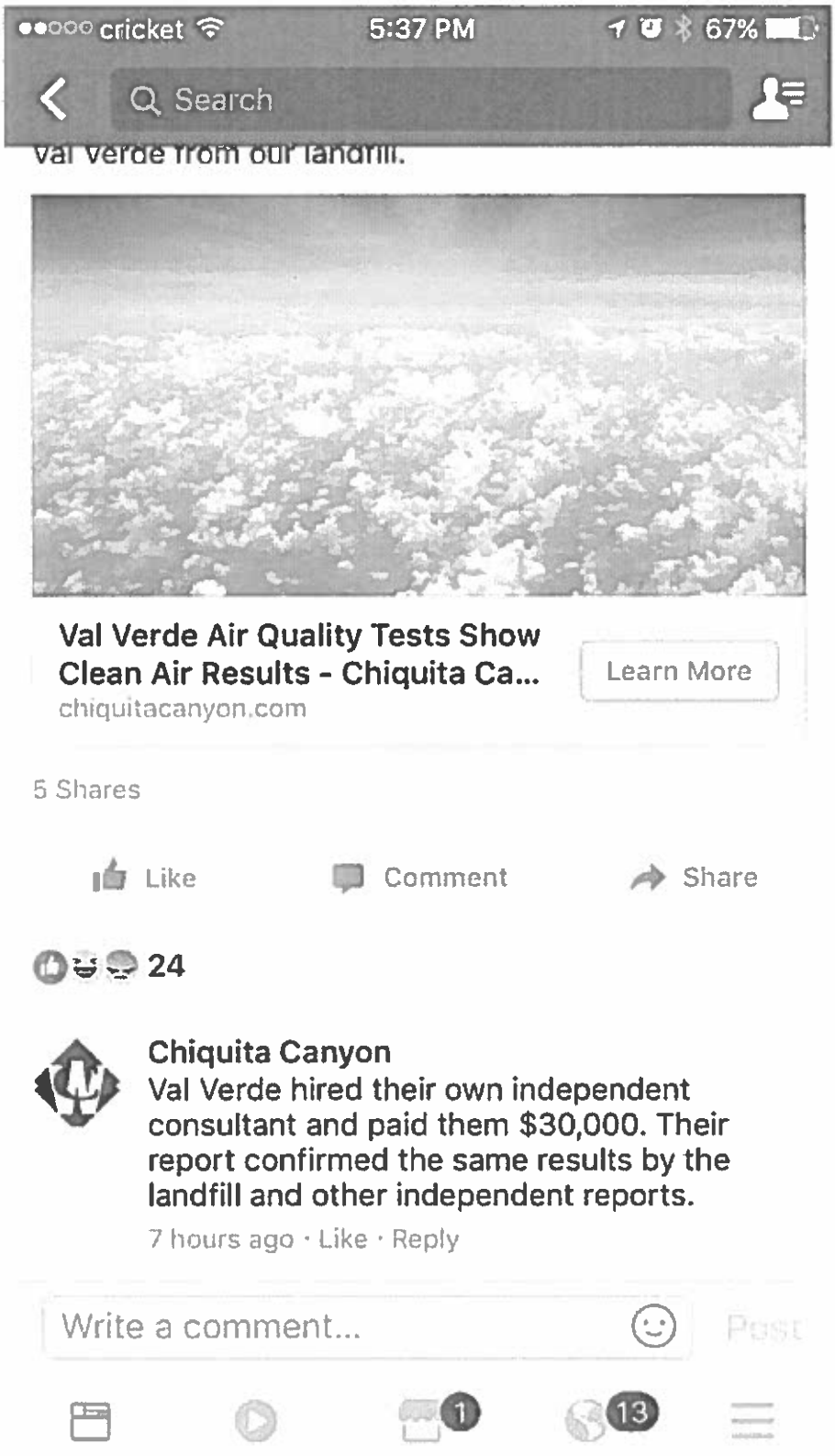
5 Shares
Like
Comment
Share
24
Chiquita Canyon
Write a comment...
Post
1
13


cricket
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67%
Search
val verde from our landfill.
Val Verde Air Quality Tests Show Clean Air Results - Chiquita Ca...
chiquitacanyon.com
Learn More
5 Shares
Like
Comment
Share
24
Chiquita Canyon
Val Verde hired their own independent consultant and paid them $30,000. Their report confirmed the same results by the landfill and other independent reports.
7 hours ago · Like · Reply
Write a comment...
Post
1
13

# DO NOT LET THEM
# TAKE YOUR MONEY!!

# VOTE
# 'YES' FOR VAL VERDE
# TONIGHT!!!

## HAVE YOUR VOICE BE HEARD!!

- ✓ The new landfill agreement instantly doubles money to CBFC
- ✓ **LANDFILL PAYS CBFC $340,000 now... new agreement starts at $560,000**
- ✓ Save $100,000 in scholarships to VV youth!!
- ✓ Save youth Soccer!!
- ✓ Save YAL funding!!
- ✓ Save your kids programs!!
- ✓ Save your ESL programs!!
- ✓ Save your Senior Bus Passes!!
- ✓ Save your Holiday Programs!!
- ✓ Save CERT funding!!
- ✓ Save your animal Spay and Neuter program!!

## SAVE OUR CBFC FUNDS!!

**VAL VERDE CIVIC ASSOCIATION**
**Special Dump Money Meeting @ 6 p.m. TONIGHT!!**

# NO DEJES QUE TOMEN

# TU DINERO!!

# VOTA

# 'SI' POR VAL VERDE

# ESTA NOCHE!!!

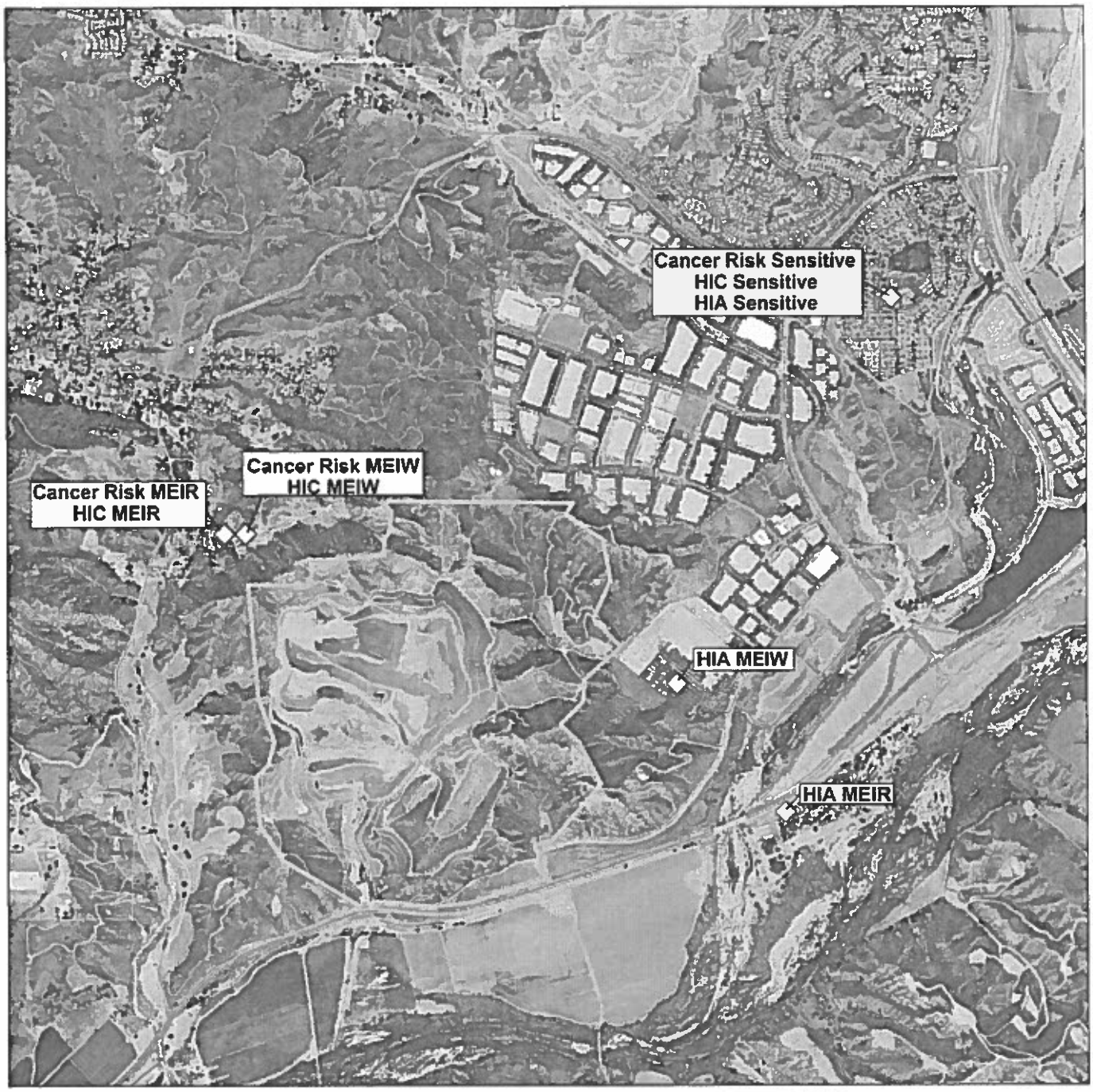
## HAZ QUE TU VOZ SE ESCUCHE!!

- ✓ El nuevo acuerdo del vertedero instantaneamente duplica el dinero para CBFC
- ✓ **EL VERTEDERO PAGA CBFC $340,000 ahora...el nuevo acuerdo empieza a $560,000**
- ✓ Salva $100,000 en becas para la juventud de VV!!
- ✓ Salva el futbol juvenil!!
- ✓ Salva financiacion YAL!!
- ✓ Salva los programas infantiles!!
- ✓ Salva los programas ESL!!
- ✓ Salva los pases de autobus para los mayores de edad!!
- ✓ Salva los programas de dias festivos!!
- ✓ Salva financiacion CERT!!
- ✓ Salva el programa de estirilizacion y castracion de animales!!

## SALVA NUESTROS FINANCIACIONES CBFC!!

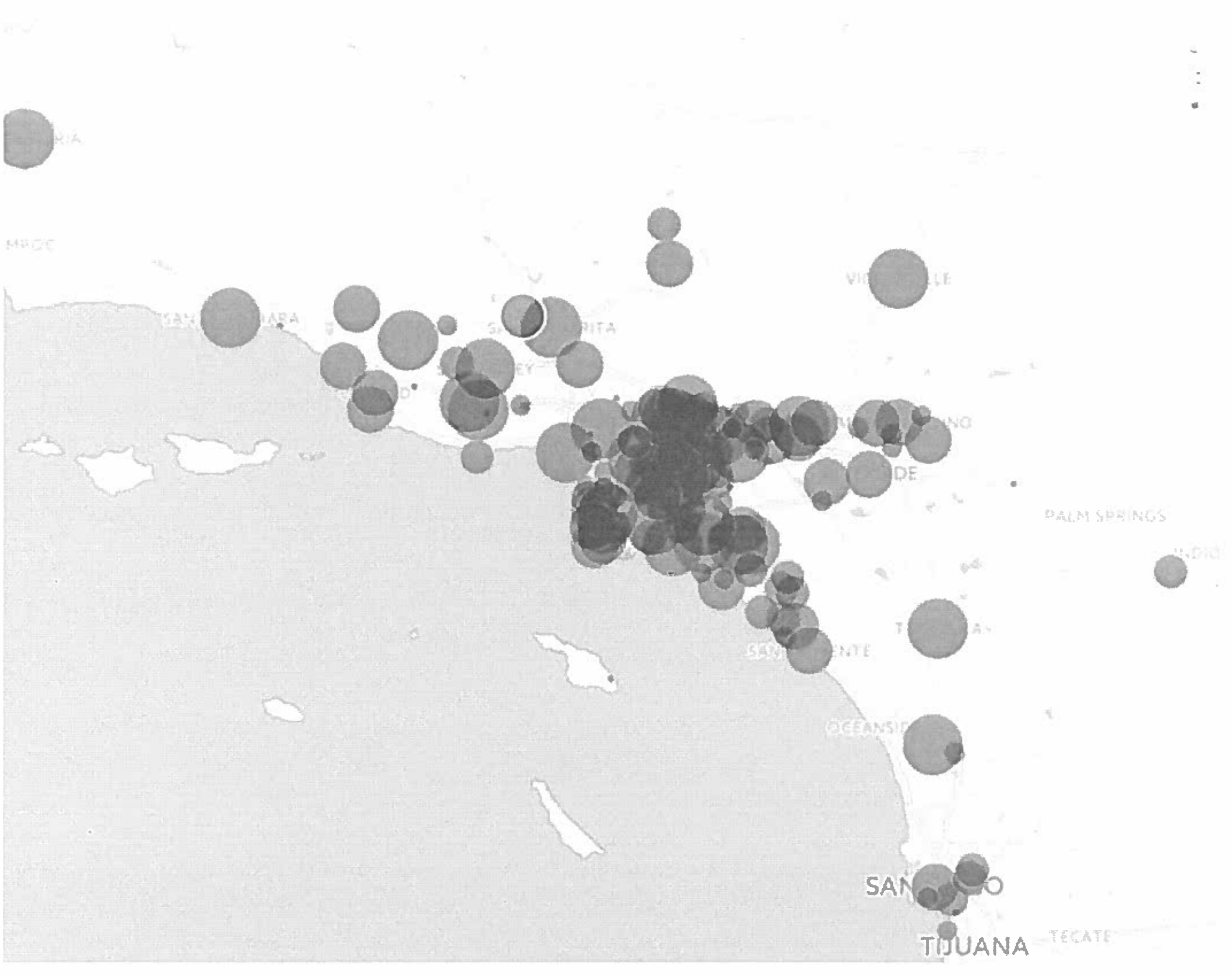
**ASSOCIACION CIVICA DE VAL VERDE**

Junta Special @ 6 p.m. ESTA NOCHE!!




MEIR: residential maximally exposed individual
MEIW: workplace maximally exposed individual
HIC: chronic hazard index
HIA: acute hazard index

**Figure 11.5.**
**Maximum Health Impact Locations from Proposed Project Construction and Operation**
**2015 OEHHA Guidance**
*Chiquita Canyon Landfill*
*Master Plan Revision*


PALM SPRINGS
TIJUANA



## Richard Claghorn

**From:** JOY DUMLAO <joydu@att.net>
**Sent:** Wednesday, March 01, 2017 11:24 AM
**To:** Richard Claghorn
**Subject:** Project No. R2004-00559-(5) / Conditional Use Permit 2004-00042 / Chiquita Canyon Landfill M...

To Whom It May Concern,

There are many legal issues and health concerns with this landfill.
This landfill will cause many lawsuits.
There are several Santa Clarita residents that oppose this and this landfill should not be allowed due to the proximity and danger to the area and residents.

Please do not allow this to happen.

Sincerely,
Joy Dumlao

## Richard Claghorn

**From:** sainthood11@juno.com
**Sent:** Wednesday, March 01, 2017 11:36 AM
**To:** DRP LDCC; Richard Claghorn; Robert Glaser
**Cc:** Oscar Gomez
**Subject:** Landfill

Writing all of you just as I have called all the supervisors to say we are mad as hell that the county, which is paid by the landfill, is not making it shut down per contract.
Richard Hood

CHIQUITA CANYON
*A Waste Connections Company*

March 1, 2017

Regional Planning Commission
County of Los Angeles
170 Hall of Records
320 West Temple Street
Los Angeles, California 90012

Re: **Chiquita Canyon Landfill; Project No. R2004-00559 – Conditional Use Permit No. 200400042 and Oak Tree Permit No. 201500007**
**Regional Planning Commission Hearing Date: March 1, 2017**

Dear Commissioners:

This letter supplements our prior submittal, dated February 14, 2017, and responds to staff's recommendations for conditions of approval to apply to our conditional use permit, which were provided to the Regional Planning Commission last Thursday. Based on our initial review, many of staff's recommendations would require a dramatic reduction from our current operations, while at the same time greatly increasing costs for us and our customers (including an estimated 356% increase in fees owed to the County). In addition, many of staff's recommendations would require burdensome new operational requirements to respond to issues that have never been a problem at Chiquita Canyon Landfill. Finally, many of staff's recommendations would restrict our ability to respond to issues operationally in order to meet set performance standards.

In this letter, we outline our primary concerns with staff's recommendations. However, due to the short period of time for our review prior to the public hearing, this letter may not present an exhaustive list of all our concerns.

**The Proposed Capacity Restrictions Do Not Represent the Status Quo and Instead Would Substantially Reduce the Operation of the Landfill**

The County's most recent *Annual Report on the Countywide Integrated Waste Management Plan* (December 2016) finds that jurisdictions in the County must continue to pursue multiple strategies, including expanding existing landfills and maintaining adequate reserve (excess) capacity, which will be essential in ensuring that the disposal needs of the County are met. In addition, the current update to the Countywide Siting Element, a component of the County General Plan covering a 15-year planning period, includes the proposed expansion of Chiquita Canyon and Scholl Canyon landfills in order to increase landfill capacities within the County. In addition, the Environmental Impact Report prepared for our project confirms that

Chiquita Canyon Landfill can be expanded without additional significant environmental impacts. Accordingly, we continue to believe our proposed expansion is in the best interest of the County and its residents and businesses.

However, we understand that staff intended to mirror our "status quo" operation. The conditional use permit provided to the Commission does not accomplish that goal. In fact, the proposed conditions dramatically reduce our current operation. The following table demonstrates the proposed reductions for all materials (solid waste for disposal, beneficial use materials, and clean soil), as compared to actual operations in 2016.

| | 2016 "Status Quo" Operations | Staff Recommendation | Variance |
|---|---|---|---|
| Annual | 2,892,887 tons | 2,100,000 tons | 27% reduction |
| Peak Week | 68,573 tons | 50,000 tons | Exceeded for 37 weeks in 2016 (71% of the time) |
| Peak Day | 15,125 tons | 12,000 tons | Exceeded on 46 days in 2016 (16% of the time) |
| Daily Average | 9,362 tons | 6,730 tons | Exceeded on 250 days (81% of the time) |

In addition, staff proposes new restrictions on the amount of beneficial use material that may be accepted on a daily, weekly, quarterly, and annual basis. Please see at **Exhibit "A"** proposed revisions to Condition 21 that would actually accomplish a "status quo" approval, all within the envelope of impacts studied in the environmental analysis.

## The Proposed Height Restriction Will Not Achieve the Objectives of the Status Quo Alternative

The Proposed Project was designed around a height limit of 1,573 feet above mean sea level (msl), which was still well below the level of the ridgeline to the north that protects the community of Val Verde from views of the landfill. Staff is recommending a maximum elevation of 1,430 feet above msl, which is 143 feet lower than the Proposed Project. This lower level is not justified by the visual resources analysis of the EIR and significantly reduces the site life to less than the 30 years identified in the conditional use permit. The status quo alternative evaluated in the EIR identified a landfill final height of 1,495 feet above msl, which is substantially lower than the landfill height of 1,573 above msl for the Proposed Project.

**The Proposed Fees Would Greatly Increase Costs and, in Many Cases, Have No Nexus to Project Impacts**

In 2016, Chiquita Canyon Landfill paid $7.7 million in taxes and fees to the County, in addition to the nearly $2 million in fees paid to CalRecycle. If the fees proposed by staff had been in effect in 2016, the fees and taxes paid to the County for 2016 would have been $27.3 million. That is a 356% increase in costs.

This increased payment to the County is without justification, and far exceeds the fees paid by other County landfills. For example, one of the proposed fees is duplicative of funds already established by private agreements negotiated with the local communities. Other fees have no legal basis, have no nexus to the site-specific conditions, ignore the historical compliance record at Chiquita, ignore previous agreements made with the County as to cost sharing, and have no limits as they are reimbursement of County department expenses, as claimed by the department. Please see **Exhibit "B"** for a detailed explanation of our objections to many of the proposed new fees.

**Many of the Proposed Conditions Restrict Operational Flexibility to Respond to Site-Specific Conditions**

In an effort to streamline the permit and also to facilitate the County's periodic review process and the potential need to adjust operational standards in the future, we propose that draft conditions specific to the operations of the landfill be moved to the Implementation and Monitoring Program. Further, we are suggesting that operational conditions be expressed as performance-based conditions, rather than specific operating methods dictated by the County. Chiquita Canyon Landfill is an experienced operator and has developed successful strategies and practices to best comply with all applicable laws, rules and regulations. Operational requirements should be driven by compliance and performance, not by stipulating the "means and methods" to comply. Please see **Exhibit "C"** for our suggested revisions to many of the operational conditions proposed by staff.

Due to the short amount of time we have had to review the draft permit, we respectfully request that the Commission grant a short continuance of this matter after taking public testimony. It is important to us that these conditions be considered carefully by us and by the County, and we would like the time to review our concerns with staff before the Commission takes final action. Thank you for your consideration of our project. We look forward to the public hearing where we will answer any questions that you may have.

Sincerely,

Mike Dean

cc: Richard Bruckner
Sorin Alexanian
Mitch Glaser
Sam Dea
Richard Claghorn
Jill Jones

CONNECT RECYCLE
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Tel (832) 442-2200 • Fax (832) 442-2290 • www.wasteconnections.com

# Exhibit A

| Draft CUP Condition 21 | Revisions to Condition 21 to Achieve Close to "Status Quo" Operations While Remaining Within the Envelope of Impacts Analyzed by the EIR for the Project | Notes/Rationale |
|---|---|---|
| Upon the Effective Date, this grant shall supersede Conditional Use Permit ("CUP") 89-081(5) and shall authorize the continued operation of a Class III (non-hazardous) Solid Waste landfill on the subject property. The maximum tonnage capacity to be received at the Facility shall be as follows:<br><br>a. Weekly Tonnage Capacity - The amount of Solid Waste that may be disposed of in the Landfill shall not exceed 30,000 tons per week, Monday to Saturday. The overall total of all materials received for processing, disposal, and beneficial use at the Facility shall not exceed 50,000 tons per week.<br><br>b. Quarterly Tonnage Capacity – the amount of beneficial use materials process and or dispose in any given quarter shall not exceed 175,000 tons.<br><br>c. Daily Maximum Disposal Capacity - The daily maximum tonnage capacity of all materials received by the Facility for disposal shall not exceed 6,000 tons on any given day, provided the Weekly Tonnage Capacity shall not be exceeded over six working days per week, Monday to Saturday.<br><br>d. Composting Facility Capacity – The amount of incoming materials for processing at the Organic Waste Composting Facility shall not exceed 560 tons per day. This amount shall also be included in the amount of beneficial use materials allowed.<br><br>e. Facility Daily Maximum Capacity - The maximum tonnage of any combination of solid waste and other materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 12,000 tons on any given day, except as provided in subparagraphs a, b, and c above.<br><br>f. Facility Annual Maximum Capacity - The maximum annual tonnage capacity of all materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 2,100,000 tons in any calendar year. Waste disposed may not exceed 1,400,000 tons and beneficial use materials may not exceed 700,000 tons in any calendar year. | Upon the Effective Date, this grant shall supersede Conditional Use Permit ("CUP") 89-081(5) and shall authorize the continued operation of a Class III (non-hazardous) Solid Waste landfill on the subject property. The maximum tonnage capacity to be received at the Facility shall be as follows:<br><br>a. Weekly Tonnage Capacity - The amount of Solid Waste that may be disposed of in the Landfill shall not exceed 30,000 tons per week, Monday to Saturday. The overall total of all materials received for processing, disposal, and beneficial use at the Facility shall not exceed ~~50,000~~ 68,573 tons per week.<br><br>~~b. Quarterly Tonnage Capacity – the amount of beneficial use materials process and or dispose in any given quarter shall not exceed 175,000 tons.~~<br><br>c. Daily Maximum Disposal Capacity - The daily maximum tonnage capacity of all materials received by the Facility for disposal shall not exceed 6,000 tons on any given day, provided the Weekly Tonnage Capacity shall not be exceeded over six working days per week, Monday to Saturday.<br><br>d. Composting Facility Capacity – The amount of incoming materials for processing at the Organic Waste Composting Facility shall not exceed 560 tons per day. ~~This amount shall also be included in the amount of beneficial use materials allowed.~~<br><br>e. Facility Daily Maximum Capacity – The maximum tonnage of any combination of solid waste and other materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed ~~12,000~~ 13,182 tons on any given day, except as provided in subparagraphs a, b, and c above.<br><br>f. Facility Annual Maximum Capacity - The maximum annual tonnage capacity of all materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed ~~2,100,000~~ 2,893,000 tons in any calendar year. ~~Waste disposed may not exceed 1,400,000 tons and beneficial use materials may not exceed 700,000 tons in any calendar year.~~ | **Weekly Tonnage Capacity**<br><br>68,573 tons per week of all inbound material is "Status Quo".<br><br>The weekly maximum capacity is the actual weekly maximum of 68,573, which occurred in August 2016. Based on a facility annual maximum capacity of 2,893,000 tons, operating for 52 weeks result in an average week of 55,634 tons.<br><br>**Quarterly Tonnage Capacity**<br><br>With daily, weekly, and annual tonnage capacity maximums, there is no need for an additional quarterly tonnage capacity maximum.<br><br>**Daily Maximum Disposal Capacity**<br><br>No changes proposed. 6,000 tons per day for solid waste disposal is the "Status Quo".<br><br>**Composing Facility Capacity**<br><br>The composting facility will be an independent operation, separate from the landfill operation and its need to use beneficial use materials for alternative daily cover, erosion control, road construction, wet weather decking, check dams for drainage facilities, pipe protection, and other uses.<br><br>**Facility Daily Maximum Capacity**<br><br>13,182 tons per day was evaluated in the EIR and is less than "Status Quo".<br><br>In 2016, CCL exceeded 13,182 tons on 21 days, with a peak day of 15,125 tons, which means that the associated traffic volume would be less than that currently experienced by the local community. Based on a facility annual maximum capacity of 2,893,000 tons, operating for 312 days results in an average day of 9,272 tons, which is significantly below the facility daily maximum.<br><br>**Facility Annual Maximum Capacity**<br><br>2,893,000 tons per year is the "Status Quo".<br><br>The total quantity for all inbound material at CCL in 2016 was 2,892,887 tons. On this basis, the proposed quantity of all inbound material for CCL for the draft CUP conditions of 2,893,000 accurately reflects a "Status Quo" situation in terms of tons and traffic, since there is a direct correlation between the two. This total quantity for all inbound material will control all other quantities – daily and weekly – for all materials. |

# Exhibit B

Chiquita Canyon Landfill - Fee Conditions

## I. The Fees Proposed By Staff Represent a Dramatic Increase in Costs and Will Ultimately Drive More In-County Waste to Landfills in Orange, Riverside, and San Bernardino Counties.

The fees proposed by staff represent a 356% increase in costs. The imposition of these fees ignores the harsh market realities of trash disposal in the Los Angeles basin. Although Los Angeles County has a shortfall of in-County landfill disposal capacity, the surrounding counties of Orange, Riverside, and San Bernardino do not. Nearly half the trash generated in Los Angeles County leaves the County now. Why? Because it is cheaper for a hauler to dispose of it out-of-County than to dispose of it in-County when you consider the all-in cost of transportation and disposal. Like it or not, the disposal pricing in our neighboring counties controls the disposal pricing in Los Angeles County. This is a market reality. Because of this, disposal pricing in Los Angeles County is very sensitive and there is very little room for price increases without having a significant impact on the flow of material. Therefore, these fees cannot be simply passed on to most of Chiquita Canyon Landfill's customers, because doing so will drive the waste away from Chiquita and most likely out-of-County entirely.

This out-of-County disposal significantly reduces the 10% gross receipts tax charged on in-County disposal that Chiquita Canyon Landfill pays to the County general fund. However, the out-of-County disposal causes no loss of fees to the County Department of Public Works because the $1.50 per ton it collects on the tonnage is charged to waste generated in the county. For those customers local to Chiquita Canyon (e.g. in the Santa Clarita Valley), transportation is less of consideration than if you are farther away. Accordingly, those local customers maybe can absorb some pass-through of these new fees. However, these fees will drive up costs for local residents, and possibly send more local waste to Sunshine Canyon landfill.

## II. Chiquita Canyon Landfill Proposes Community Benefits Funds to Be Paid Directly to Local Communities, and Many of the Fees Proposed by Staff are Duplicative and Will Void Those Negotiated Agreements.

Chiquita Canyon Landfill has already established a fund directly with the Castaic community and is close to agreement on a similar fund with Val Verde. The landfill has a final agreement with the Castaic Area Town Council that was signed on October 13, 2014. The agreement establishes a Chiquita Canyon Castaic Community Benefits Fund whose mission is to support local Castaic community activities and to benefit local projects and programs for the betterment of Castaic. A similar agreement is near finalization with the Val Verde Community Benefits Funding Committee. This agreement would essentially be an extension of an existing agreement, at a much higher funding rate. The payments under the existing agreement with Val Verde have funded many programs and activities for the benefit of the community over the past 20 years.

These community agreements are premised on the landfill receiving approval of the "Project" as defined in the EIR (at or near the size and tonnage covered in the EIR) and the agreements are void if the County imposes similar fees in the conditional use permit. Per the language in the existing agreement with the Castaic Town Council:

> *"This Agreement is contingent upon Los Angeles County, any successor entity or any of its departments or subdivisions not levying, imposing or assessing a fee on landfill operations to fund or help fund one or more community benefits or community projects. Fees on landfill operations may include a "Community Mitigation Fee", "Host Mitigation Fee", or any similar fee on the landfill, its revenues or its operations, including without limitation by ordinance, resolution or through land use permit*

*conditions of approval or otherwise, regardless of which subdivision of the County imposes such fee obligation."*

Accordingly, if the County approves some of the fees proposed by staff, including **Proposed Condition No. 114, Proposed Condition No. 117, Proposed Condition No. 118, Proposed Condition No. 119,** and **Proposed Condition No. 120,** these community agreements will be voided, thereby disappointing the community representatives who worked diligently with us to negotiate these funding mechanisms to benefit their communities. These community representatives advocated for the funding to go directly to their communities, rather than having the County collect fees and control where and how the money is spent.

III **Many of the Fees Have No Nexus or Legal Basis, and Do Not Satisfy the Requirements of the Mitigation Fee Act.**

Please see the attached letter from our legal counsel.

## Fee Conditions

| Draft CUP Condition 17 | Proposed Condition 17 | Notes/Rationale |
|---|---|---|
| Within 30 days of the Approval Date of this grant, the Permittee shall deposit an initial sum of $10,000.00 with the Department in order to defray the cost of reviewing and verifying the information contained in the reports required by the MMRP and inspecting the premises to ensure compliance with the MMRP and to undertake any other activity of the Department to ensure that the mitigation measures are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, providing administrative support in the oversight and enforcement of mitigation measures, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the mitigation measures. If the actual costs incurred pursuant to this Condition No. 17 (a) have reached 80 percent of the amount of the initial deposit ($10,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($10,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. The Permittee shall replenish the mitigation monitoring account if necessary until all mitigation measures have been implemented and completed. Any balance remaining in the mitigation monitoring account upon completion of all measures and completion of the need for further monitoring or review by the Department shall be returned to the Permittee. | No change. | N/A |
| **Draft CUP Condition 45** | **Proposed Deletion of Condition 45** | **Notes/Rationale** |
| The Permittee shall charge its customers higher tipping fees for delivering partial truck loads to the Facility, and for delivering trucks to the Facility during peak commuting hours. Notwithstanding the preceding sentence, in lieu of charging higher tipping fees, the Permittee may implement some other program, as approved by Public Works, to discourage this type of activity by its customers. | Propose Deletion. | This condition is unnecessary and impracticable, and will cause operational problems and delays at the scale, adding to queuing time. This condition has not been imposed on other County landfills. |
| **Draft CUP Condition 77** | **Requested Clarification of Condition 77** | **Notes/Rationale** |
| Within 90 days after the Effective Date, the Permittee shall provide to Public Works for review and approval a set of schedules for commencement of the "Chiquita Canyon Landfill Street Improvement Project." The street improvements identified in the "Chiquita Canyon Landfill Street Improvement Project" shall be in accordance with the following:<br>...<br>vii. Remit the fees which have been established by the Board of Supervisors for the Westside Bridge and Major Thoroughfare Construction Fee District. The fee amount is based upon the fee rate in effect at the time of the Project's effective date. The current fee rate is $23,780 per Factored Development Unit (FDU) and is subject to change. Per the current Westside Bridge and Major Thoroughfare Construction Fee District Report, each gross acre of a commercial site is assessed at five times the applicable FDU rate. Similarly, each gross acre of an industrial site is assessed at three times the applicable FDU rate.<br>... | Request Clarification. | Per County Code 4.63, the fee to be paid shall be calculated based on the square footage of new buildings for which building permits will be issued. |

| Draft CUP Condition 108 | Proposed Deletion of Condition 108 | Notes/Rationale |
|---|---|---|
| The Permittee shall designate as open space for recreational use in perpetuity those portions of the site on which fill has or will be placed. In addition, the permittee shall provide all funds needed for the preparation of a park feasibility study, park master plan and environmental documentation as well as reasonable funding for the development, operation and maintenance of the park to support recreational use upon closure of the Landfill.<br>Within one year of the effective date of this grant, the permittee shall submit a notice of intent to the Los Angeles County Department of Parks and Recreation, to complete a park master plan feasibility study with input from the Department of Parks and Recreation. Such study shall be submitted not later than January 1, 2040. The study will conceptually analyze options and funding needed for development, operation and maintenance of portions of the site on which fill has been or will be placed for recreational use. Upon approval of the study by the Director of Parks and Recreation, the Director of Parks and Recreation will use such study to establish an amount of funding that the Permittee will be required to provide for development, operation and maintenance of a park on the site. In the event that the amount of funding that is set aside is not sufficient to cover the activities of the park, the permittee shall supplement the funding deficiency.<br>At the discretion of the Director of Parks and Recreation, but no later than five years before the termination of disposal operations under this grant, the permittee will fund the completion of a park master plan for portions of the site on which fill has been or will be placed. Funding for the park master plan and environmental documentation will be available to the County at least five years before the termination of disposal operations under this grant.<br>Permittee shall provide funding to the County for the implementation of the park master plan at the close of the landfill. | Propose Deletion. | There is no legal basis or nexus for this requirement. In addition, the County cannot force a private property owner to develop a public park on private property, short of bringing a formal eminent domain action. Such a condition would constitute unlawful pre-condemnation activities. See attached letter from our legal counsel. |
| **Draft CUP Condition 111** | **Proposed Revised Condition 111** | **Notes/Rationale** |
| The Permittee shall pay to the office of the Los Angeles County Treasurer and Tax Collector a quarterly fee equal to 10 percent of the sum of the following, net any amount the Permittee pays to the County pursuant to Section 4.63, et seq., of the County Code:<br>a. The net tipping fees collected at the Facility as described below in this Condition No. 111. For purposes of this Condition No. 111, "net tipping fee" shall mean the total fees collected, less any taxes or regulatory fees imposed by a federal, state, or local agency that is included in the fee charged by the Permittee at the Facility entrance. "Total fees collected" shall be calculated as the total gross receipts collected by the Permittee; The net tipping fees collected at the landfill shall exclude any tipping fees received for waste processed at the material recovery, household hazardous waste and composting facilities approved in Conditions No. 24);<br>b. The revenue generated from the sale of Landfill gas at the Facility, less any federal, state, or local fees or taxes applicable to such revenue; and<br>c. The Revenue generated by any other activity or enterprise at the Facility, less any federal, state, or local fees or taxes applicable to such revenue. | The Permittee shall pay to the office of the Los Angeles County Treasurer and Tax Collector a quarterly fee equal to 10 percent of the sum of the following, net any amount the Permittee pays to the County pursuant to Section 4.63, et seq., of the County Code:<br>a. The net tipping fees collected at the Facility as described below in this Condition No. 111. For purposes of this Condition No. 111, "net tipping fee" shall mean the total fees collected, less any taxes or regulatory fees imposed by a federal, state, or local agency that is included in the fee charged by the Permittee at the Facility entrance. "Total fees collected" shall be calculated as the total gross receipts collected by the Permittee; The net tipping fees collected at the landfill shall exclude any tipping fees received for waste processed at the material recovery, household hazardous waste and composting facilities approved in Conditions No. 24);<br>b. The revenue generated from the sale of Landfill gas at the Facility, less any federal, state, or local fees or taxes applicable to such revenue; and<br>~~c. The Revenue generated by any other activity or enterprise at the Facility, less any federal, state, or local fees or taxes applicable to such revenue.~~ | Applying the net tipping fee to "any other activity or enterprise" is not authorized by Chapter 4.63 of the County Code. |
| **Draft CUP Condition 112** | **Proposed Condition 112** | **Notes/Rationale** |
| The Permittee shall pay on a monthly basis to Public Works a fee of 25 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used for the | The Permittee shall pay on a monthly basis to Public Works a fee of 25 cents per ton of all Solid Waste ~~and Beneficial Use Materials received~~ disposed of at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall | The landfill's use of Beneficial Use Materials is diversion. It is illogical to impose a fee on diversion to enhance diversion. There is no legal basis or nexus to project impacts. See attached letter from our legal counsel. |

| | | |
|---|---|---|
| implementation and enhancement of waste reduction and diversion programs, including but not limited to, conducting waste tire collection events in County unincorporated areas. | be used for the implementation and enhancement of waste reduction and diversion programs, including but not limited to, conducting waste tire collection events in County unincorporated areas. | |
| **Draft CUP Condition 113** | **Proposed Deletion of Condition 113** | **Notes/Rationale** |
| The Permittee shall pay on a monthly basis to Public Works a fee of 10 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used at the sole discretion of Public works for administration, implementation, and enhancement of illegal dumping prevention programs and disaster debris removal activities in County unincorporated areas, including providing waste disposal and collection service vouchers to assist residents in clean-up activities. | Propose Deletion. | There is no nexus or legal basis for this condition. The landfill provides a place for lawful disposal of waste. It does not contribute to illegal dumping. In fact, the opposite is true because the project makes it easier to dispose of waste legally, especially in the Santa Clarita Valley. See attached letter from our legal counsel. |
| **Draft CUP Condition 114** | **Proposed Revised Condition 114** | **Notes/Rationale** |
| For the life of this grant, except as provided in Condition No. 115 of this grant, the Permittee shall pay on a monthly basis to Public Works a fee for every ton of Solid Waste originating within Los Angeles County but outside the Santa Clarita Valley Area that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month, according to the following rates:<br><br>Incoming Tonnage (Tons/Day) — Fee<br>0 - 1,999 — $2.00 per ton<br>2,000-3,999 — $4.00 per ton<br>4,000-5,999 — $6.00 per ton<br>6,000-7,000 — $8.00 per ton<br><br>For the life of this grant, except as provided in Condition No. 115, the Permittee shall pay on a monthly basis to Public Works a fee of $10.00 per ton for Solid Waste and Beneficial Use Material originating outside of Los Angeles County that is processed for beneficial use, composting and/or disposed of at the Landfill during the preceding month.<br><br>The fee shall be used to fund programs and activities that 1) enhance Countywide disposal capacity, mitigate landfill impacts in the unincorporated County areas, 2) promote development of Conversion Technology facilities that benefit the County, and 3) fund environmental, educational, and quality of life programs in unincorporated areas surrounding the Landfill.<br><br>The fee applicable for every ton of material originating outside the Santa Clarita Valley Area but within Los Angeles County shall be determined using the above tiered-structured table and by dividing the total incoming waste from outside the Santa Clarita Valley by the number of delivery days. For example, if the monthly total is 50,000 tons and number of delivery days is 20, then the average quantity is 2,500 TPD, and the fee is the sum of ($2 x 1,999) + ($4 x 501) = $6,002 x number of delivery days. The fee shall be adjusted annually in accordance with the CPI.<br><br>Thirty-three (33) percent of each monthly payment shall be deposited by Public Works into an interest-bearing deferred Unincorporated Community Program Account, created and maintained by Public Works to fund programs and activities that enhance Countywide disposal capacity and mitigate landfill gas impacts in the unincorporated County areas. | Propose Deletion. | There is no nexus or legal basis for the County to impose increased fees on material originating outside the County and outside the Santa Clarita Valley. Chiquita is already a regional landfill. This condition will dramatically increase costs for jurisdictions within the County, in all five Supervisorial districts, and will drive waste outside of Los Angeles County. The proposed fees have no nexus, much less a roughly proportional nexus, to the impacts of the project. There is also no basis for discriminating against County jurisdictions, citizens and taxpayers outside the Santa Clarita Valley in imposing this fee on their solid waste, and not imposing it on solid waste generating by parties within the Santa Clarita Valley area. In addition, imposing a fee on out-of-County material could lead to retaliatory measures by other counties on waste originating from Los Angeles County. See attached letter from our legal counsel. |

Another, thirty-three (33) percent of the monthly payment shall be deposited by Public Works into an interest-bearing deferred Landfill Mitigation Program Account, created and maintained by Public Works to fund programs and activities that enhance and environmental, educational, and quality of life programs in in the community of Val Verde and other unincorporated communities surrounding the Landfill.

The remaining thirty-four (34) percent of the monthly payment shall be deposited into an interest-bearing deferred Alternative-to-Landfilling Technology Account, created and maintained by Public Works to fund research and activities that promote the development of Conversion Technology facilities that benefit the County.

In the event Public Works, in consultation with the Director, determines that the Permittee has constructed and commenced operation of a Conversion Technology facility in full satisfaction of the requirements of Condition No. 115 of this grant, the fee requirement of this Condition No. 114 shall thereafter be reduced by thirty-four (34) percent; the new rate shall be as follows, but only so long as the Conversion Technology facility is operating:

| Disposal Quantity (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $1.32 per ton |
| 2,000-3,999 | $2.64 per ton |
| 4,000-5,999 | $3.96 per ton |
| 6,000-7,000 | $5.28 per ton |

The fee applicable to all Solid Waste and Beneficial Use Material Originating outside Los Angeles County shall remain unchanged. Upon the effective date of the new rate, the funds generated from this fee shall be split equally between the Landfill Mitigation Program Account and Unincorporated Community Program Account.

| Draft CUP Condition 115 | Proposed Deletion of Condition 115 | Notes/Rationale |
|---|---|---|
| In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility (excluding composting facilities) at the Facility or other location in the County as approved by the Director of Public Works, the Permittee may seek to provide such facility in lieu of paying thirty-four (34) percent of fee required by Condition No. 114 of this grant. "Construct and operate" shall mean fully funding and successfully completing the siting, design, permitting, and construction of an operating facility for the conversion of a minimum of 500 tons per day of Solid Waste into useful products, fuels, and/or energy through no-combustion thermal, chemical, or biological processes (excluding composting facilities). The Permittee shall be responsible for obtaining all necessary permits and approvals required to construct and operate the facility. The facility must be fully permitted, operational, and processing at least 50 percent of the daily tonnage permitted for such facility on the 5th anniversary of the Effective Date and fully operational by the 6th anniversary of the Effective Date.<br>After the Director of Public Works has verified the Conversion Technology facility (excluding composting facilities) has commenced operation and is in full satisfaction of the requirements of Condition No. 115 of this grant, the Permittee may request reimbursement from the Alternative-to-Landfilling Technology | Propose Deletion. | This condition directs the spending of funds proposed to be collected in Condition No. 114, which is proposed for deletion. If Condition No. 114 is deleted, this condition is not necessary. |

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| Account, created and maintained by Public Works. Eligible expenditures for reimbursement include design, permitting, environmental document preparation, construction, and inspection that are verified by Public Works as necessary and directly related to the development of a Conversion Technology Facility (excluding composting facilities) that meets the requirements of Condition No. 115 of this grant.<br>The Permittee must provide access to Public Works and its independent consultant(s) to all areas of the facility during all phases of the development and must respond to information requests, including operating and performance data, from Public Works in a timely manner. The Permittee shall provide tours of the facility to the public at the request of Public Works.<br>Upon the Effective Date of this grant, the Permittee shall submit to Public Works for review and comment quarterly reports, providing detailed status of the selection of the type of Conversion Technology and progress of the development. Within one year after the Effective Date, the Permittee must submit a proposal for the type, location, and preliminary design of the Conversion Technology facility for review and approval by Public Works in consultation with the Director. As part of the proposal, the Permittee shall submit a detailed project milestone schedule, including at a minimum, a scheduled completion date for permit approvals, financing, 30 percent, 60 percent, and 90 percent design levels, construction completion, start-up, acceptance testing, and beginning of commercial operations. Within 6 months of receipt of the proposal, Public Works shall notify the Permittee of the findings of its review and determination as to whether a Conversion Technology Facility is or is not anticipated to be successfully developed in accordance with the requirement of this Condition No. 115.<br>When the Conversion Technology Facility is permitted, developed and in operation, the Permittee shall submit to Public Works quarterly informational reports including quantities of feedstock, output materials, output gas, energy, and/or fuel as well as an annual report for review and comment providing detailed status of the operation, permits, and regulatory compliance of the Conversion Technology facility, including quantities and origins of feedstock, quantities of output, design life, and performance efficiency.<br>In the event that a Conversion Technology facility is not anticipated to be successfully developed by the 5th anniversary of the Effective Date, the Permittee may submit a request for a one-year time extension to Public Works, no later than 3 months prior to the 5th anniversary of the Effective Date. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works, that it has made good faith efforts towards developing the facility, and shows that circumstances related to the facility's permitting process and other events outside of the Permittee's control prevented the facility from being fully permitted and operational. Similarly, a one-year time extension may also be granted up to 2 additional times, at the request of the Permittee. Such additional requests shall each be received no later than 3 months prior to the anniversary of the Effective Date after the 6th and 7th years. The total duration of the time extension(s) shall not exceed 3 years. | | |
| **Draft CUP Condition 116** | **Proposed Deletion of Condition 116** | **Notes/Rationale** |
| Pursuant to Goal 2.4.2 of the Los Angeles County Countywide Siting Element adopted by the Board in 1997, and the Board's policy adopted on July 27, 1999 to promote the development of alternatives to landfill and incineration processes, the Permittee shall contribute $200,000 annually, not to exceed $3,000,000 for the life of this grant, to an alternative technology development fund, which fund shall be | Propose Deletion. | This fee has not been imposed on other County landfills and, like the conversion technology fee, it has no nexus or legal basis. The project does not hinder the County's efforts to promote alternatives to landfill. In fact, the project proposes a compost facility and provides land for a conversion technology facility, thereby promoting the County's efforts in this regard. See attached letter from our legal |

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| an interest bearing account established and maintained by Public Works. This fund shall be used to research, promote, and develop the alternative technologies that are most appropriate for Southern California from an environmental and economic perspective. The determination of appropriate alternative technologies as well as the use of the fund shall be made by Public Works. Within six months after the Effective Date, the Permittee shall deposit its first $200,000 payment required by this Condition No. 116, and thereafter annually by March 31. | | counsel. |
| **Draft CUP Condition 117** | **Proposed Deletion of Condition 117** | **Notes/Rationale** |
| By March 31 of each year, the Permittee shall pay to the County Department of Parks and Recreation an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited into an interest bearing trust fund established to acquire and/or develop natural habitat and parkland within the County. No monies from this trust fund shall be used for projects or programs that benefit areas outside the communities surrounding the Landfill. The Department of Parks and Recreation shall administer the trust fund, and all monies in the trust fund, including accrued interest, shall be spent by the Department of Parks and Recreation in a manner consistent with applicable Department of Parks and Recreation requirements and policies for the Santa Clarita Valley region. | Propose Deletion. | This fee is duplicative of and will void the community funds for Castaic and Val Verde negotiated with the Castaic Town Council and Val Verde Community Benefits Funding Committee. See cover letter to this table for additional information on the community agreements.<br>In addition, it is double the fee that has been imposed on other County landfills. |
| **Draft CUP Condition 118** | **Proposed Deletion of Condition 118** | **Notes/Rationale** |
| By March 31 of each year, the Permittee shall pay to Public Works an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited by Public Works into an interest bearing trust fund established to provide funding for transportation improvements in the Santa Clarita Valley. The Department of Public Works shall administer this trust fund, and all monies in the trust fund, including accrued interest, shall be disbursed by Public Works. | Propose Deletion. | There is no nexus or legal basis for this fee. The project Environmental Impact Report determined that the project results in no significant traffic impacts. See attached letter from our legal counsel.<br>In addition, proposed tonnage restrictions for this permit will reduce traffic from baseline conditions. This fee is also double the fee imposed on other County landfills and it is duplicative of and will void the community funds for Castaic and Val Verde negotiated with the Castaic Town Council and Val Verde Community Benefits Funding Committee. |
| **Draft CUP Condition 119** | **Proposed Deletion of Condition 119** | **Notes/Rationale** |
| By January 10 of every other year, the Permittee shall pay to the Department a sum of $81,000 for the purpose of financing planning studies, including, but not limited to neighborhood planning studies for surrounding neighborhoods, as determined by the Director. The fee shall be adjusted annually in accordance with the CPI. The payments shall be held in an interest-bearing account. Payment for the first year is due within 90 days after the Effective Date. | Propose Deletion. | There is no nexus or legal basis for this fee. It is also impermissibly vague, as it does not describe the goal of neighborhood planning studies. See attached letter from our legal counsel.<br>In addition, this fee is duplicative of and will void the community funds for Castaic and Val Verde negotiated with the Castaic Town Council and Val Verde Community Benefits Funding Committee. See cover letter to this table for additional information on the community agreements. |
| **Draft CUP Condition 120** | **Proposed Deletion of Condition 120** | **Notes/Rationale** |
| By March 31 of each year, the Permittee shall pay to the Department a fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The payment shall be adjusted annually in accordance with the CPI. The payments shall be deposited by the Director into an interest-bearing community benefit and environmental education trust fund, created and maintained by the Director. This fund shall be used to fund environmental, educational, and quality of life programs in the Santa Clarita Valley, and to fund regional public facilities that serve this area. All disbursement of the monies in the fund shall be determined by the Director. | Propose Deletion. | This fee is duplicative of and will void the community funds for Castaic and Val Verde negotiated with the Castaic Town Council and Val Verde Community Benefits Funding Committee. |
| **Draft CUP Condition 121** | **Proposed Deletion of Condition 121** | **Notes/Rationale** |

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| 121. The Permittee shall fund 10 collection events per year to be held by the Public Works for the collection of Household Hazardous Waste and Electronic Waste, including discarded computers. The cost of each event shall be $100,000, adjusted annually in accordance with the CPI. The Permittee shall make annual payments for these events. The first payment is due within 90 days after the Effective Date, and the subsequent payments are due by March 31 of each year.<br>In lieu of paying for 5 of the 10 collection events per year, the Permittee may instead elect the following option:<br>The Permittee will fully fund the siting, development, operation, and staffing of a new permanent Santa Clarity Valley Environmental Collection Center at the Facility or other location in the unincorporated areas of the Santa Clarita Valley (substantially similar in design to the Antelope Valley Environmental Collection Center) for the collection of household hazardous/electronic waste. The Permittee shall be responsible for building, constructing, and obtaining all necessary permits and approvals required to operate the center. The center, whose design and location must be approved by Public Works in consultation with other interested entities, including the City of Santa Clarita, must be open at least twice a month to all County residents. The operating hours shall be similar to that of the Antelope Valley Environmental Collection Center or as determined by Public Works. Upon the center's opening, the Permittee shall implement an on-going comprehensive promotional campaign to reach all Santa Clarita Valley residents. The campaign must be reviewed and approved by Public Works in consultation with other interested entities.<br>In the event the Permittee elects above option, the Permittee shall notify Public Works of its decision within 90 days of the Effective Date, along with a detailed project timeline (including, but not limited to, estimated project costs, etc.) for review and approval. Public Works reserves the right to determine whether the Permittee has satisfied the requirements for payment deduction and when the deduction will commence, and if necessary, prorate the payments to meet the intent of this Condition No. 121. | Propose Deletion. | There is no legal basis or nexus for this fee. A landfill provides a place for the County and cities within the County to deposit trash. It does not hinder the County's efforts to establish County facilities for depositing hazardous and electrical waste. The project already assists the County with those efforts by designing and constructing a household hazardous waste facility for the County, at considerable expense. There is no basis for imposing further fees on the project to also fund the operation of a County collection facility. See attached letter from our legal counsel. |
| **Draft CUP Condition 122** | **Proposed Condition 122** | **Notes/Rationale** |
| Prior to the Effective Date, the Permittee shall:<br>e. Deposit the sum of $20,000 with the Department. The deposit shall be placed in a performance fund draw-down account, which shall be used exclusively to compensate the Department for all expenses incurred while inspecting the premises to determine the Permittee's compliance with the conditions of this grant, to review and verify any and all information contained in the required reports of this grant, and to undertake any other activity of the Department to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections (amount charged per each inspection shall be $200.00, or the current recovery cost, whichever is greater), providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. Inspections shall be conducted biennially (once every other year) to ensure that any development undertaken on the subject | No change. | N/A |

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| | property is in accordance with the approved Exhibit "A" on file. If the actual costs incurred pursuant to this Condition No. 122 (a) have reached 80 percent of the amount of the initial deposit ($16,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($20,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (a). | | |
| b. | Deposit the sum of $50,000 in an interest-bearing trust fund with Public Works from which actual costs billed and not honored by the Permittee will be deducted for the purpose of defraying the expenses involved in Public Works' review and verification of any and all information contained in the required reports of this grant and the MMRP, and any other activity of Public Works to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, coordination of mitigation monitoring, providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. If the costs incurred pursuant to this Condition No. 122 (b) have reached 80 percent of the amount of the initial deposit ($40,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($50,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (b). | | |
| c. | The balance remaining including interest in the draw-down account as described in subsection (a) above and trust fund as described in subsection (b) above shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment. | | |

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March 1, 2017

Regional Planning Commission
County of Los Angeles
170 Hall of Records
320 West Temple Street
Los Angeles, California 90012

**Re: Chiquita Canyon Landfill– Legal Analysis of Fee Conditions Proposed By County Staff for Conditional Use Permit No. 200400042**

Dear Commissioners:

In connection with Chiquita Canyon Landfill's application for a conditional use permit for its Master Plan revision, County of Los Angeles staff is recommending many conditions relating to fees. Many of the fees proposed by staff have no nexus, let alone a proportional one, to the impacts of the Chiquita Canyon Landfill project. In order to impose an ad hoc fee on a development project, the County must demonstrate that the fee has a proportional relationship to a project impact. This is a fundamental Constitutional requirement. For example:

- In *Nollan v. California Coastal Comm'n* (1987) 483 U.S. 825, the California Coastal Commission approved the development of a beachfront house, subject to a condition that the owners dedicate a public access easement across the beachfront portion of their property. The easement was required to mitigate the psychological barrier to using the beach created by the proposed private home blocking ocean views. The United States Supreme Court held that the public easement dedication requirement constituted a taking. Although protection of the public's ability to see the beach is a legitimate governmental interest, no nexus existed between the identified impact of the project (obstruction of ocean view) and the easement condition (physical access across the beach).

- In *Dolan v. Tigard* (1994) 512 U.S. 374, the owner of a plumbing and electrical supply store located along a creek applied for a permit to increase the size of her store and to pave her parking lot. The planning commission granted her permit application, subject to a requirement that she dedicate the portion of her property lying within the 100-year flood plain for improvement of a storm drainage system along the creek and also dedicate an additional 15-foot strip of land adjacent to the flood plain as a pedestrian/bicycle pathway. The United States Supreme Court found that a nexus between the conditions and the project's impacts existed; however, the degree of exaction demanded by the city's permit conditions was not "roughly proportional" to the projected impact of the development. The Court stated that, under the "rough proportionality" standard, "the city must make some sort of individualized determination that the

required dedication is related both in nature and extent to the impact of the proposed development." *Id.* at 391.

The proposed development would increase the amount of impervious surface, which in turn would increase the quantity and rate of storm water flowing from the property. As such, the city could have required Dolan to keep the area open. But, by requiring complete dedication of the land, the city limited Dolan's ability to exclude others, which is an essential property right. As such, the dedication requirement was not roughly proportional to the project's impacts. *Id.* at 393.

Regarding the dedication of the pedestrian/bicycle pathway easement, the Court did not accept the city's conclusory statement that the creation of the pathway could offset some of the traffic demand and lessen increase in traffic congestion. Instead, the Court stated that "the city must make some effort to quantify its findings in support of the dedication for the pedestrian/bicycle pathway beyond the conclusory statement that it could offset some of the traffic demand generated." *Id.* at 396.

- In *Ehrlich v. City of Culver City*, 12 Cal.4th 854 (1996), the owner of an abandoned private tennis club and recreational facility applied to the city to develop a 30-unit condominium complex. The city council rejected the application based on concerns about the loss of a needed recreational facility. Ehrlich filed suit against the city. After a closed-door meeting to discuss the pending litigation, the city council voted to approve the project conditioned upon the payment of a $280,000.00 recreation mitigation fee for the loss of the private tennis facility. The amount of the recreation mitigation fee was based upon a city study detailing the replacement costs for the recreational facilities lost as a result of approving the development.

The California Supreme Court struck down the recreational mitigation fee. The Court applied the strict scrutiny test of *Nollan/Dolan*, and concluded that although there was an essential nexus, it was not roughly proportional to the impact. The Court stated although "some type of recreational fee imposed by the city as a condition of the zoning and related changes" could be justified, "[t]he amount of such a fee, however, must be tied more closely to the actual impact of the land-use change the city granted plaintiff." *Id.* at 884. There was a potential in logic for a connection between a social need generated by plaintiff's condominium project and the mitigation fee imposed; however, the fee was not proper because the record was devoid of any individualized findings to support the required fit between the monetary exactions and the loss of a parcel zoned for commercial recreational use.

The *Ehrlich* decision highlighted the importance of the nexus requirement and also the Mitigation Fee Act, passed by the California legislature in response to concerns that local agencies were charging development fees to fund public improvements or other activities that were unrelated to the development project in question. *Id.* at 864. As the Court explained in *Ehrlich*, the purpose of the nexus requirement is to ensure that "the monopoly power over

development permits is not illegitimately exploited" and to prevent government from "imposing permit conditions on individual property owners . . . that, because they appear to lack any evident connection to the public impact of the proposed land use, may conceal an illegitimate demand – may, in other words, amount to 'out-and-out . . . extortion.'" *Id.* at 876; quoting *Nollan v. California Coastal Comm'n* (1987) 483 U.S. 825, 837.

- In *Koontz v. St. Johns River Water Mgmt. Dist.* (2013) 570 U.S. __, 133 S. Ct. 2586, a Florida property owner applied to a public agency for permits to develop a 3.7-acre section of his 14.9-acre property by raising the elevation of a section of the property to make it suitable for a building, grading the area and installing a pond for retention and release of stormwater runoff from the building and its parking lot. The property owner offered to deed a conservation easement on the 11-acre southern section of land. The District found the 11-acre conservation easement inadequate and demanded instead a reduced one-acre development and dedication of a conservation easement on the remaining 13.9 acres. It also demanded that he install a more costly stormwater management system and retaining walls. Alternatively, the owner could proceed with the 3.7-acre development and deed a conservation easement to the government on the remainder of the site, if he also improved government-owned land several miles away to enhance 50 acres of wetlands. The applicant refused and the agency denied the permit. The United States Supreme Court found that the government's demand for property from a land use permit applicant must satisfy the requirements of *Nollan* and *Dolan*, even when the government denies the permit and even when its demand is for money. *Id.* at 2603.

In addition to these important Constitutional requirements, California imposes statutory nexus requirements between a development project, fees and the fee's purpose. The Mitigation Fee Act (Government Code Sections 66000 *et seq.*) requires that the County demonstrate that a reasonable relationship exists between a development fee and the purpose for which the fee is imposed. Specifically, the Act requires the County to:

- Identify the purpose of the fee;
- Identify the use to which the fee is to be put;
- Determine how there is a reasonable relationship between the fee's use and the type of development project on which the fee is imposed; and
- For adjudicative, ad hoc fees, determine that there is a reasonable relationship between the amount of the fee and the cost of the public improvements, public services, or community amenities (or portion thereof) attributable to the development on which the fee is imposed. Govt. Section Code 66001(a)

Further, the amount of a development fee cannot exceed the estimated reasonable cost for providing the service, or constructing the improvements, for which the fee is charged, and any excess collected must be used to reduce the fee or charge that created the excess. Govt. Code Section 66005.

These nexus and rough proportionality requirements apply as a matter of statutory and Constitutional law. Notably, they also apply to any conditions proposed or imposed through the CEQA process. CEQA Guideline Section 15126.4(a)(4) requires all CEQA mitigation measures to be consistent with applicable constitutional requirements, and specifically refers to the rulings in *Nollan*, *Dolan*, and *Ehrlich*.

County staff's proposed findings and conditions for the conditional use permit do not satisfy Constitutional nexus requirements or the statutory requirements of the Mitigation Fee Act. To the contrary, the County simply cut and paste conditions that it applied to its most recent landfill approval, Lancaster Landfill, and then, in the case of fees, increased them. There has been no site-specific analysis and the County did not prepare any studies to demonstrate the project will impact any of the issues that the proposed fees are designed to address. As a general matter, the County has made no attempt to demonstrate that there is a reasonable relationship between the proposed fees and the impacts of the project. In addition, the County has made no attempt to demonstrate that there is a reasonable relationship between the amount of the proposed fees and the cost of any of the programs, improvements, or community amenities. Such findings are statutorily required and also necessary to demonstrate compliance with Constitutional nexus requirements. For example:

- **Proposed Condition No. 108** requires Chiquita Canyon Landfill to "designate" its private property as open space for recreational use in perpetuity and also to fund feasibility studies and eventual operation of a public park on its property. The County has made no attempt to describe a roughly proportional nexus or reasonable relationship between this condition and any project impact. Similar to *Koontz*, the County cannot demand public use of private property without satisfying *Nollan* and *Dolan* requirements. Chiquita Canyon Landfill is private property and has been used for private industrial purposes since 1965. Even without the project, the public would not have access to the land. Thus, the project would not take away recreational land from the public. In addition, the project does not bring new residents to the area and therefore would not increase demand for recreational amenities. As in *Ehrlich*, the County has made no individualized findings to support the required fit between this condition and the continued operation of land properly zoned for and long used as a landfill, and such a finding cannot be made because the project does not impact public recreation.

In addition to violating nexus requirements, proposed Condition No. 108 constitutes unlawful pre-condemnation activity. The County cannot force a private property owner to develop a public park on private property, short of bringing a formal eminent domain action (which would require payment of just compensation at fair market value). It is improper to propose a permit condition now that presupposes the eventual use of the site post-closure and requires a private property owner to "designate" its land as open space/recreation and to fund the County's master plan for and operation of a public park on its private property. The park conversion assumption, prior to filing a condemnation action or prior to any offer to purchase the land by a willing and able buyer, supported by available funds, effectively devalues the land and constitutes a taking. *Klopping v. City of Whittier* (1972) 8 Cal.3d 39.

- **Proposed Condition No. 112** requires Chiquita Canyon Landfill to pay 25 cents per ton on beneficial use materials received in order to fund County waste reduction and diversion programs. The landfill's use of beneficial use materials for alternative daily cover, road construction, wet weather decking, erosion control and other beneficial use is itself diversion. To charge fees on the very activity that the County wants to encourage and to use those fees for the purpose of encouraging such activity does not pass muster under either Constitutional nexus requirements or the Mitigation Fee Act. The County has made no attempt to demonstrate a nexus or reasonable relationship between the landfill's acceptance and use of beneficial use materials for diversion and the County's desire to implement and enhance waste reduction and diversion programs. In addition, the County has made no attempt to demonstrate a reasonable relationship between the amount of the fee and the cost of waste reduction and diversion programs. Both of these requirements must be met for the County to impose this fee, and such findings cannot be made because the project assists with waste reduction and diversion; it does not negatively impact such programs.

- **Proposed Condition No. 113** requires Chiquita Canyon Landfill to pay 10 cents per ton on all material received, in order to fund County illegal dumping prevention programs and disaster debris removal activities in unincorporated areas. The landfill provides a place for lawful disposal of waste, making it easier to dispose of waste legally, especially in the Santa Clarita Valley. It does not contribute to illegal dumping. To the contrary, by its very existence, it is already assisting the County with the very same efforts for which the County now proposes to charge a fee. The County has not made findings to demonstrate any nexus, much less a roughly proportional nexus, between illegal dumping and project impacts. The County also has not made findings to demonstrate a reasonable relationship between the amount of the fee and the cost of these programs. Such findings cannot be made because the project helps to avoid illegal dumping; it does not cause illegal dumping to occur.

- **Proposed Condition No. 114** requires Chiquita Canyon Landfill to pay dramatically higher fees for materials received from outside the Santa Clarita Valley and outside the County, in order to: "1) enhance Countywide disposal capacity, mitigate landfill impacts in the unincorporated County areas, 2) promote development of Conversion Technology facilities that benefit the County, and 3) fund environmental, educational, and quality of life programs in unincorporated areas surrounding the Landfill."

First, the landfill is an existing use and the project would increase disposal capacity, reinitiate a composting operation, provide a site for a new waste conversion technology facility, and provide a site and design and construct a new household hazardous waste collection facility. By its very nature, the project is already helping the County to "enhance Countywide disposal capacity" and to "promote development of Conversion Technology facilities that benefit the County". There is simply no basis for imposing further fees to achieve these same goals, which are not impacts caused by landfills generally or the project specifically. The County has not made findings to demonstrate any nexus or reasonable relationship between the fees and project

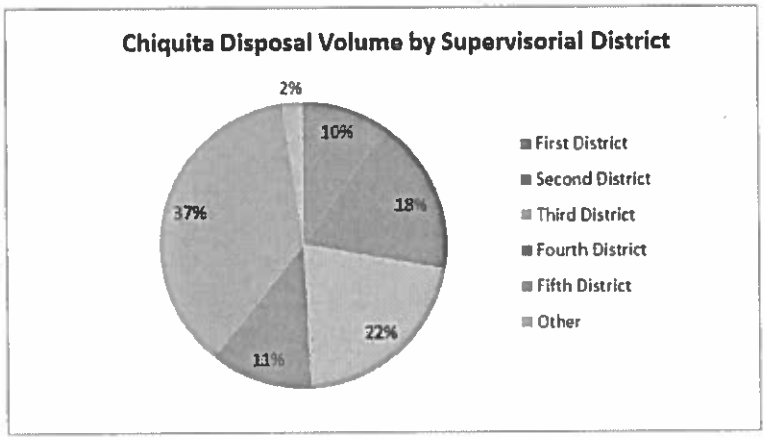
impacts and also has not demonstrated that the amount of the fees is at all related to the cost of these programs.

In addition, the County has not identified any programs or actual impacts with respect to the use of the fee to "mitigate landfill impacts in the unincorporated County areas". Los Angeles County is large and there are unincorporated areas located very far from Chiquita Canyon that are not impacted by the project, yet the County purports to be able to use this fee to mitigate impacts of landfills within all unincorporated areas, even those located very far from Chiquita Canyon.

With respect to use of the fees to fund programs and activities that enhance environmental, educational, and quality of life programs in Val Verde and other unincorporated areas surrounding the landfill, the County has not identified such programs and has not demonstrated a reasonable relationship or roughly proportional nexus between impacts of the project and the need for such programs. For example, the project does not eliminate or affect access to educational programs nor does it bring new residents to the area to increase student demand. In addition, the County has made no findings relative to the amount of the fee and the need for these programs. Lastly, as part of the project, Chiquita Canyon Landfill is establishing community benefits funds directly with the Val Verde and Castaic communities for these same purposes. Funneling fees through the County, and thereby eliminating the negotiated community agreements in order to fund similar programs, is unnecessary.

County staff justifies this fee because it was imposed on Lancaster Landfill. This justification ignores very fundamental differences between Chiquita Canyon and Lancaster, and violates the statutory requirement imposed on the County by the Mitigation Fee Act to make individualized findings to support the required fit between the monetary exactions and the impacts of the project.

Lancaster Landfill is a much smaller facility, and it is located within a much larger and more remote geographic area. The imposition of an out-of-area fee on Lancaster Landfill reflected a policy decision to prevent it from expanding into a regional landfill, which would involve trucks traveling great distances to reach the Antelope Valley. That is not the case at Chiquita Canyon Landfill. Unlike Lancaster, Chiquita Canyon is already a regional landfill, serving the entire County. The breakdown by Supervisorial District is shown in the chart to the left, based on operational data from the third quarter of 2016 (most recently



available). To transform Chiquita Canyon Landfill from a Countywide asset into a landfill designed to serve only the Santa Clarita Valley is a land use policy decision that must be made by the Board of Supervisors. It is improper for County staff to make policy concerning an important County asset through its recommended conditions on an administrative permit.

Further, by imposing increased fees on out-of-County material, these other counties on which we will now rely to take Los Angeles County waste could impose retaliatory fee increases on waste originating from Los Angeles County, thereby further challenging County efforts to manage its solid waste.

- **Proposed Condition No. 116** requires Chiquita Canyon Landfill to pay $3,000,000, in $200,000 annual increments, in order to fund alternative technologies to landfills and incineration. The project already provides a site for a Conversion Technology facility, which is an alternative technology to landfills and incineration. The project provides additional in-County capacity for solid waste disposal. It does not in any way hinder the County and private enterprise from pursuing alternative technologies. The County has not made, and cannot make, any findings that would demonstrate that the project increases the need to develop alternative technologies. Such development is occurring on a world-wide basis completely independent of the project. To impose this fee, the County must demonstrate a reasonable relationship between the purpose of this fee and project impacts and between the amount of the fee and any programs promoting landfill alternative technology. The County has not met its burden under the United States Constitution and the Mitigation Fee Act.

- **Proposed Condition No. 118** requires Chiquita Canyon Landfill to pay $1.00 per ton on all materials received at the landfill, in order to fund transportation improvements in the Santa Clarita Valley. Not only has the County not demonstrated a nexus between the project and the need for transportation improvements in the Santa Clarita Valley, its very own Environmental Impact Report for the project found that the Project will not result in significant transportation impacts and that no mitigation measures (i.e., transportation improvements) are required. The County has made to attempt to identify specific transportation improvements or to tie those improvements in any way to project impacts. For example, the conditions proposed by staff would establish haul routes for all trucks and these haul routes traverse very few County roads, and yet the County purports to be able to charge the landfill fees to improve roads throughout the Santa Clarita Valley, including roads that are not on designated haul routes. There has been no attempt by the County to demonstrate a reasonable relationship between the purpose of this fee and project impacts, nor to demonstrate a reasonable relationship between the amount of the fee and any traffic improvement project in the Santa Clarita Valley. This fee cannot lawfully be imposed on the landfill as part of this permit application.

- **Proposed Condition No. 119** requires Chiquita Canyon Landfill to pay $81,000 every other year, in order to finance "planning studies". This condition does not describe what planning studies are needed and does not even limit such studies to the surrounding areas. Such decisions are left up to the sole discretion of the Director. The County has not demonstrated that

the project necessitates any "planning studies", even if those studies are limited to the surrounding area. The County already prepared an Environmental Impact Report to study all impacts of the landfill, and the conditional use permit review process is itself a planning study that is specific to the landfill. The County has not explained why additional studies would be needed, and why the funding responsibility for such studies should be the responsibility of one particular business within the entire Santa Clarita Valley. By way of example, the County adopted a new Santa Clarita Valley Area Plan in 2012, which includes the areas surrounding the landfill. The prior plan was adopted in 1984. If the County keeps the same schedule, it may not update the Area Plan for another 23 years. At that rate, under this condition, Chiquita Canyon Landfill will have provided the County with close to $1,000,000 to fund an update affecting the entire Santa Clarita Valley. The County cannot impose such a fee without first demonstrating that the continued operation of the landfill somehow drives the need for such planning studies and that the amount of the fee is related to the landfill's fair-share contribution to such studies.

- **Proposed Condition No. 121** requires Chiquita Canyon Landfill to either operate a household hazardous waste collection facility or fund the County's operation of up to ten collection events. The project already proposes to design and construct a facility at the landfill for the County, or a third-party operator selected by the County, to have these events. The cost of designing, permitting, and building such a facility is already high. There is no legal basis for also requiring the landfill to operate the facility or to fund its operation. The County has not demonstrated that the project will increase demand for household hazardous waste collection, or that the project has not already satisfied its obligation in this regard by providing the County with a permanent facility for such collection events. The County also has not demonstrated that there is a reasonable relationship between the $100,000 per event fee and the cost of such events.

Thank you for your attention to these important matters.

Sincerely,

David P. Waite

DPW
071591\8604774v1
cc: Richard Bruckner
Sorin Alexanian
Mitch Glaser
Sam Dea
Richard Claghorn
Jill Jones

# Exhibit C

# Chiquita Canyon Landfill - Operational Conditions

There are many operational conditions proposed by County staff. In an effort to streamline the permit, and also to facilitate the County's periodic review process and the potential need to adjust operational standards in the future (Condition #35), we propose that draft conditions specific to operation of the Facility be moved to the Implementation and Monitoring Program (IMP) (Condition #1) and that the conditional use permit instead include the following new condition:

1. The Permittee shall comply with all applicable federal, state and local laws, regulations and rules, including but not limited to, Public Resources Code Section 40000 *et seq.*, 14 CCR Section 18800 *et seq.*, 27 CCR Section 20510 *et seq.*

Further, we are suggesting that operational conditions be expressed as performance-based conditions, rather than specific operational requirements. Chiquita is an experienced operator and has developed successful strategies and practices to best comply with all applicable laws, rules and regulations. The IMP should be driven by compliance and performance, not by stipulating the "means and methods" to comply. It should be recognized that what works at other sites may not work or be appropriate at Chiquita. Every site is unique and should be so treated. Chiquita needs operational flexibility to be a compliant operator.

Good examples of performance-based conditions already included in the CUP are:

87. The Permittee shall take all necessary measures to ensure that noise emissions from the Facility at all residential receptors are within the acceptable limits of the Los Angeles County Noise Ordinance, as contained in Chapter 12.08 of the County Code.

99. All employee, guest, and truck parking shall be developed and maintained as set forth in Part 11, Chapter 22.52 of the County Code.

The following table describes proposed changes to key conditions proposed by staff related to operation of the site, but is not an exhaustive list of conditions proposed to be moved from the draft permit to the IMP, nor is it an exhaustive list of proposed changes to various draft operational conditions.

## Operation Conditions

| Draft CUP Definition "yyy" | Proposed Revised Definition "yyy" | Notes/Rationale |
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| "Temporary Storage Area" shall mean an area of the Landfill where materials intended for Beneficial Use, salvage, recycling, or reuse may be placed for storage on a temporary basis, as approved by Public Works for up to 180 calendar days, unless a longer period is approved by Public Works, so long as such temporary storage does not constitute Disposal, as defined in this grant. Putrescible materials, except Construction and Demolition Debris or other Inert Debris not containing significant quantities of decomposable materials and more than 1 percent (by visual inspection) putrescible waste, shall not be placed in a Temporary Storage Area for more than 7 calendar days under any circumstances. | "Temporary Storage Area" shall mean an area of the Landfill where materials intended for Beneficial Use (exclusive of clean soil), salvage, recycling, or reuse may be placed for storage on a temporary basis, as approved by Public Works for up to 180 calendar days, unless a longer period is approved by Public Works, so long as such temporary storage does not constitute Disposal, as defined in this grant. Putrescible materials, except Construction and Demolition Debris or other Inert Debris not containing significant quantities of decomposable materials and more than 1 percent (by weight ~~visual inspection~~) putrescible waste, shall not be placed in a Temporary Storage Area for more than 7 calendar days under any circumstances. | Clean soil has been and may continue to be stored for periods longer than 180 days. Because there are no regulatory restrictions to the use and storage of clean soil, its storage should not be restricted by the definition of "Temporary Storage Area". |
| **Draft CUP Condition 25a** | **Proposed Revised Condition 25a** | **Notes/Rationale** |
| Household Hazardous Waste Facility may be used by the general public to drop off household hazardous wastes, including, but not limited to, used motor oil, used latex paints, used anti-freeze, and used batteries; and other wastes as maybe defined in the Operating Agreement. The Household Hazardous Waste Facility is not to be used for general use by commercial or industrial entities. | Household Hazardous Waste Facility may be used by the general public to drop off household hazardous wastes, including, but not limited to, used motor oil, used latex paints, used anti-freeze, and used batteries; and other wastes as ~~maybe~~ may be defined by the Operating Agreement. The Household Hazardous Waste Facility is not to be used for general use by commercial or industrial entities, except for Conditionally Exempt Small Quantity Generators, which shall mean a generator that generates no more than 100 kilograms of hazardous waste in any calendar month. | Under current law and regulations, conditionally exempt small quantity generators are authorized to dispose hazardous waste at household hazardous waste collection facilities. |
| **Draft CUP Condition 25b** | **Proposed Deletion of Condition 25b** | **Notes/Rationale** |
| The Household Hazardous Waste Facility shall be no smaller than 4,000 square feet in size, exclusive of ingress and egress. | Propose deletion. | The Household Hazardous Waste Facility described in the EIR is 2,000 square feet in size, exclusive of ingress/egress. At no point in the environmental review process did the County communicate a minimum size of the facility. A minimum size of 4,000 square feet is not supported at the proposed new site entrance. |
| **Draft CUP Condition 26b** | **Proposed Revised Condition 26b** | **Notes/Rationale** |
| Permittee may construct and operate an Organic Waste Composting Facility together with certain ancillary and related activities as enumerated herein, subject to the following restrictions as to use:<br>b. The facility location shall be located designated on the Site Plan Exhibit "A" or an approved Revised Exhibit "A" prior to beginning operations. The facility shall be enclosed. | Permittee may construct and operate an Organic Waste Composting Facility together with certain ancillary and related activities as enumerated herein, subject to the following restrictions as to use:<br>b. The facility location shall be located designated on the Site Plan Exhibit "A" or an approved Revised Exhibit "A" prior to beginning operations. ~~The facility shall be enclosed.~~ | Chiquita Canyon landfill recognizes the need to control odors from composting operations, but facility enclosure should be one way to control odors, not the only way to control odors. The EIR analyzed odors from the proposed composting operation and it did not require enclosure as mitigation. |
| **Draft CUP Condition 26f** | **Proposed Revised Condition 26f** | **Notes/Rationale** |
| Permittee shall comply with all rules for odor abatement and prevention of the South Coast Air Quality Management District and the DPH. The Permittee shall not allow odors to become a nuisance in adjacent residential areas. In the event odors become a nuisance in adjacent residential areas, Permittee shall take all necessary steps to abate that nuisance. If the Permittee, despite the application of the best available technology and methodology, cannot abate the nuisance odors resulting from Organic Waste Composting Facility operations, the Permittee shall terminate such operations. | Permittee shall comply with all rules for odor abatement and prevention of the South Coast Air Quality Management District and the DPH. The Permittee shall not allow odors to become a nuisance in adjacent residential areas. In the event odors become a nuisance in adjacent residential areas, Permittee shall take all necessary steps to abate that nuisance. If the Permittee, despite the application of the best available technology and methodology, including potentially enclosing the facility, cannot abate the nuisance odors resulting from Organic Waste Composting Facility operations, the Permittee shall terminate such operations. | Chiquita Canyon landfill recognizes that termination may be required if odors cannot be abated in accordance to the regulations and that enclosing the facility may be needed to abate odors should other methods to control odors are unsuccessful. |
| **Draft CUP Condition 27** | **Proposed Revised Condition 27** | |
| The Final Cover of the Landfill shall not exceed the permitted elevation of 1,430 feet above mean sea level, and the Footprint shall not exceed the total permitted disposal area of 400 acres. No portion of the Landfill shall extend beyond the Limits | The Final Cover of the Landfill shall not exceed the permitted elevation of ~~1,430~~ 1,495 feet above mean sea level, and the Footprint shall not exceed the total permitted disposal area of 400 acres. No portion of the Landfill shall extend | The current Exhibit "A" for the 1997 CUP approval is 1,430 feet. The landfill cannot accept the additional tonnage permitted by this CUP approval without increasing the physical envelope. The "Status Quo" Alternative analyzed in the EIR required a |

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| of Fill as shown on the approved Exhibit "A." The existing Landfill consists of the following as shown on the approved Exhibit "A": existing Primary Canyon (55 acres, currently completely filled); existing Canyon B (14 acres, currently completely filled); existing Main Canyon (188 acres, currently 182 acres have been filled); and new fill areas (143 acres currently unfilled), together with certain ancillary and related activities, as enumerated herein, subject to the restrictions contained in this grant. | beyond the Limits of Fill as shown on the approved Exhibit "A." The existing Landfill consists of the following as shown on the approved Exhibit "A": existing Primary Canyon (55 acres, currently completely filled); existing Canyon B (14 acres, currently completely filled); existing Main Canyon (188 acres, currently 182 acres have been filled); and new fill areas (143 acres currently unfilled), together with certain ancillary and related activities, as enumerated herein, subject to the restrictions contained in this grant. | height of 1,495 feet. The Applicant continues to request approval of its proposed project, which requires a height limit of 1,573 feet. |
| Draft CUP Condition 32 | Proposed Revised Condition 32 | |
| Prior to the Effective Date, and thereafter on an annual basis, the Permittee shall provide evidence of insurance coverage to Public Works that meets County requirements as required and approved by the CEO and that satisfies all the requirements set forth in this Condition No. 32. Such coverage shall be maintained throughout the term of this grant and until such time as all Post-Closure Maintenance requirements are met by the Permittee and certified by the appropriate local, state and federal agencies. Such insurance coverage shall include, but shall not be limited to, the following: general liability, automobile liability and pollution liability, and clean-up cost insurance coverage with, an endorsement for "Sudden and Accidental" contamination or pollution. Such coverage shall be in an amount sufficient to meet all applicable state, federal, and local requirements, with no special limitations. Upon certification of coverage, and annually thereafter, a copy of such certification shall be provided to Public Works. | Prior to the Effective Date, and thereafter on an annual basis, the Permittee shall provide evidence of insurance coverage to Public Works that meets the requirements of Division 2, Chapter 6 of Title 27 of the California Code of Regulations ~~County requirements as required and approved by the CEO and that satisfies all the requirements set forth in this Condition No. 32~~. Such coverage shall be maintained throughout the term of this grant and until such time as all Post-Closure Maintenance requirements are met by the Permittee and certified by the appropriate local, state and federal agencies. ~~Such insurance coverage shall include, but shall not be limited to, the following: general liability, automobile liability and pollution liability, and clean-up cost insurance coverage with, an endorsement for "Sudden and Accidental" contamination or pollution.~~ Such coverage shall be in an amount sufficient to meet all applicable state, federal, and local requirements, with no special limitations. Upon certification of coverage, and annually thereafter, a copy of such certification shall be provided to Public Works. | Insurance requirements should be consistent with state law and regulations. |
| Draft CUP Condition 33 | Proposed Deletion of Condition 33 | |
| To ensure that the Permittee has sufficient funds at Closure to provide for the continued payment of insurance premiums for the period described in Condition No. 32 of this grant, the Permittee shall, within 60 months prior to the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO showing its ability to maintain all insurance coverage and indemnification requirements of Condition Nos. 32 and 34 of this grant. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to the County. Public Works shall administer the trust fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. | Propose deletion. | Condition 32 requires that proof on insurance be provided on an annual basis. It is therefore not necessary to also require financial assurance for such insurance. |
| Draft CUP Condition 34 | Proposed Revised Condition 34 | |
| To ensure that the Permittee has sufficient funds for the Landfill's Closure and/or the Post-Closure Maintenance and maintenance of the Environmental Protection and Control System, the Permittee shall, within 60 months of the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO that it is financially able to carry out these functions in perpetuity or until the Landfill no longer is a threat to public health and safety as determined by Public Works. Public Works' determination shall be based on an engineering study prepared by an independent consultant selected by Public Works. The Permittee shall pay all costs associated with the independent consultant and the study within 30 days of receiving the invoice for the consultant's services. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to Public Works. Permittee shall pay into the fund annually and Public Works shall administer the fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. The Department of Public Works may consider, at its sole discretion, the financial assurance | To ensure that the Permittee has sufficient funds for the Landfill's Closure and/or the Post-Closure Maintenance and maintenance of the Environmental Protection and Control System, the Permittee shall, within 60 months of the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets the requirements of Division 2, Chapter 6 of Title 27 of the California Code of Regulations ~~County requirements as approved by the CEO that it is financially able to carry out these functions in perpetuity or until the Landfill no longer is a threat to public health and safety as determined by Public Works. Public Works' determination shall be based on an engineering study prepared by an independent consultant selected by Public Works. The Permittee shall pay all costs associated with the independent consultant and the study within 30 days of receiving the invoice for the consultant's services. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to Public Works. Permittee shall pay into the fund annually and Public Works shall administer the fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. The Department of~~ | Financial assurance requirements should be consistent with state law and regulations. |

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| mechanism required under State law and regulation in meeting the intent of this Condition No. 34. | ~~Public Works may consider, at its sole discretion, the financial assurance mechanisms required under State law and regulations in meeting the intent of this Condition No. 34.~~ | |
| **Draft CUP Condition 36** | **Proposed Revised Condition 36** | |
| The maximum life of this grant shall be 30 years, effective from the Approval Date. The Termination Date shall be either date that 1) the Landfill reaches its Limits of Fill as depicted on Exhibit "A", or 2) 46.8 million tons, or 3) 30 years after the Approval Date of this grant, whichever occurs first. At least twelve (12) months prior to the 25th anniversary of the Approval Date, if the Permittee has not exhausted the available Landfill capacity within the Limits of Fill depicted on Exhibit "A", the Permittee shall conduct a study to determine the remaining capacity of the Landfill and identify all activities and schedules required for the Closure and Post-Closure maintenance of the Facility. The study shall be submitted to the TAC for its independent review and upon its review, the TAC shall report to the Director its finding regarding the remaining capacity of the Landfill and the Termination Date. Upon consideration of the TAC's finding, the Director shall establish a certain Termination Date for the Landfill, but in no event shall the Termination Date be a date that is later than 30 years after the Approval Date. | ~~The maximum life of this grant shall be 30 years, effective from the Approval Date.~~ The Termination Date shall be ~~either date that 1)~~ when the Landfill reaches its Limits of Fill as depicted on Exhibit "A"~~, or 2) 46.8 million tons, or 3) 30 years after the Approval Date of this grant, whichever occurs first~~. At least twelve (12) months prior to the 25th anniversary of the Approval Date, if the Permittee has not exhausted the available Landfill capacity within the Limits of Fill depicted on Exhibit "A", the Permittee shall conduct a study to determine the remaining capacity of the Landfill and identify all activities and schedules required for the Closure and Post-Closure maintenance of the Facility. The study shall be submitted to the TAC for its independent review and upon its review, the TAC shall report to the Director its finding regarding the remaining capacity of the Landfill and the Termination Date. ~~Upon consideration of the TAC's finding, the Director shall establish a certain Termination Date for the Landfill, but in no event shall the Termination Date be a date that is later than 30 years after the Approval Date.~~ | This CUP will terminate when the limits of fill are reached. In addition, Condition No. 35 requires ten-year periodic reviews of the project with public hearings and possible modification of the IMP to ensure that the operating conditions remain sufficient and appropriate. Accordingly, it is not necessary to also impose a sunset date. There is also no need to limit the total tons because it is not tons that will fill the airspace of the landfill, it's compacted cubic yards, and the CUP already terminates when those limits of fill are reached. |
| **Draft CUP Condition 37** | **Proposed Revised Condition 37** | |
| Upon the Termination Date, the Facility shall no longer receive Solid Waste and/or Beneficial Use Materials for disposal or processing; however, the Permittee shall be authorized to continue operation of any and all facilities of the Landfill as are necessary to complete: (1) the mitigation measures required by this grant; (2) the Closure and Post-Closure Maintenance required by federal, state, and local agencies; and (3) all monitoring and maintenance of the Environmental Protection and Control Systems required by Condition No. 86. No later than 6 months after the Termination Date, all Landfill facilities not required for the above-mentioned functions shall be removed from the subject property unless they are allowed as a matter of right by the zoning regulations then in effect. | Upon the Termination Date, the Facility shall no longer receive Solid Waste ~~and/or Beneficial Use Materials~~ for disposal~~or processing~~; however, the Permittee shall be authorized to continue operation of any and all facilities of the Landfill as are necessary to complete: (1) the mitigation measures required by this grant; (2) the Closure and Post-Closure Maintenance required by federal, state, and local agencies; ~~and~~ (3) all monitoring and maintenance of the Environmental Protection and Control Systems required by Condition No. 86, (4) composting activities, and (5) conversion technology facility that may have been developed within the set-aside area at the Facility. No later than 6 months after the Termination Date, all Landfill facilities not required for the above-mentioned functions shall be removed from the subject property unless they are allowed as a matter of right by the zoning regulations then in effect. | Upon the termination date, it will be necessary for the landfill to continue receiving beneficial use materials as part of closure requirements. It may also be desirable to continue activities associated with composting or conversion technology. |
| **Draft CUP Condition 38** | **Proposed Revised Condition 38** | |
| The Facility shall be subject to the following operating hours:<br>a. The Facility may receive Solid Waste and Beneficial Use Materials only between the hours of 5 a.m. (scales open) to 5 p.m. (scales closed). The Facility entrance gate may be open at 5 a.m., Monday through Saturday, to allow on-site queuing only and preparations of the Facility for operations. However, the hours may be extended to receive Beneficial Use Materials at the Facility if Public Works approves a Traffic Management Assessment showing a reduction in traffic impacts from a modification of the hours. No offsite queuing is allowed.<br>b. The Facility and all of its operations shall be closed on Sundays.<br>c. Facility operations, such as site preparation and maintenance activities, waste processing, and the application of cover, may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday. This operating restriction shall not apply to Facility activities that require continuous operation, such as gas control.<br>d. Equipment maintenance activities at the Facility may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday.<br>e. No diesel vehicle shall be started at the Facility between the hours of 10 | The Facility shall be subject to the following operating hours:<br>a. The Facility may receive Solid Waste and Beneficial Use Materials 24 hours per day, 7 days per week, except that the landfill shall not accept Solid Waste or Beneficial Use Materials from 5:00 p.m. on Saturdays through 4:00 a.m. on Mondays. ~~only between the hours of 5 a.m. (scales open) to 5 p.m. (scales closed). The Facility entrance gate may be open at 5 a.m., Monday through Saturday, to allow on-site queuing only and preparations of the Facility for operations. However, the hours may be extended to receive Beneficial Use Materials at the Facility if Public Works approves a Traffic Management Assessment showing a reduction in traffic impacts from a modification of the hours.~~ No offsite queuing is allowed.<br>~~b. The Facility and all of its operations shall be closed on Sundays.~~<br>c. Facility operations, such as site preparation and maintenance activities, waste processing, and the application of cover, may be conducted 24 hours per day, 7 days per week. ~~only between the hours of 5 a.m. and 10 p.m., Monday through Saturday. This operating restriction shall not apply to Facility activities that require continuous operation, such as gas control.~~<br>d. Equipment maintenance activities at the Facility may be conducted 24 | While 5 a.m. (scales open) to 5 p.m. (scales closed) may be a standard restriction at other landfills, such an operations restriction is not warranted at Chiquita. Chiquita has, for the life of the existing CUP, operated 24/7 without incident and in fact many residents in Val Verde have commented that they were unaware that the site operated at night. What makes Chiquita unique is its physical setting and distances to sensitive receptors. CCL is required to comply with the Noise Control Ordinance of Los Angeles County (Title 12 Chapter 12.08), which prohibits loud, unnecessary, and unusual noise that disturbs the peace and/or quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal sensitivity residing in the area. The Los Angeles County Department of Public Health has stated that they do not anticipate noise impacts resulting from the Proposed Project.<br>Currently, CCL opens for commercial customers at 3:00 am, which means that CCL is able to process these loads before local collection vehicles start arriving at the site. Restricting Chiquita to 5:00 a.m. to 5:00 p.m. would have the unintended consequences of increasing traffic congestion during the peak commute times on SR-126 and I-5. 24-hour operation at CCL allows for a more consistent inbound and outbound traffic distribution and transfer truck drivers travel to and from the site |

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| p.m. and 5 a.m.<br>f. Notwithstanding anything to the contrary in this Condition No. 38, emergency operations, mitigation measures necessary to avoid adverse environmental impacts, and equipment repairs, which cannot be accomplished within the hours set forth in this Condition No. 38, may occur at any time if approved via written electronic authorization by the DPH. A copy of this authorization shall be provided to the Director.<br>g. Notwithstanding the forgoing, Solid Waste and Beneficial Use Materials may be received at other times than those just described, except on Sundays, if the DPH determines that extended hours are necessary for the preservation of public health and safety. | ~~hours per day, 7 days per week, only between the hours of 5 a.m. and 10 p.m., Monday through Saturday.~~<br>~~e. No diesel vehicle shall be started at the Facility between the hours of 10 p.m. and 5 a.m.~~<br>f. Notwithstanding anything to the contrary in this Condition No. 38, emergency operations, mitigation measures necessary to avoid adverse environmental impacts, and equipment repairs, which cannot be accomplished within the hours set forth in this Condition No. 38, may occur at any time if approved via written electronic authorization by the DPH. A copy of this authorization shall be provided to the Director.<br>g. Notwithstanding the forgoing, Solid Waste and Beneficial Use Materials may be received at other times than those just described, except on Sundays, if the DPH determines that extended hours are necessary for the preservation of public health and safety. | during off-peak hours.<br>We are proposing operating hours that are consistent with the existing CUP. |
| **Draft CUP Condition 39** | **Proposed Revised Condition 39** | |
| All fill sequencing plans for Landfill operations to maximize Landfill capacity shall first be reviewed and approved by Public Works, and must be technically, environmentally, and economically feasible. The Permittee shall submit a set of sequencing plans to Public Works for review and approval within 90 days after the Effective Date. The sequencing plans for Landfill operations must be technically, environmentally, and economically feasible. Any subsequent changes to the approved sequencing plans must be approved by Public Works prior to implementation. The plans approved by Public Works shall not be in conflict with those contained in the latest State-approved Joint Technical Document for the Facility. | All fill sequencing plans for Landfill operations ~~to maximize landfill capacity shall first be reviewed and approved by Public Works, and must be technically, environmentally, and economically feasible. The Permittee shall submit a set of sequencing plans to Public Works for review and approval within 90 days after the Effective Date. The sequencing plans for Landfill operations must be technically, environmentally, and economically feasible. Any subsequent changes to the approved sequencing plans must be approved by Public Works prior to implementation. The plans approved by Public Works~~ shall not be in conflict with those contained in the latest State-approved Joint Technical Document for the Facility. | Airspace is the most valuable asset for a landfill. Efficient management of airspace is, therefore, a critical component to a successful landfill operation. Chiquita's proven stewardship of airspace has been demonstrated by its above-industry average waste compaction rate and the fact it reached the existing CUP tonnage limit before exhausting the available permitted airspace. Providing fill sequencing to LACDPW serves no purpose other than to have Public Works dictate how the site manages its operations. With a proven operator, there is no need to micro-manage, but only to establish and monitor performance-based criteria. If Chiquita was a public site owned by the County and operated by Chiquita, establishing performance criteria for airspace and requiring and reviewing fill sequencing plans may be appropriate, but this is not the case here. |
| **Draft CUP Condition 40** | **Proposed Revised Condition 40** | |
| Within 180 days after the Effective Date, or a longer period if approved by Public Works, the Permittee shall adopt appropriate measures to ensure that the method to determine that the amount of Solid Waste received, processed and/or disposed at the facility is accurate. These measures shall include, but shall not be limited to: (1) requiring all solid waste haulers and other customers of the Permittee to submit accurate waste origin data; (2) implementing a system to verify the accuracy of the data submitted; (3) implementing a system to verify that Solid Waste reported as having originated in any city or County unincorporated area actually has such origination; (4) adopting education and outreach programs for solid waste haulers and other customers of the Permittee regarding the need for accurate waste origin data; and (5) creating strong disincentives, including imposing penalties, for solid waste haulers and other customers of the Permittee for non-cooperation with these measures, or for repeatedly providing false information regarding waste origin data to the Permittee.<br>The waste origin verification and reporting program shall be developed by the Permittee for review and approval by Public Works. The Permittee shall submit the data from this program on a monthly basis to Public Works for review. Based on the initial results from this program, Public Works may require the Permittee to modify the program or to develop or implement additional monitoring or enforcement programs to ensure that the intent of this Condition No. 40 is satisfied.<br>The Waste origin verification and reporting program shall include all incoming solid waste, beneficial use materials, composting materials, clean soil used for daily and | Within 180 days after the Effective Date, or a longer period if approved by Public Works, the Permittee shall adopt appropriate measures to ensure that the method to determine that the amount of Solid Waste received, processed and/or disposed at the facility is accurate. These measures shall include, but shall not be limited to: (1) requiring all solid waste haulers and other customers of the Permittee to submit accurate waste origin data; ~~(2) implementing a system to verify the accuracy of the data submitted; (3) implementing a system to verify that Solid Waste reported as having originated in any city or County unincorporated area actually has such origination~~ (42) adopting education and outreach programs for solid waste haulers and other customers of the Permittee regarding the need for accurate waste origin data; and (3) creating strong disincentives, including imposing penalties, for solid waste haulers and other customers of the Permittee for non-cooperation with these measures, or for repeatedly providing false information regarding waste origin data to the Permittee.<br>The waste origin ~~verification and~~ reporting program shall be developed by the Permittee for review and approval by Public Works. The Permittee shall submit the data from this program on a monthly basis to Public Works for review. Based on the initial results from this program, Public Works may require the Permittee to modify the program or to develop or implement additional monitoring or enforcement programs to ensure that the intent of this Condition No. 40 is satisfied.<br>~~The Waste origin verification and reporting program shall include all incoming solid waste, beneficial use materials, composting materials, clean soil used for daily and~~ | There is no feasible method to verify origin data. Chiquita does not have policing/enforcement power; it does not have authority to demand such records nor the staff to review origin records if provided or to provide mobile surveillance on public roadways following customers.<br>Most of the solid waste received at Chiquita comes from transfer stations, which have their own obligation to solicit origin information from their customers. Such verification is also not required by Title 27 of the California Code of Regulations.<br>The County's rational to requiring this additional data is to verify that Chiquita is not engaging in predatory pricing practices. Because Chiquita does not have collection operations in the Santa Clarita Valley, predatory pricing practices are not an issue here. See our notes to Condition No. 105.<br>Chiquita strongly opposes extending collection of origin data beyond the requirements of Title 27 to include other materials other than solid waste. |

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| intermediate cover, and any other material coming to the Facility. | ~~intermediate cover, and any other material coming to the Facility.~~ | |
| **Draft CUP Condition 46** | **Proposed Revised Condition 46** | **Notes/Rationale** |
| The following types of waste shall constitute prohibited waste and shall not be received, processed nor disposed of at the Facility: Automobile Shredder Waste; Biosolid; Sludge, or Sewage Sludge; incinerator ash; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste; waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation of waters in the State, as determined by the RWQCB. The Permittee shall implement a comprehensive Waste Load Checking Program, approved by the DPH, to preclude disposal of prohibited waste at the Landfill. The program shall comply with this Condition No. 46, Part IV of the IMP, and any other requirements of the DPH, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB. | The following types of waste shall constitute prohibited waste and shall not be received, processed nor disposed of at the Facility: ~~Automobile Shredder Waste;~~ Biosolid Sludge, or Sewage Sludge; ~~incinerator ash~~; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; untreated medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste; waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation of waters in the State, as determined by the RWQCB. The Permittee shall implement a comprehensive Waste Load Checking Program, approved by the DPH, to preclude disposal of prohibited waste at the Landfill. The program shall comply with this Condition No. 46, Part IV of the IMP, and any other requirements of the DPH, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB. | Title 40 of the Code of Federal Regulations (CFR), Part 258.21 (b) allows states to approve materials to be used as alternative daily cover if landfill operators demonstrate that such material and thickness will control odors, vectors, fires, litter, water infiltration, and scavenging. Materials used for alternative daily cover at Chiquita Canyon landfill are approved for use by the Local Enforcement Agency (LEA) and CalRecycle.<br><br>Automobile Shredder Waste is one of 11 types of alternative daily cover materials that are allowed by CalRecycle under Title 27, CCR. The EIR for the project analyzes the use of Automobile Shredder Waste as alternative daily cover.<br><br>Automobile Shredder Waste is regulated by the DTSC. As the regulatory agency in charge of Automobile Shredder Waste, DTSC controls its determination as a non-hazardous or hazardous waste. Currently, automobile shredders are allowed, under a DTSC conditional authorization, to treat Auto Shredder Waste and to dispose of it as non-hazardous waste, under specified conditions. DTSC is currently evaluating the existing conditional authorization provided to automobile shredders. If DTSC ultimately makes the determination that Auto Shredder Waste should no longer be classified as non-hazardous waste, it would no longer be accepted at Chiquita for disposal or for use as alternative daily cover.<br><br>Incinerator ash meets the definition of Solid Waste or Beneficial Use Material, and is an allowable material. No justification is provided for excluding it. |
| **Draft CUP Condition 52** | **Proposed Revised Condition 52** | **Notes/Rationale** |
| The Permittee shall comply with all grading requirements of Public Works and the County Code. In addition to any other requirements that may apply, the Permittee shall obtain prior approval from Public Works for all grading that is outside the Landfill footprint and all grading within the Landfill footprint that could impact off-site property as determined by Public Works, including, but not limited to, grading in connection with cell development, stockpiling, or excavation for borrow and cover materials. | The Permittee shall comply with all grading requirements of Public Works and the County Code. In addition to any other requirements that may apply, the Permittee shall obtain prior approval from Public Works for all grading that is outside the limit of disturbance as shown in Exhibit "A" ~~Landfill footprint~~ and all grading within the Landfill footprint that could impact off-site property as determined by Public Works, including, but not limited to, grading in connection with cell development, stockpiling, or excavation for borrow and cover materials. | The limit of disturbance was included on figures in the EIR and potential impacts to within the limit of disturbance were addressed in the EIR. Conditions limiting grading outside the Limits of Fill to create additional landfill area are addressed in Condition 49. |
| **Draft CUP Condition 59** | **Proposed Revised Condition 59** | **Notes/Rationale** |
| The Permittee shall comply with the following landscaping, cover and re-vegetation requirements at the Landfill:<br><br>a. Three copies of a landscape plan shall be submitted to and approved by the Director within 180 days after the Effective Date. The landscape plan shall show size, type, and location of all plants, trees, and watering facilities required as a condition of this grant. All landscaping shall be maintained in a neat, clean, and healthful condition, including proper pruning, weeding, removal of litter, fertilizing, and replacement of plants and trees when necessary but not to exceed quarterly (3 months period).<br><br>b. An annual monitoring report shall be prepared by an independent, qualified biologist and submitted to the Director providing status and progress of the provisions in this Condition No. 59. The monitoring report shall be submitted as part of the annual report required pursuant to Part VIII of the IMP.<br><br>c. The Permittee shall employ an expert or experts, including an independent, qualified biologist, to satisfy the Condition No. 59. Soil sampling and laboratory analysis shall be conducted in all areas that | The Permittee shall comply with Mitigation Measure BR-1, which addresses re-vegetation of the Facility, ~~requires a Closure Revegetation Plan the following landscaping, cover and re-vegetation requirements at the Landfill:~~<br><br>~~a. Three copies of a landscape plan shall be submitted to and approved by the Director within 180 days after the Effective Date. The landscape plan shall show size, type, and location of all plants, trees, and watering facilities required as a condition of this grant. All landscaping shall be maintained in a neat, clean, and healthful condition, including proper pruning, weeding, removal of litter, fertilizing, and replacement of plants and trees when necessary but not to exceed quarterly (3 months period).~~<br><br>~~b. An annual monitoring report shall be prepared by an independent, qualified biologist and submitted to the Director providing status and progress of the provisions in this Condition No. 59. The monitoring report shall be submitted as part of the annual report required pursuant to Part VIII of the IMP.~~<br><br>~~c. The Permittee shall employ an expert or experts, including an independent, qualified biologist, to satisfy the Condition No. 59. Soil~~ | Chiquita Canyon and County biologists have worked extensively on Mitigation Measure BR-1, regarding re-vegetation. MM BR-1 requires a Closure Revegetation Plan, which is required to be prepared and approved prior to ground-disturbing activities. This condition is duplicative and potentially conflicts with Mitigation Measure BR-1. |

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| are required to be re-vegetated before any re-vegetation occurs to identify chemical or physical soil properties that may adversely affect plant growth or establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected based on the above-referenced testing procedures and results. To the extent possible, as determined by the Director, plant types shall blend with species indigenous to the area, be drought tolerant, and be capable of successful growth. | ~~sampling and laboratory analysis shall be conducted in all areas that are required to be re-vegetated before any re-vegetation occurs to identify chemical or physical soil properties that may adversely affect plant growth or establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected based on the above-referenced testing procedures and results. To the extent possible, as determined by the Director, plant types shall blend with species indigenous to the area, be drought tolerant, and be capable of successful growth.~~ | |
| **Draft CUP Condition 61** | **Proposed Revised Condition 61** | **Notes/Rationale** |
| As required by the SCAQMD, the Permittee shall adopt and implement operational practices to mitigate air quality impacts including but not limited to odor, dust and vehicular air quality impacts at the Facility. The Facility shall be operated so as not to create a nuisance in the surrounding communities. | As required by the SCAQMD, the Permittee shall adopt and implement operational practices <u>described in the MMRP</u> to mitigate air quality impacts including but not limited to odor, dust and vehicular air quality impacts at the Facility. The Facility shall be operated so as not to create a nuisance in the surrounding communities. | Operational practices to mitigate air quality impacts are all included in the MMRP, included as an attachment to the CUP. |
| **Draft CUP Condition 66** | **Proposed Deletion of Condition 66** | **Notes/Rationale** |
| The Permittee shall conduct air quality monitoring at the Facility and its surrounding areas. In addition, an independent air quality consultant selected by the TAC shall conduct at least four random tests per year of Landfill dust and diesel particulates surrounding the perimeter of the Facility to determine whether air quality near the Landfill is consistent with the air quality levels established by the operative environmental impact report ("EIR") prepared for this Project. The consultant review shall place added emphasis on the nearby residential communities. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Director, Public Works, the TAC and the Permittee within 15 calendar days after completion of the tests. | Suggest deletion. | There is no mechanism to comply with or to enforce this condition.<br>The EIR did not "establish air quality levels" in surrounding neighborhoods for the Project. The EIR evaluated the maximum potential pollutant concentrations that could result from additional tonnage associated with the Project for comparison to the applicable SCAQMD thresholds for the purpose of determining potential significance according to CEQA significance criteria. These modeled concentrations are not intended for comparison to ambient pollutant concentrations. Thus, there is no "baseline" against which to measure a difference.<br>Furthermore, no method exists for air quality sampling of local concentrations of dust and diesel particulate matter that would allow attribution of some portion of the measured ambient concentrations to the landfill and/or its expansion. Nor would four random tests per year of ambient concentrations of dust and diesel particulate matter be sufficient to provide meaningful or representative data regarding ambient air quality. As indicated in the Final EIR, the SCAQMD continuously operates a network of ambient air quality monitors in the Los Angeles basin, including several locations near the landfill. The air monitoring stations monitor for the pollutants that the state and local air quality agencies consider to be pollutants of concern, and the stations are operated according to strict protocols for sampling, analysis, and data validation and reporting. |
| **Draft CUP Condition 83** | **Proposed Revised Condition 83** | **Notes/Rationale** |
| In addition to the requirements described in Condition Nos. 80 and 81, the Permittee shall develop and maintain a litter recovery program to the satisfaction of Public Works and the DPH designed to recover off-site litter from uncovered or improperly covered or contained loads traveling to the Facility or otherwise emanating from the Facility, including conducting weekly inspections of the surrounding neighborhoods within a 2-mile radius of the property boundary of the combined facility. Based upon the inspection, the Permittee shall collect and remove all wind-blown Trash or litter encountered in the specified area. The Permittee shall maintain a log of the inspections, provide the log upon request to the DPH and Public Works, and include a copy of the log in the annual report required pursuant to Part XII of the IMP. Public Works, at its sole discretion may increase the frequency of the litter pickup and recovery or adjust the boundary of the specified area or to improve the effectiveness of the litter recovery program. | In addition to the requirements described in Condition Nos. 80 and 81, the Permittee shall develop and maintain a litter recovery program to the satisfaction of Public Works and the DPH designed to recover off-site litter from uncovered or improperly covered or contained loads traveling to the Facility or otherwise emanating from the Facility, including conducting weekly inspections of the surrounding neighborhoods ~~within a 2-mile radius of the property boundary of the combined facility~~ <u>specified in Condition No. 84</u>. Based upon the inspection, the Permittee shall collect and remove all wind-blown Trash or litter encountered in the specified area. The Permittee shall maintain a log of the inspections, provide the log upon request to the DPH and Public Works, and include a copy of the log in the annual report required pursuant to Part XII of the IMP. Public Works, at its sole discretion may increase the frequency of the litter pickup and recovery or adjust the boundary of the specified area or to improve the effectiveness of the litter recovery program. | The required two-mile radius covers 20 square miles. This requirement is not feasible, practicable, nor reasonably related to project impacts. Chiquita Canyon landfill already maintains a comprehensive litter control program. |

| Draft CUP Condition 84 | Proposed Revised Condition 84 | Notes/Rationale |
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| The Permittee shall monitor Chiquito Canyon Road, SR 126, Wolcott Way, Franklin Parkway, and other feeder roads to the entrance to Val Verde at Rancho Aviles and the surrounding area within 100 feet of the centerline of the road or to any existing fence on private property for the purpose of locating and cleaning up litter in this area. Litter pickup shall be a minimum of one time per week and may be increased, upon agreement between the landfill operator and the CAC, to maintain a litter free environment. | The Permittee shall monitor Chiquito Canyon Road, SR 126, Wolcott Way, Franklin Parkway, and other feeder roads to the entrance to Val Verde at Rancho Aviles and the surrounding area within 100 feet of the centerline of the road (except along SR-126 where collection would start at the shoulder for safety reasons) or to any existing fence on private property for the purpose of locating and cleaning up litter in this area. Litter pickup shall be a minimum of one time per week and may be increased, upon agreement between the landfill operator and the CAC, to maintain a litter free environment. | Safety is Chiquita's number one value and collecting litter on a state highway is very dangerous. With respect to collecting litter on SR-126, we suggest that such collection be restricted to within 100 feet of the shoulder of the road or to any existing fence on private property. We have been involved with Caltrans Adopt-a-Highway on SR-126 for nearly two decades. Adopt-a-Highway rules preclude collection of litter on the Highway. |
| **Draft CUP Condition 89** | **Proposed Deletion of Condition 89** | **Notes/Rationale** |
| Any future traffic circulation scenario outside the current haul routes shall avoid areas of high biological diversity. Prior to utilization of a new haul route, the Permittee shall submit the proposed haul route with all supporting information/report/survey of biological resources in the vicinity of the proposed haul route to the Department for review and approval. The Department shall consult with Public Works regarding any changes to the current haul route. | Propose deletion. | Chiquita Canyon landfill does not control haul vehicles. Further, haul vehicles would use public roads, which would not be areas of high biological diversity. There is no reason to believe that trucks exiting I-5 would use any route other than SR-126 directly to the landfill entrance, because it is the fastest route to the landfill. It should be noted that local waste collection vehicles use and would continue to use local streets surrounding the landfill, including Chiquito Canyon Road, Franklin Parkway, and Commerce Center Drive. |
| **Draft CUP Condition 94** | **Proposed Deletion of Condition 94** | **Notes/Rationale** |
| The Permittee shall develop and obtain approval from Public Works for a Standard Urban Storm Water Mitigation Plan for the Facility's activities, unless Public Works determines that such plan is unnecessary. | Propose deletion. | Stormwater management and monitoring at Chiquita is already regulated by RWQCB General Order R4-2011-0052 for the LA basin landfills and the State General Permit for Storm Water Discharges Associated with Industrial Discharges NPDES No. CAS000001. |
| **Draft CUP Condition 98** | **Proposed Revised Condition 98** | **Notes/Rationale** |
| Within 180 days after the Effective Date, the Permittee shall obtain from the Task Force a "Finding of Conformance" determination or an equivalent determination by the Task Force that the proposed project and its expansions are consistent with the Los Angeles County Countywide Siting Element and shall comply with all conditions of such Finding of Conformance.<br>... | Within ~~180~~ 30 days after the Effective Date, the Permittee shall ~~obtain~~ apply from the Task Force a "Finding of Conformance" determination or an equivalent determination by the Task Force that the proposed project and its expansions are consistent with the Los Angeles County Countywide Siting Element and shall comply with all conditions of such Finding of Conformance.<br>... | Chiquita Canyon landfill can control when the Finding of Conformance is applied for, but it cannot control the timeline for the Task Force determination. |
| **Draft CUP Condition 103** | **Proposed Deletion Condition 103** | **Notes/Rationale** |
| Within 10 years after the Effective Date, and every 10 years thereafter, Public Works, in consultation with the Department and the Permittee, shall select an independent consultant(s) with expertise in engineering and planning, to conduct a comprehensive study analyzing various alternatives to serve the long-term Solid Waste Disposal needs of the Santa Clarita Valley. The purpose of the study is to ensure uninterrupted solid waste disposal services to the residents and businesses in the Santa Clarita Valley, keeping disposal fees low and stable, making existing facilities as efficient as possible, and ensuring that facilities keep pace with population growth and changing technologies in the solid waste industry. The study should include a comprehensive analyses (including a sensitivity and cost-to-benefit analysis) of all aspects of this endeavor, including but not limited to, the economic, environmental, and technical feasibility of the following alternatives/issues:<br>a. Evaluating rail and truck transport options for solid waste export out of the Santa Clarita Valley, including the necessary infrastructure (in and out of the Santa Clarita Valley) to realize these options. | Propose deletion. | We are perplexed by this condition. The approval of the Project serves the long-term needs of the Santa Clarita Valley. Because this is the last major landfill expansion to ever take place in Los Angeles County, minimizing the Project hinders the County's goals to serve the long-term solid waste disposal needs of the County and the Santa Clarita Valley. It is illogical for Chiquita to pay for long-term disposal capacity planning after investing tens of millions of dollars and over a decade of time planning the expansion of Chiquita Canyon landfill because the County chooses to minimize the project. Minimizing this project simply drive trash out of the County, which does not require any disposal capacity planning. |

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| b. Demonstrating how any proposed waste-by-rail option would tie into the existing or future county waste-by-rail system.<br>c. Developing Conversion Technology facilities in the Santa Clarita Valley.<br>d. Planning a future transfer station system in the Santa Clarita Valley.<br>e. Reviewing public/private ownership options.<br>f. Analyzing financing, staffing, and rate impacts.<br>g. Defining and establishing the facility siting processes.<br>h. Establishing a process for involving interested parties in the planning process.<br>i. Any other alternatives and issues deemed appropriate by Public Works and/or the Department.<br><br>The costs of the study shall be equally shared by the Permittee and Public Works, Environmental Programs Division, but in no event shall the cost to the Permittee exceed $50,000 per study. The Permittee shall make the payment within 30 days of receiving the invoice for the consultant's services. The study shall be completed within 18 months of the selection of the independent engineering/planning consultant(s). The study's findings and recommendations shall be submitted to the TAC for review and comment. Upon addressing all the TAC's comments to the satisfaction of the TAC, the independent engineering/planning consultant(s) shall submit the study to the Commission, the Department, Public Works, the Permittee, and all other interested parties. The Permittee shall submit a detailed response to the study's findings and recommendations, including which recommendations it plans to pursue. The Permittee shall make a good-faith effort to implement all recommendations to carry out the purpose of this Condition No. 103 to the satisfaction of Public Works. | | |
| **Draft CUP Condition 105** | **Proposed Revised Condition 105** | **Notes/Rationale** |
| The Permittee shall accept all Solid Waste and Beneficial Use Materials generated and delivered to the Facility by all waste haulers and customers operating in the Unincorporated County Areas of Santa Clarita Valley. The Permittee shall submit to Public Works an annual report on the origin of Solid Waste and Beneficial Use Materials accepted at the Facility by jurisdiction of origin. The annual report shall also contain information on all waste haulers (including those owned or operated by the Permittee, its subsidiaries, or affiliated enterprises) and self-haul customers utilizing the Facility, whether (and why) any waste haulers and self-haul customers were turned away from the Facility, and the tipping fee charged for all waste haulers and self-haul customers. The Permittee shall not engage in predatory pricing that may discourage any private waste haulers and self-haul customers from utilizing the Facility. | The Permittee shall accept ~~all~~ Solid Waste and Beneficial Use Materials generated and delivered to the Facility by ~~all~~ waste haulers and customers operating in the Unincorporated County Areas of Santa Clarita Valley. The Permittee shall submit to Public Works an annual report on the origin of Solid Waste and Beneficial Use Materials accepted at the Facility by jurisdiction of origin. The annual report shall ~~also contain~~ describe ~~information on all waste haulers (including those owned or operated by the Permittee, its subsidiaries, or affiliated enterprises) and self-haul customers utilizing the Facility, whether (and why)~~ any waste haulers and self-haul customers were turned away from the Facility~~, and the tipping fee charged for all waste haulers and self-haul customers~~. The Permittee shall not engage in predatory pricing that may discourage any private waste haulers and self-haul customers from utilizing the Facility. | Because Chiquita does not have collection operations in the Los Angeles area, predatory disposal pricing is impossible. Chiquita (as well as other waste management firms) customers' names and pricing are confidential information. Disclosing customer names and pricing is, therefore, a non-starter and will not be provided. We are willing to disclose if any waste haulers and self-haul customers were turned away from the Facility. |
| **Draft CUP Condition 106** | **Proposed Deletion of Condition 106** | **Notes/Rationale** |
| Within 90 days after the Effective Date, the Permittee shall install video monitoring equipment at the Facility to record and monitor Landfill operations at each Working Face area and at other critical locations to ensure compliance with the conditions of this grant. Copies of the video recordings shall be provided to Public Works, DPH and the TAC upon request, and shall be kept and maintained at the Facility for one year after recording, unless the DPH determines, at its sole discretion, that the video recordings should be kept for a longer period to protect public health, safety, or the environment. | Propose deletion. | This condition is not a performance-based condition. It is an extreme overreach by the County and highly unwarranted for such a compliant site such as Chiquita. It also a tremendous burden on the site. We will not agree to this condition. |

**DRAFT CONDITIONS OF APPROVAL**
**COUNTY OF LOS ANGELES**
**PROJECT NO. R2004-00559-(5)**
**CONDITIONAL USE PERMIT NO. 200400042**
**OAK TREE PERMIT NO. 201500007**

## PROJECT DESCRIPTION

The project is to allow the continued operation and maintenance of a solid waste disposal facility at the Chiquita Canyon Landfill ("CCL") with an average allowable daily quantity of municipal solid waste ("MSW") and Beneficial Use Materials of 6,730 tons per day ("tpd") based on the annual maximum not to exceed 2,100,000 tons per year ("tpy"); provide weekly maximum limit of 50,000 tons per week ("tpw"); provide average disposal limit of 5,000 tpd; provide a limit of 12,000 tpw for disposal and Beneficial Use Materials, increase the permitted disposal area laterally by 149 acres to a total area of 400 acres; with no increase to the maximum permitted elevation of 1,495 feet; and relocate the site entrance from Henry Mayo Drive (SR-126) to Wolcott Way. The project also provides for the development and operation of an on-site household hazardous facility and a closed mixed organics composting operation (anaerobic digestion) while setting-aside a portion of the subject site for possible future development of a conversion technology facility. The project is approved through Conditional Use Permit ("CUP") No. 200400042 for the landfill and ancillary facilities and by Oak Tree Permit ("OAK") No. 201500007 for the removal of four oak trees. The project is subject to the following conditions of approval:

## GENERAL CONDITIONS

1. Definitions: Unless otherwise apparent from the context, the following definitions shall apply to these Conditions of Approval ("Conditions"), and to the attached Implementation and Monitoring Program ("IMP"), adopted concurrently with this grant:

    a. "Abandoned Waste" shall mean abandoned items such as mattresses, couches, doors, carpet, toilets, E-waste, and other furnitures.

    b. "ADC" shall mean Alternative Daily Cover as permitted by Title 14 and title 27 of the California Code of Regulation, Regional Water Quality Control Board and the Local Enforcement Agency.

    c. "Alternative-to-Landfilling Technology" shall mean a technology capable of processing post-recycled or Residual Waste and other emerging technologies, in lieu of land disposal.

    d. "Anaerobic Digestion Facility" shall mean facility that utilizes organic wastes as a feedstock from which to produce biogas.

    e. "Ancillary Facilities" shall mean the facilities authorized by this grant that are directly related to the operation and maintenance of the Landfill, and shall

not include the facilities related to any other enterprise operated by the Permittee or any other person or entity, unless otherwise specifically authorized by this grant.

f. "Approval Date" shall mean the date of the Commission's approval of this grant, or the Board's approval if appealed.

g. "Automobile Shredder Waste" shall mean the predominantly nonmetallic materials that remain after separating ferrous and nonferrous metal from shredder output.

h. "Beneficial Use Materials" shall mean: (1) material imported to the Landfill that has been source-separated or otherwise processed and put to a beneficial use at the Facility, or separated or otherwise diverted from the waste stream and exported from the Facility, for purposes of recycling or reuse, and shall include, but not be limited to, green waste and other compostable organic materials, wood waste, asphalt, concrete, or dirt; (2) imported Clean Dirt that is used to prepare interim and final fill slopes for planting and for berms, provided that such importation of Clean Dirt has been shown to be necessary and has been authorized by Public Works; and (3) all ADC material types as permitted by this grant. Only materials that are appropriate for the specific use and in accordance with engineering, industry guidelines, or other standard practices in accordance with 14 CCR § 20686 may be classified as Beneficial Use.

i. "Biomass" shall mean any organic material not derived from fossil fuels, such as agricultural crop residues, bark, lawn, yard and garden clippings, leaves, silvicultural residue, tree and brush pruning, wood and wood chips, and wood waste, including these materials when separated from other waste streams. Biomass shall not include material containing sewage sludge, industrial sludge, medical waste, hazardous waste, or either high-level or low-level radioactive waste.

j. "Biosolid" shall mean the organic byproduct material resulting from the treatment of sewage sludge and wastewater.

k. "Board" shall mean the Los Angeles County Board of Supervisors.

l. "CAC" shall mean the Community Advisory Committee whose members are appointed by the Board of Supervisors who will serve as a liaison between the Permittee and the community .

m. "CalRecycle" shall mean the State of California Department of Resource Recycling and Recovery or its successor agency.

n. "Caltrans" shall mean the State of California Department of Transportation.

o. "CARB" shall mean California Air Resources Board.

p. "CEO" shall mean the Los Angeles County Chief Executive Office.

q. "Class III (non-hazardous) Landfill" shall mean a disposal facility that accepts non-hazardous Solid Waste for land disposal pursuant to a solid waste facilities permit and applicable federal and state laws and regulations.

r. "Clean Dirt" shall mean soil, other than Contaminated Soil, that is not mixed with any other material and that is used for coverage of the Landfill face, buttressing the Landfill and construction of access roads, berms, and other beneficial uses at the Facility.

s. "Closure" shall mean the process during which the Facility, or portion thereof, is no longer receiving Solid Waste and/or Beneficial Use Materials for disposal or processing and is undergoing all operations necessary to prepare the Facility, or portion thereof, for Post-Closure Maintenance in accordance with a CalRecycle approved plan for Closure or partial final closure. Said plans shall be concurred by the TAC, as defined in this grant.

t. "Closure Date" shall mean "Termination Date," as defined in this grant.

u. "Commission" shall mean the Los Angeles County Regional Planning Commission.

v. "Composting" shall mean the controlled or uncontrolled biological decomposition of organic wastes.

w. "Compostable Organic Materials" shall mean any food waste, green waste, landscape and pruning waste, non hazardous wood waste, and food-soiled paper waste that is mixed in with food material and when accumulated will become active compost.

x. "Construction and Demolition Debris" shall mean material, other than hazardous waste, radioactive waste, or medical waste, that is generated by or results from construction or demolition-related activities including, but not limited to: construction, deconstruction, demolition, excavation, land cleaning, landscaping, reconstruction, remodeling, renovation, repair, and site clean-up. Construction and Demolition Debris includes, but is not limited to: asphalt, concrete, brick, lumber, gypsum wallboard, cardboard and other associated packaging, roofing material, ceramic file, carpeting, plastic pipe, steel, rock, soil, gravel, tree stumps, and other vegetative matter.

y. "Contaminated Soil" shall mean soil that 1) contains designated or nonhazardous material as set forth in Title 23, Chapter 15, Article 1, section 2510 et seq. of the California Code of Regulations, including petroleum hydrocarbons, such as gasoline and its components (benzene, toluene, xylene, and ethylbenzene), diesel and its components (benzene), virgin oil,

motor oil, or aviation fuel, and lead as an associated metal; and, 2) has been determined pursuant to section 13263(a) of the Water Code to be a waste that requires regulation by the RWQCB or Local Oversight Agency.

z. "Conversion Technologies" shall mean the various state-of-the-art technologies capable of converting post-recycled or residual Solid Waste into useful products, green fuels, and renewable energy through non-combustion thermal, chemical, or biological processes.

aa. "Conversion Technology Facility" shall mean a facility that processes Solid Waste into useful products, fuels, and/or energy through anaerobic and other non-combustion thermal, chemical, or biological processes.

bb. "County" shall mean the County of Los Angeles.

cc. "County Code" shall mean the Los Angeles County Code.

dd. "CPI" shall mean Consumer Price Index as adjusted on July 1 of each year at a minimum rate of 2 (%) percent.

ee. "Department" shall mean the Los Angeles County Department of Regional Planning.

ff. "Director" shall mean the Director of the Department of Regional Planning and his or her designees.

gg. "Disposal" shall mean the final disposition of Solid Waste onto land into the atmosphere, or into the waters of the State of California. Disposal includes the management of Solid Waste through the Landfill process at the Facility.

hh. "Disposal Area" shall mean the "Landfill" as defined in this grant.

ii. "DPH" shall mean the Los Angeles County Department of Public Health acting as the LEA as appropriate. DPH is currently designated as the LEA by the Board pursuant to the provisions of Division 30 of the California Public Resources Code to permit and inspect Solid Waste disposal facilities and to enforce State regulations and permits governing these facilities. For purposes of this grant, DPH shall also include any successor LEA governing these facilities.

jj. "Effective Date" shall mean the date of the Permittee's acceptance and use of this grant as defined in Condition No. 3.

kk. "Electronic Waste" shall mean all discarded consumer or business electronic equipment or devices. Electronic waste includes materials specified in the California Code of Regulations, Title 22, Division 4.5, Chapter 23, Article 1 (commencing with Section 66273.3), and any amendments thereto.

ll. "Environmental Protection and Control Systems" shall mean any surface water and ground water-quality monitoring/control systems, landfill gas monitoring/control systems, landscaping and irrigation systems, drainage and grading facilities, Closure activities, Post-Closure Maintenance activities, foreseeable corrective actions, and other routine operation or maintenance facilities or activities.

mm. "Facility" shall mean the entirety of the subject property as depicted on the attached Exhibit "A", including all areas where Landfill and non-Landfill activities occur.

nn. "Final Cover" shall mean the cover material required for Closure of the Landfill and all Post-Closure Maintenance required by this grant.

oo. "Footprint" shall mean the horizontal boundaries of the Landfill at ground level, as depicted on the attached Exhibit "A".

pp. "Household Hazardous Waste" shall mean leftover household products that contain corrosive, toxic, ignitable, or reactive ingredients, other than used oil.

qq. "Inert Debris" shall mean Solid Waste and/or recyclable materials that are source-separated or separated for recycling, reuse, or resale that do not contain: (1) hazardous waste, as defined in California Code of Regulations, Title 22, Section 66261.3; or (2) soluble pollutants at concentrations in excess of state water quality objectives; and (3) do not contain significant quantities of decomposable waste. Inert Debris shall not contain more than 1 percent (by weight) putrescible waste. Inert Debris may be commingled with rock and/or soil.

rr. "Landfill" shall mean the portion of the subject property where Solid Waste is to be permanently placed, compacted, and then buried under daily, interim and Final Cover, all pursuant to applicable requirements of federal, state, and local laws and regulations. No portion of the Landfill shall extend beyond the "Limits of Fill," as defined in this grant, and no allowance for settlement of fill shall be used in determining the final elevations or design contours of the Landfill. "Landfill" does not include temporary storage areas, Final Cover, and Ancillary Facilities authorized by this grant.

ss. "LEA" shall mean the Los Angeles County Local Enforcement Agency.

tt. "Limits of Fill" shall mean the horizontal boundaries and vertical boundaries (as identified by contours) of the Landfill, as depicted on the attached Exhibit "A".

uu. "Liquid waste" shall mean waste as defined in Title 27, Section 20164 of the California Code of Regulations and includes non-hazardous sludge meeting

the requirements contained in Title 23, Chapter 15 of the California Code of Regulation for disposal in a Class III Landfill.

vv. "Materials Recovery Facility" shall mean a facility that separates solid waste into recyclable materials and Residual Waste.

ww. "MMRP" shall mean Mitigation Monitoring and Reporting Program.

xx. "Nuisance" shall mean anything which is injurious to human health or is indecent or offensive to the senses and interferes with the comfortable enjoyment of life or property, and affects at the same time a community, neighborhood, household or any number of persons although the extent of annoyance or damage inflicted upon an individual may be unequal and which occurs as a result of the storage, removal, transport, processing or disposal of solid waste

yy. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

zz. "Operating Agreement" – Shall mean the Operating Agreement between the County through the Department of Public Works and the Permittee for the operation of the Household Hazardous Waste Facility.

aaa. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

bbb. "Organic Waste Composting Facility" shall mean a facility at which composting is conducted and produces a product resulting from the controlled biological decomposition of mixed organic wastes that are source separated from the municipal solid waste stream, or which are separated at a centralized facility.

ccc. "Periodic Review" shall mean the process in which the Technical Advisory Committee and a Hearing Officer or the Regional Planning Commission review the studies submitted by the Permittee and issues a Finding of Fact and potentially approve changes to the IMP.

ddd. "Permittee" shall include the applicant, owner of property, their successors in interest, and any other person, corporation, or entity making use of this grant.

eee. "Post-Closure Maintenance" shall mean the activities undertaken at the Facility after the Closure Date to maintain the integrity of the Environmental Protection and Control Systems and the Landfill containment features, and to monitor compliance with applicable performance standards to protect public health, safety, and the environment. The containment features, whether natural or artificially designed and installed, shall be used to prevent and/or restrict the release of waste constituents onto land, into the atmosphere, and/or into the waters of the State of California, including waste constituents mobilized as a component of leachate or landfill gas.

fff. "Post-Closure Maintenance Period" shall mean the period after Closure of the Landfill when the Solid Waste disposed of during the Landfill's operation could still pose a threat to public health, safety, or the environment.

ggg. "Post-Closure Maintenance Plan" shall mean the preliminary, partially final, or final plan or plans, as applicable, approved by CalRecycle and concurred by the TAC for implementation of all Post-Closure Maintenance at the Facility.

hhh. "Project" shall mean the activities of the landfill whose ultimate development is depicted on Exhibit "A" of this grant. The Project includes the landfill, its Ancillary Facilities and activities as approved by this grant, including, but not limited to, waste diversion facilities,household hazard waste facility, organic waste composting facility, offices and other employee facilities, a leachate management facility, material storage areas, and Closure and Post-Closure Maintenance activities.

iii. "Public Works" shall mean the Los Angeles County Department of Public Works; the term "Director of Public Works shall mean the Director of the Los Angeles County Department of Public Work and his or her designees.

jjj. "Recyclable" shall mean materials that could be used to manufacture a new product.

kkk. "Residual Waste" shall mean the materials remaining after removal of recyclable materials from the Solid Waste stream.

lll. "RWQCB" shall mean the Regional Water Quality Control Board, Los Angeles Region.

mmm. "Santa Clarita Valley" shall mean the area as defined by the Los Angeles County General Plan 2035 in figure map 5.33, which was adopted by the Board of Supervisors on October 6, 2015.

nnn. "SCAQMD" shall mean the South Coast Air Quality Management District.

ooo. "Sewage Sludge" shall mean any residue, excluding grit or screenings, removed from a wastewater treatment facility or septic tank, whether in a dry, semidry or liquid form.

ppp. "Sludge" shall mean accumulated solids and/or semisolids deposited from wastewaters or other fluids. Sludge includes materials specified in the California Code of Regulations, Title 27, Division 2, Chapter 3, Article 1, Section 20690(b)(4).

qqq. "Site Plan" shall mean the plan depicting all or a portion of the subject property, including any Ancillary Facilities approved by the Director. "Site Plan" shall include what is referred to in this grant as Exhibit "A".

rrr. "Solid Waste" shall mean all putrescible and non-putrescible solid and semi-solid wastes, such as garbage, refuse, rubbish, paper, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, manure, vegetable or animal solid and semi-solid wastes, and other discarded solid and semi-solid wastes. "Solid Waste" excludes Beneficial Use Materials and substances having commercial value which are salvaged for reuse, recycling, or resale. Solid Waste includes Residual Waste received from any source.

sss. "Stockpile" shall mean temporarily stored materials.

ttt. "Stockpile Area" shall have the same meaning as "Temporary Storage Area," as defined in this grant.

uuu. "SWFP" shall mean a Solid Waste Facilities Permit issued by CalRecycle.

vvv. "SWMP" shall mean Solid Waste Management Program of the Department of Public Health.

www. "TAC" shall mean the Chiquita Canyon Landfill Technical Advisory Committee established pursuant to Part XIV of the IMP.

xxx. "Task Force" shall mean the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force.

yyy. "Temporary Storage Area" shall mean an area of the Landfill where materials intended for Beneficial Use, salvage, recycling, or reuse may be placed for storage on a temporary basis, as approved by Public Works for up to 180 calendar days, unless a longer period is approved by Public Works, so long as such temporary storage does not constitute Disposal, as defined in this grant. Putrescible materials, except Construction and Demolition Debris or other Inert Debris not containing significant quantities of decomposable materials and more than 1 percent (by visual inspection)

putrescible waste, shall not be placed in a Temporary Storage Area for more than 7 calendar days under any circumstances.

zzz. "Termination Date" shall mean the date upon which the Facility shall cease receiving Solid Waste and/or Beneficial Use Materials for disposal or processing in accordance with Condition No. 36 of this grant.

aaaa. "Trash" shall have the same meaning as "Solid Waste," as defined in this grant.

bbbb. "Wasteshed Area" shall mean the Santa Clarita Valley as defined by the Los Angeles County Area Plan, which was updated and adopted by the Board of Supervisors on November 27, 2012.

cccc. "Working Face" shall mean the working surface of the Landfill upon which Solid Waste is deposited during the Landfill operation prior to the placement of cover material.

2. Unless otherwise expressly provided in this grant, applicable federal, state, or local definitions shall apply to the terms used in this grant. Also, whenever a definition or other provision of this grant refers to a particular statute, code, regulation, ordinance, or other regulatory enactment, that definition or other provision shall include, for the life of this grant, any amendments made to the pertinent statute, code, regulation, ordinance, or other regulatory enactment.

3. This grant shall not be effective for any purpose until the Permittee, and the owner of the subject property (if other than the Permittee), have filed at the office of the Department their affidavit stating that they are aware of and agree to accept all of the conditions of this grant, and that the conditions of this grant have been recorded as required by Condition No. 8, and until all required monies have been paid pursuant to Condition Nos. 11, 16, 18, and 122. Notwithstanding the foregoing, this Condition No. 3 and Condition Nos. 5, 6, 9, and 11 shall be effective immediately upon the Approval Date of this grant by the County. Notwithstanding Condition No. 16 of this grant, the filing of such affidavit constitutes a waiver of the Permittee's right to challenge any provision of this grant.

4. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County or its agents, officers, or employees brought by any third party to attack, set aside, void, or annul this permit approval, or any related discretionary approval, whether legislative or quasi-judicial, which action is brought within the applicable time period of California Government Code Section 65009 or other applicable limitations period. The County shall promptly notify the Permittee of any claim, action, or proceeding, and the County shall fully cooperate in the defense. If the County fails to promptly notify the Permittee of any claim, action, or proceeding, or if the County fails to cooperate fully in the defense, the Permittee shall not thereafter be responsible to defend, indemnify, or hold harmless the County.

5. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County for damages resulting from water, air, or soil contamination, health impacts, or loss of property value during the operation, or Closure or Post-Closure Maintenance of the Facility.

6. In the event that any claim, action, or proceeding as described above is filed against the County, the Permittee shall within 10 days of the filing make an initial deposit with the Department of $10,000 from which actual costs and expenses shall be billed and deducted for the purpose of defraying the costs or expenses involved in the Department's cooperation in the defense, including but not limited to, depositions, testimony, and other assistance provided to the Permittee or the Permittee's counsel.

   If during the litigation process, actual costs or expenses incurred reach 80 percent of the amount on deposit, the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of $10,000. There is no limit to the number of supplemental deposits that may be required prior to completion of the litigation.

   At the sole discretion of the Permittee, the amount of an initial or any supplemental deposit may exceed the minimum amounts defined herein. Additionally, the cost for collection and duplication of records and other related documents shall be paid by the Permittee according to County Code Section 2.170.010.

7. If any material provision of this grant is held or declared to be invalid by court of competent jurisdiction, the permit shall be void, and the privileges granted hereunder shall lapse.

8. Prior to the Effective Date of this grant, the Permittee, or the owner of the subject property if other than the Permittee, shall record the terms and conditions of this grant in the office of the County Registrar Recorder/County Clerk ("Recorder"). In addition, upon any transfer or lease of the subject property during the term of this grant, the Permittee or the owner of the subject property if other than the Permittee, shall promptly provide a copy of the grant and its terms and conditions to the transferee or lessee of the subject property. Upon recordation, the Permittee shall provide an official copy of the recorded conditions to the Director.

9. This grant shall expire unless it is used within one year from the Approval Date of the grant. A single one-year time extension may be requested in writing and with the payment of the applicable fee prior to such expiration date. This grant shall be considered used upon the receipt of Solid Waste at the Facility and disposal activities any day after Approval Date and Permittee has completed the requirements of Condition No. 3.

10. The subject property shall be developed, maintained, and operated in full compliance with the conditions of this grant, and any law, statute, ordinance, or

other regulation applicable to any development or activity on the subject property. Failure of the Permittee to cease any development or activity not in full compliance shall be a violation of this grant. Inspections shall be made to ensure compliance with the conditions of this grant as well as to ensure that any development undertaken on the subject property is in accordance with the approved site plan on file.

The Permittee shall also comply with the conditions and requirements of all permits or approvals issued by other government agencies or departments, including, but not limited to, the permits or approvals issued by:

a. The CalRecycle;

b. The County LEA/Los Angeles County Department of Public Health ("DPH"), including the DPH letter dated 2/23/17 and all other DPH requirements;

c. Public Works;

d. The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force;

e. The CARB;

f. The RWQCB;

g. The SCAQMD;

h. The California Department of Fish and Game;

i. The United States Army Corps of Engineers;

j. The California Department of Health Services;

k. The Los Angeles County Fire Department, including the requirements in the Fire Department letter dated 2/24/17; Applicant must receive Fire Department clearance of gated entrance design and Fuel Modification Plan prior to effective date of the permit, and comply with all other Fire Department requriements; and

l. The Los Angeles County Department of Regional Planning.

The Permittee shall not engage in activities which may impede the abilities of these agencies and other consultants hired by the County to conduct inspections of the site, whether announced or unscheduled.

11. Within five (5) working days of the Approval Date of this grant, the Permittee shall remit processing fees payable to the County of Los Angeles in connection with the filing and posting of a Notice of Determination (NOD) for this project and its

entitlements in compliance with Section 21152 of the California Public Resources Code. Unless a Certificate of Exemption is issued by the California Department of Fish and Game pursuant to Section 711.4 of the California Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, currently $3,153.25 ($3,078.25 for an Environmental Impact Report plus $75.00 processing fee.) No land use project subject to this requirement is final, vested or operative until the fee is paid.

12. Upon the Effective Date, the Permittee shall cease all development and other activities that are not in full compliance with Condition No. 10, and the failure to do so shall be a violation of this grant. The Permittee shall keep all required permits in full force and effect and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant and shall be subject to any and all penalties described in Condition No. 18.

    It is hereby declared to be the intent of this grant that if any provision of this grant is held or declared to be invalid, the permit shall be void, and the privileges granted hereunder shall lapse.

13. To the extent permitted by law, the Department or DPH shall have the authority to order the immediate cessation of landfill operations or other activities at the Facility if the Board, Department or DPH determines that such cessation is necessary for the health, safety, and/or welfare of the County's residents or the environment. Such cessation shall continue until such time as the Department or DPH determines that the conditions leading to the cessation have been eliminated or reduced to such a level that there no longer exists an unacceptable threat to the health, safety, and/or welfare of the County's residents or the environment.

14. The Permittee shall comply with all mitigation measures identified in the Mitigation Monitoring and Reporting Program ("MMRP"), which are incorporated by this reference as if set forth fully herein.

15. The Permittee shall comply with the Implementation and Monitoring Program ("IMP"), which is attached hereto and incorporated herein by this reference.

16. Within 30 days of the Approval Date, the Permittee shall record a covenant and agreement, which attaches the MMRP and the IMP and agrees to comply with the mitigation measures imposed by the Environmental Impact Report for this project and the provisions of the IMP, in the office of the Recorder. Prior to recordation, the Permittee shall submit a draft copy of the covenant and agreement to the Department for review and approval. As a means of ensuring the effectiveness of the mitigation measures and IMP measures, the Permittee shall submit annual mitigation monitoring reports to the Department for approval, or as required, with a copy of such reports to Public Works, the CAC and the TAC. The

report shall describe the status of the Permittee's compliance with the required measures. The report shall be due for submittal on July 1st of each year and shall be submitted for review and approval no later than March 30th annually.

17. Within 30 days of the Approval Date of this grant, the Permittee shall deposit an initial sum of $10,000.00 with the Department in order to defray the cost of reviewing and verifying the information contained in the reports required by the MMRP and inspecting the premises to ensure compliance with the MMRP and to undertake any other activity of the Department to ensure that the mitigation measures are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, providing administrative support in the oversight and enforcement of mitigation measures, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the mitigation measures. If the actual costs incurred pursuant to this Condition No. 17 (a) have reached 80 percent of the amount of the initial deposit ($10,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($10,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. The Permittee shall replenish the mitigation monitoring account if necessary until all mitigation measures have been implemented and completed. Any balance remaining in the mitigation monitoring account upon completion of all measures and completion of the need for further monitoring or review by the Department shall be returned to the Permittee.

18. Notice is hereby given that any person violating a provision of this grant is guilty of a misdemeanor pursuant to Section 22.60.340 of the County Code. Notice is further given that the Regional Planning Commission ("Commission") or a Hearing Officer may, after conducting a public hearing in accordance with Section 22.56.1780, et seq. of the County Code, revoke or modify this grant, if the Commission or Hearing Officer finds that these conditions have been violated or that this grant has been exercised so as to be detrimental to the public's health or safety or so as to be a nuisance, or as otherwise authorized pursuant to Chapter 22.56, Part 13 of the County Code.

In addition to, or in lieu of, the provisions just described, the Permittee shall be subject to a penalty for violating any provision of this grant in an amount determined by the Director of the Department, not to exceed $1,000 per day per violation. For this purpose, the Permittee shall deposit the sum of $30,000 in an interest-bearing trust fund with the Department within 30 days after the Effective Date to establish a draw-down account. The Permittee shall be sent a written notice for any such violation with the associated penalty, and if the noticed violation has not been remedied within 30 days from the date of the notice, to the satisfaction of the Director of the Department, the stated penalty, in the written notice shall be deducted from the draw-down account. If the stated

violation is corrected within 30 days from the date of the notice, no amount shall be deducted from the draw-down account. Notwithstanding the previous sentence, if the stated violation is corrected within 30 days from the date of the notice but said violation recurs any time within a 6 month period, the stated penalty will be automatically deducted from the draw-down account upon such recurrence and the Permittee will be notified of such deduction. If the deposit is ever depleted by 50 percent of the initial deposit amount ($15,000), the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of the initial deposit ($30,000) within 10 business days of notification of the depletion. There shall be no limit to the number of supplemental deposits that may be required during the life of this grant. The balance remaining in the draw-down account, including interest, shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

If the Permittee is dissatisfied with any notice of violation as described in the preceding paragraph, the Permittee may appeal the notice of violation to the Hearing Officer pursuant to Section 22.60.390(C)(1) of the County Code within 15 days of receipt by the Permittee of the notice of violation. The Hearing Officer shall consider such appeal and shall take one of the following actions regarding the appeal:

a. Affirm the notice of violation;

b. Rescind the notice of violation; or

c. Modify the notice of violation.

The decision of the Hearing Officer is final and shall not be subject to further administrative appeal.

19. All requirements of Title 22 of the County Code and of the specific zoning of the subject property must be complied with unless otherwise modified as set forth in these conditions or as shown on the approved Site Plan or Exhibit "A", or on a revised Exhibit "A" approved by the Director.

20. All structures, walls, and fences open to public view shall remain free of graffiti or other extraneous markings, drawings, or signage that was not approved by the Department. These shall include any of the above that do not directly relate to the business being operated at the Facility or that do not provide pertinent information about the Facility. The only exceptions shall be seasonal decorations or signage provided under the auspices of a civic or non-profit organization.

In the event of graffiti or other extraneous markings occurring, the Permittee shall remove or cover said markings, drawings, or signage within 24 hours of

notification of such occurrence, weather permitting. Paint utilized in covering such markings shall be of a color that matches, as closely as possible, the color of the adjacent surfaces.

The Permittee shall also establish and maintain a graffiti deterrent program for approval by Public Works. An approved copy shall be provided to the Graffiti Abatement Section of Public Works.

## PROJECT SPECIFIC CONDITIONS

## GENERAL PROVISIONS

21. Upon the Effective Date, this grant shall supersede Conditional Use Permit ("CUP") 89-081(5) and shall authorize the continued operation of a Class III (non-hazardous) Solid Waste landfill on the subject property. The maximum tonnage capacity to be received at the Facility shall be as follows:

    a. Weekly Tonnage Capacity – The amount of Solid Waste that may be disposed of in the Landfill shall not exceed 30,000 tons per week, Monday to Saturday. The overall total of all materials received for processing, diposal, and beneficial use at the Facility shall not exceed 50,000 tons per week.

    b. Quarterly Tonnage Capacity – the amount of beneficial use materials process and or dispose in any given quarter shall not exceed 175,000 tons.

    c. Daily Maximum Disposal Capacity – The daily maximum tonnage capacity of all materials received by the Facility for disposal shall not exceed 6,000 tons on any given day, provided the Weekly Tonnage Capacity shall not be exceeded over six working days per week, Monday to Saturday.

    d. Composting Facility Capacity – The amount of incoming materials for processing at the Organic Waste Composting Facility shall not exceed 560 tons per day. This amount shall also be included in the amount of beneficial use materials allowed.

    e. Facility Daily Maximum Capacity – The maximum tonnage of any combination of solid waste and other materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 12,000 tons on any given day, except as provided in subparagraphs a, b and c above.

    f. Facility Annual Maximum Capacity – The maximum annual tonnage capacity of all materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 2,100,000 tons in any calendar year. Waste disposed may not exceed 1,400,000 tons and beneficial use materials may not exceed 700,000 tons in any calendar year.

22. The Board may increase the maximum daily amounts of Solid Waste allowed by Condition No. 21 if, upon the joint recommendation of the DPH and Public Works, the Board determines that an increase is necessary to appropriately manage the overall County waste stream for the protection of public health and safety, including at the time of a declared disaster or national emergency. Notwithstanding the preceding sentence, there shall not be allowed more than 312 total days during the life of this grant where the maximum daily tonnage amount exceeds the limits set forth in Condition No. 21, excluding any days where the tonnage capacity was exceeded due to a declared disaster or national emergency.

23. The County reserves the right to exercise its police power to protect the public health, safety, and general welfare of County residents by managing the Countywide waste stream, including preventing predatory pricing. The Permittee shall not adopt waste disposal practices/policies at the Facility which discriminate against self-haulers, waste haulers, and other solid waste enterprises delivering waste originating in the unincorporated Los Angeles County areas.

24. This grant shall also authorize the following Ancillary Facilities and activities at the Facility, as shown on the approved Exhibit "A", subject to the conditions of this grant:

    a. Office and employee facilities directly related to the Landfill, including offices or other facilities related to any other enterprise operated by the Permittee or other person or entity employed by the Permittee or acting on its behalf;

    b. Operations related to the placement and disposal of Solid Waste;

    c. Paint booth for equipment and containers;

    d. Leachate collection and management facilities;

    e. Facilities necessary for the collection, utilization, and distribution of Landfill gases, as required and/or approved by Public Works, the DPH, or the SCAQMD;

    f. Facilities necessary for the maintenance of machinery and equipment used at the Landfill, excluding Solid Waste collection equipment and vehicles, and equipment or machinery used by the Permittee in other enterprises;

    g. On-site waste diversion and recycling activities consistent in scale and purpose with the agreement entered into pursuant to Condition No. 43 of this grant;

h. Facilities necessary for Environmental Protection and Control Systems, including flare stations, storage tanks, sedimentation basins, and drainage devices;

i. Storage and repair of bins utilized for Landfill activities;

j. Household hazardous waste consolidation area;

k. Household Hazardous Waste Facility;

l. Organics Waste Composting Facility;

m. Landfill Gas-to-Energy Plant; and

n. Conversion Technology Facility.

In the event that revisions to the approved Site Plan, including the approved Exhibit "A", consistent with the intent of this grant and the scope of the supporting environmental documentation are proposed, such revised Site Plan shall be submitted to Public Works for review and pre-approval, and to the Director for final approval, with copies filed with Public Works and the DPH. For the life of this grant there shall be no revisions to the approved Exhibit "A" that change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

25. Household Hazardous Waste Facility and its operations shall be subject to the following use restrictions and pursuant to Condition No. 121 of this grant:

a. Household Hazardous Waste Facility may be used by the general public to drop off household hazardous wastes, including, but not limited to, used motor oil, used latex paints, used anti-freeze, and used batteries; and other wastes as maybe defined in the Operating Agreement. The Household Hazardous Waste Facility is not to be used for general use by commercial or industrial entities.

b. The Household Hazardous Waste Facility shall be no smaller than 4,000 square feet in size, exclusive of ingress and egress.

c. Nothing in this Condition 25 or elsewhere in these conditions shall be construed to prohibit the Permittee from applying for new permits to expand the Household Hazardous Waste Facility or to otherwise modify the conditions of this grant for that purpose.

d. Recyclable materials shall not be collected in quantities or stored for periods which would cause the need for a hazardous waste facilities

permit unless such permit has been obtained.

e. Operating hours shall be as defined in the Operating Agreement, but in no event shall those hours exceed 6:00 a.m. to 9:00 pm, 7 days per week.

f. The Household Hazardous Waste Facility shall be staffed continuously during operating hours by a person(s) trained in hazardous material handling and management.

g. Household Hazardous Waste Facility development shall substantially conform to Exhibit "A", any requirements of this grant, and the mitigations listed in the visual impact section of the mitigation monitoring summary reference in the MMRP.

26. Permittee may construct and operate an Organic Waste Composting Facility together with certain ancillary and related activities as enumerated herein, subject to the following restrictions as to use:

a. The facility may be used to receive process and compost green waste, food waste, and other organics waste materials and to store and distribute mulch, biomass fuel and compost.

b. The facility location shall be designated on the Site Plan Exhibit "A" or an approved Revised Exhibit "A" prior to beginning operations. The facility shall be enclosed.

c. The Organic Waste Composting Facility operation shall receive no more than 560 tons per day of green waste, food waste, and other organics waste materials. No wastewater biosolids (e.g. sludge or sludge components) shall be allowed.

d. Operating hours shall be within the hours of 5 a.m. to 6 p.m., Monday to Saturday.

e. Access by customers for purposes of removing the solid products and by-products including finished mulch and compost shall not occur outside hours of 5:00 a.m. to 5:00 p.m., Monday to Saturday.

f. Permittee shall comply with all rules for odor abatement and prevention of the South Coast Air Quality Management District and the DPH. The Permittee shall not allow odors to become a nuisance in adjacent residential areas. In the event odors become a nuisance in adjacent residential areas, Permittee shall take all necessary steps to abate that nuisance. If the Permittee, despite the application of the best available technology and methodology, cannot abate the nuisance odors resulting from Organic Waste Composting Facility operations, the Permittee shall

terminate such operations.

g. Upon commencement date of the Organic Waste Composting Facility, the Permittee shall submit to the Department of Public Works, DPH-SWMP, and SCAQMD an Odor Control and Mitigation Plan for operation of the this facility.

27. The Final Cover of the Landfill shall not exceed the permitted elevation of 1,495 feet above mean sea level, and the Footprint shall not exceed the total permitted disposal area of 400 acres. No portion of the Landfill shall extend beyond the Limits of Fill as shown on the approved Exhibit "A." The existing Landfill consists of the following as shown on the approved Exhibit "A": existing Primary Canyon (55 acres, currently completely filled); existing Canyon B (14 acres, currently completely filled); existing Main Canyon (188 acres, currently 182 acres have been filled); and new fill areas (143 acres currently unfilled), together with certain ancillary and related activities, as enumerated herein, subject to the restrictions contained in this grant.

28. The Permittee shall not sever, sell, or convey any portion or the entirety of property for which this CUP is granted without first notifying the Department, with a copy to Public Works, at least 90 days in advance. Any future receiver of the subject property shall be required to acknowledge and accept all conditions of this grant prior to finalization of any conveyance.

29. The Permittee shall keep all required permits in full force and effect, and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant, and shall be subject to any and all penalties described in Condition No. 18.

30. Nothing in these conditions shall be construed to require the Permittee to engage in any act that is in violation of any state or federal statute or regulation.

31. The Permittee shall reimburse DPH for personnel, transportation, equipment, and facility costs incurred in carrying out inspection duties as set forth in the SWMP, including maintaining at least one full time inspector at the Facility at least once a week when waste is received and processed to the extent that these costs are not covered by the fees already paid for administration of the SWFP for the Landfill.

## INSURANCE REQUIREMENTS

32. Prior to the Effective Date, and thereafter on an annual basis, the Permittee shall provide evidence of insurance coverage to Public Works that meets County requirements as required and approved by the CEO and that satisfies all the requirements set forth in this Condition No. 32. Such coverage shall be

maintained throughout the term of this grant and until such time as all Post-Closure Maintenance requirements are met by the Permittee and certified by the appropriate local, state and federal agencies. Such insurance coverage shall include, but shall not be limited to, the following: general liability, automobile liability and pollution liability, and clean-up cost insurance coverage with, an endorsement for "Sudden and Accidental" contamination or pollution. Such coverage shall be in an amount sufficient to meet all applicable state, federal, and local requirements, with no special limitations. Upon certification of coverage, and annually thereafter, a copy of such certification shall be provided to Public Works.

33. To ensure that the Permittee has sufficient funds at Closure to provide for the continued payment of insurance premiums for the period described in Condition No. 32 of this grant, the Permittee shall, within 60 months prior to the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO showing its ability to maintain all insurance coverage and indemnification requirements of Condition Nos. 32 and 34 of this grant. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to the County. Public Works shall administer the trust fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation.

34. To ensure that the Permittee has sufficient funds for the Landfill's Closure and/or the Post-Closure Maintenance and maintenance of the Environmental Protection and Control System, the Permittee shall, within 60 months of the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO that it is financially able to carry out these functions in perpetuity or until the Landfill no longer is a threat to public health and safety as determined by Public Works. Public Works' determination shall be based on an engineering study prepared by an independent consultant selected by Public Works. The Permittee shall pay all costs associated with the independent consultant and the study within 30 days of receiving the invoice for the consultant's services. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to Public Works. Permittee shall pay into the fund annually and Public Works shall administer the fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. The Department of Public Works may consider, at its sole discretion, the financial assurance mechanism required under State law and regulation in meeting the intent of this Condition No. 34.

**PERIODIC REVIEW**

35. Not less than one year before the 10th anniversary of the effective date of this grant, the Permittee shall initiate a Periodic Review with the Department.

Another Periodic Review shall be initiated by the Permittee not less than one year before the 20th anniversary of the effective date of this grant. The purpose of the Periodic Reviews is to consider new or changed circumstances, such as physical development near the Project Site, improved technological innovations in environmental protection and control systems, and other best management practices that might significantly improve the operations of the Facility, and to determine if any changes to the facility operations and IMP are warranted based on the changed circumstances. To initiate the Periodic Review the Permittee shall submit for review a permit requirement compliance study which details the status of the Permittee's compliance with the conditions of approval of this grant. Additionally, an updated Closure Plan and Post-Closure Maintenance Plan shall be submitted to the Department and the TAC for review at this time, as well as the comprehensive waste disposal study referred to in Condition No. 103, and any other information that is deemed necessary by the Department to ensure that the landfill operations are operating as efficiently and effectively as possible and that any potential adverse impacts are minimized, and that the Facility is not causing adverse impacts or nuisance in the surrounding communities.

The cost of the Periodic Reviews shall be borne by the Permittee and is to be paid through the draw-down account referred to in Condition No. 122a. For each Periodic Review, a report based on the latest information shall be made to the Hearing Officer by Department staff at a public hearing pursuant to Part 4 of Chapter 22.60 of the County Code. Each report shall include a review of the performance of the landfill and recommendations for any actions to be taken if found necessary. Such actions may include changes or modifications to the IMP, including any measures necessary to ensure that the landfill will continue to operate in a safe and effective manner and the landfill closure will be accomplished timely and effectively. The decision of the Hearing Officer on the Periodic Review may be appealed to the Regional Planning Commission. The decision of the Regional Planning Commission shall be final.

**TERMINATION REQUIREMENTS**

36. The maximum life of this grant shall be 30 years, effective from the Approval Date. The Termination Date shall be either date that 1) the Landfill reaches its Limits of Fill as depicted on Exhibit "A", or 2) 46.8 million tons, or 3) 30 years after the Approval Date of this grant, whichever occurs first. At least twelve (12) months prior to the 25th anniversary of the Approval Date, if the Permittee has not exhausted the available Landfill capacity within the Limits of Fill depicted on Exhibit "A", the Permittee shall conduct a study to determine the remaining capacity of the Landfill and identify all activities and schedules required for the Closure and Post-Closure maintenance of the Facility. The study shall be submitted to the TAC for its independent review and upon its review, the TAC shall report to the Director its finding regarding the remaining capacity of the Landfill and the Termination Date. Upon consideration of the TAC's finding, the Director shall establish a certain Termination Date for the

Landfill, but in no event shall the Termination Date be a date that is later than 30 years after the Approval Date.

37. Upon the Termination Date, the Facility shall no longer receive Solid Waste and/or Beneficial Use Materials for disposal or processing; however, the Permittee shall be authorized to continue operation of any and all facilities of the Landfill as are necessary to complete: (1) the mitigation measures required by this grant; (2) the Closure and Post-Closure Maintenance required by federal, state, and local agencies; and (3) all monitoring and maintenance of the Environmental Protection and Control Systems required by Condition No. 86. No later than 6 months after the Termination Date, all Landfill facilities not required for the above-mentioned functions shall be removed from the subject property unless they are allowed as a matter of right by the zoning regulations then in effect.

## OPERATING HOURS

38. The Facility shall be subject to the following operating hours:

a. The Facility may receive Solid Waste and Beneficial Use Materials only between the hours of 5 a.m. (scales open) to 5 p.m. (scales closed). The Facility entrance gate may be open at 5 a.m., Monday through Saturday, to allow on-site queuing only and preparations of the Facility for operations. However, the hours may be extended to receive Beneficial Use Materials at the Facilty if Public Works approves an Operational Assessment Plan showing a reduction in traffic, noise and visual impacts from a modification of the hours. At any given time, no offsite queuing shall be allowed.

b. The Facility and all of its operations shall be closed on Sundays.

c. Facility operations, such as site preparation and maintenance activities, waste processing, and the application of cover, may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday. This operating restriction shall not apply to Facility activities that require continuous operation, such as gas control.

d. Equipment maintenance activities at the Facility may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday.

e. No diesel vehicle shall be started at the Facility between the hours of 10 p.m. and 5 a.m.

f. Notwithstanding anything to the contrary in this Condition No. 38, emergency operations, mitigation measures necessary to avoid adverse environmental impacts, and equipment repairs, which cannot be accomplished within the

hours set forth in this Condition No. 38, may occur at any time if approved via written electronic authorization by the DPH. A copy of this authorization shall be provided to the Director.

g. Notwithstanding the forgoing, Solid Waste and Beneficial Use Materials may be received at other times than those just described, except on Sundays, if the DPH determines that extended hours are necessary for the preservation of public health and safety.

## MAXIMIZING FACILITY CAPACITY

39. All fill sequencing plans for Landfill operations to maximize Landfill capacity shall first be reviewed and approved by Public Works, and must be technically, environmentally, and economically feasible. The Permittee shall submit a set of sequencing plans to Public Works for review and approval within 90 days after the Effective Date. The sequencing plans for Landfill operations must be technically, environmentally, and economically feasible. Any subsequent changes to the approved sequencing plans must be approved by Public Works prior to implementation. The plans approved by Public Works shall not be in conflict with those contained in the latest State-approved Joint Technical Document for the Facility.

40. Within 180 days after the Effective Date, or a longer period if approved by Public Works, the Permittee shall adopt appropriate measures to ensure that the method to determine that the amount of Solid Waste received, processed and/or disposed at the facility is accurate. These measures shall include, but shall not be limited to: (1) requiring all solid waste haulers and other customers of the Permittee to submit accurate waste origin data; (2) implementing a system to verify the accuracy of the data submitted; (3) implementing a system to verify that Solid Waste reported as having originated in any city or County unincorporated area actually has such origination; (4) adopting education and outreach programs for solid waste haulers and other customers of the Permittee regarding the need for accurate waste origin data; and (5) creating strong disincentives, including imposing penalties, for solid waste haulers and other customers of the Permittee for non-cooperation with these measures, or for repeatedly providing false information regarding waste origin data to the Permittee.

The waste origin verification and reporting program shall be developed by the Permittee for review and approval by Public Works. The Permittee shall submit the data from this program on a monthly basis to Public Works for review. Based on the initial results from this program, Public Works may require the Permittee to modify the program or to develop or implement additional monitoring or enforcement programs to ensure that the intent of this Condition No. 40 is satisfied.

The Waste origin verification and reporting program shall include all incoming solid waste, beneficial use materials, composting materials, clean soil used for daily and intermediate cover, and any other material coming to the Facility.

41. The Permittee shall operate the Facility in a manner that maximizes the amount of Solid Waste that can be disposed of in the Landfill, by, at a minimum:

a. Implementing waste compaction methods to equal or exceed the compaction rates of comparable privately-operated landfills in Los Angeles County;

b. Investigating and implementing methods to divert or reduce intake of high volume, low-density materials that are incapable of being readily compacted;

c. Investigating and implementing methods to reduce the volume of daily cover required at the Landfill as allowed by the appropriate regulatory agencies;

d. Utilizing waste materials received and processed at the Facility, such as processed green material, as an alternative to daily intermediate, and Final Cover, to the extent such usage is deemed technically feasible and proper by the appropriate regulatory agencies. Notwithstanding the preceding sentence, automobile shredder waste, cement kiln dust, dredge spoils, foundry sands, processed exploration waste, production waste, shredded tires, and foam shall not be used as daily, intermediate, or Final Cover at the Landfill;

e. To the extent economically and practically feasible, Construction and Demolition Debris shall not be disposed, but rather be separated, and recycled and/or made available for reuse, consistent with the goals of the California Integrated Waste Management Act of 1989;

f. Investigating and implementing methods to recycle manure; and

g. All Solid Waste accepted at the Facility that originates from outside the Santa Clarita Valley, including the metropolitan area of Los Angeles County, must be pre-processed or undergo front-end recovery methods to remove all Beneficial Use Materials and Construction and Demolition Debris from the waste stream prior to transport to the Facility to the maximum extent practicable, as determined by Public Works. As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation detailing the results of this requirement. The report must at a minimum include the types, quantity, and amount of all Beneficial Use Materials and Construction and Demolition Debris recovered from the waste stream. Notwithstanding the foregoing, Solid Waste originating from residential

areas with a 3-bin curbside collection system is exempt from this requirement.

42. To the extent feasible, the Permittee shall minimize the disposal of Solid Waste into the Landfill that is required to be diverted or recycled under the County's Source Reduction and Recycling Element of the Countywide Integrated Waste Management Plan, adopted pursuant to Division 30 of the California Public Resources Code, and/or the Waste Plan Conformance Agreement, approved by the Board on November 21, 2000, as these documents and agreements may be amended.

43. Within 180 days after the Effective Date, and thereafter as is necessary, the Waste Plan Conformance Agreement referred to in Condition No. 42 shall be amended and approved to be consistent with applicable County waste management plans. The Director of Public Works shall be authorized to execute all amendments to the Waste Plan Conformance Agreement on behalf of the County. This Agreement shall continue to provide for: (1) the control of and accounting for all the Solid Waste, and Beneficial Use Material and Composting Materials entering into, and for recycled or diverted material leaving, the Facility; (2) the implementation and enforcement of programs intended to maximize the utilization of available fill capacity as set forth in Condition No. 41; and (3) the implementation of waste diversion and recycling programs in accordance with applicable County waste management plans.

44. The Permittee shall continue to assist the County in diversion efforts, including:

a. Utilizing alternative daily cover at the Landfill, to the extent permitted by the appropriate regulatory agencies.

b. Using a portion of the Facility to transfer loads of commingled recyclables to sorting facilities.

c. To the extent feasible, recovering scrap metal and other materials from loads of waste received at the Facility.

d. Recycling and/or reusing Construction and Demolition Debris received at the Facility.

e. Composting shredded wood waste and organics at the Landfill including but not limited to Anaerobic Digestion Composting, provided such composting project is approved by Public Works and is consistent with the intent of this permit.

f. Stockpiling and grinding of wood/green material for use as mulch, boiler fuel, or feedstock for an alternative energy project, provided such energy project is approved by Public Works and is consistent with the

intent of this permit.

g. Stockpiling and grinding of concrete/asphalt material for use as base, road material, and/or decking material.

h. Development of Conversion Technologies to divert waste from disposal provided such Conversion Technology project is approved by Public Works and is consistent with the intent of this permit.

i. Consolidation of electronic waste such as computers, televisions, VCRs, stereos, copiers, and fax machines.

j. Consolidation of white goods such as referigerators, stoves, ovens, and other white-coated major appliances.

k. Implementing a comprehensive public awareness and education program informing Santa Clarita Valley residents of the Facility's recycling activities/programs. The program must be submitted to Public Works for review and approval within 90 days after the Effective Date.

45. The Permittee shall charge its customers higher tipping fees for delivering partial truck loads to the Facility, and for delivering trucks to the Facility during peak commuting hours. Notwithstanding the preceding sentence, in lieu of charging higher tipping fees, the Permittee may implement some other program, as approved by Public Works, to discourage this type of activity by its customers.

**PROHIBITED MATERIALS**

46. The following types of waste shall constitute prohibited waste and shall not be received, processed nor disposed of at the Facility: Automobile Shredder Waste; Biosolid; Sludge, or Sewage Sludge; incinerator ash; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste; waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation of waters in the State, as determined by the RWQCB. The Permittee shall implement a comprehensive Waste Load Checking Program, approved by the DPH , to preclude disposal of prohibited waste at the Landfill. The program shall comply with this Condition No. 46, Part IV of the IMP, and any other requirements of the DPH, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB.

47. Notices regarding the disposal restrictions of prohibited waste at the Facility and the procedures for dealing with prohibited waste shall be provided to waste haulers and private users on a routine basis. These notices shall be printed in English and Spanish and shall be posted at prominent locations at the

Facility indicating that anyone intentionally or negligently bringing prohibited waste to the Facility may be prosecuted to the fullest extent allowed by law.

48. In the event that material suspected or known to be prohibited waste is discovered at the Facility, the Permittee shall:

a. Obtain driver's name, company name, address, and any other information as appropriate, and vehicle license number;

b. Immediately notify all appropriate state and County agencies, as required by federal, state, and local law and regulations;

c. If Permittee discovers that such prohibited material has been accepted at the Facilityand after further review it is determined that it cannot immediately be removed by a licensed hauler, Permittee shall store the material at an appropriate site approved by the DPH and the RWQCB until it is disposed of in accordance with applicable state and local regulations; and

d. Maintain a record of the prohibited waste to be part of the Permittee's annual report required under the IMP, and to include, at a minimum, the following information:

i. A description, nature, and quantity of the prohibited waste;

ii. The name and address of the source of the prohibited waste, if known;

iii. The quantity of total prohibited waste involved;

iv. The specific handling procedures used; and

v. A certification of the authenticity of the information provided.

Nothing in this Condition No. 48 shall be construed to permit the Permittee to operate the Facility in any way so as to constitute a Hazardous Waste Disposal Facility, as defined under state law.

**GRADING/DRAINAGE**

49. Except as otherwise provided in this Condition No. 49, areas outside of the Limits of Fill shall not be graded or similarly disturbed to create additional Landfill area, except that additional grading may be approved by Public Works if Public Works determines, based on engineering studies provided by the Permittee and independently evaluated by Public Works, that such additional grading or disturbance is necessary for slope stability or drainage purposes. Such a determination by Public Works shall be documented in accordance with Part I of

the IMP, and the Permittee shall submit a revised Site Plan for review and approval by Public Works to show the additional grading and/or disturbance. A copy of the approved revised Site Plan shall be filed with the Director, Public Works, and DPH. For the life of this grant, there shall be no revisions to the approved Exhibit "A", that will change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

50. Nothing in this grant shall be construed as prohibiting the installation of water tanks, access roads, flares, or other similar facilities at the Facility, or implementing any mitigation program, that is required by this grant or by any other permit issued by a public agency in connection with the Landfill.

51. Notwithstanding anything to the contrary in this grant, no approval shall be granted to the Permittee that will modify the authorized Limits of Fill or that will lower or significantly modify any of the ridgelines surrounding the Landfill.

52. The Permittee shall comply with all grading requirements of Public Works and the County Code. In addition to any other requirements that may apply, the Permittee shall obtain prior approval from Public Works for all grading that is outside the Landfill footprint and all grading within the Landfill footprint that could impact off-site property as determined by Public Works, including, but not limited to, grading in connection with cell development, stockpiling, or excavation for borrow and cover materials.

53. The Permittee shall install and/or maintain appropriate drainage structures at the Facility to comply with all drainage requirements of Public Works, the RWQCB, and any other appropriate regulatory agency. Except as otherwise specifically provided by Public Works, all drainage structures, including sedimentation basins, shall be designed and constructed to meet all applicable drainage and grading requirements of Public Works, and all design and construction plans for these structures must have prior approval from Public Works. Notwithstanding the foregoing, at the discretion of Public Works, the Permittee may be permitted to install temporary drainage structures designed for day-to-day Facility operations without prior approval from Public Works. In all cases, the Landfill and its drainage structures shall be designed so as to cause surface water to be diverted away from disposal areas. All design modifications shall have the prior approval from Public Works.

54. All development structures and activities pursuant to this grant shall conform to the requirements of Public Works.

## GROUNDWATER PROTECTION

55. The Permittee shall install and maintain containment (liner) systems and leachate collection and removal systems as required by the RWQCB. The design of Landfill liners shall be as approved by the RWQCB.

56. The Permittee shall install and test any and all groundwater monitoring wells that are required by the RWQCB and shall promptly undertake any action directed by the RWQCB to prevent or correct potential or actual contamination that may affect groundwater quality, or water conveyance or water storage facilities. All testing and remedial actions required by the RWQCB to detect, prevent, and/or correct groundwater contamination shall be completed or guaranteed to be completed to the satisfaction of the RWQCB with notice to Public Works.

57. During the duration of this grant, the project shall use recycpled water once a recycled water pipeline is extend to the Newall Ranch residential development. The Permittee shall obtain the necessary permits to connect to such recycled water, construct any necessary access, and connect to the piped recycled water.

58. In the event groundwater use is restricted in the future pursuant to Court Order or Judgment, the Permittee shall purchase water from County-authorized water purveyors, including County-authorized recycled water purveyors for non-potable uses, or authorized State Water Project contractors, and shall otherwise conform to the rules, regulations, and restrictions set forth in any applicable Court Order or Judgment, including those rules, regulations, and restrictions that would require the Permittee to pay assessments, if any.

## LANDSCAPING, COVER AND REVEGETATION AND AESTHETIC REQUIREMENTS

59. The Permittee shall comply with the following landscaping, cover and re-vegetation requirements at the Landfill:

    a. Three copies of a landscape plan shall be submitted to and approved by the Director within 180 days after the Effective Date. The landscape plan shall show size, type, and location of all plants, trees, and watering facilities required as a condition of this grant. All landscaping shall be maintained in a neat, clean, and healthful condition, including proper pruning, weeding, removal of litter, fertilizing, and replacement of plants and trees when necessary but not to exceed quarterly (3 months-period).

    b. An annual monitoring report shall be prepared by an independent, qualified biologist and submitted to the Director providing status and progress of the provisions in this Condition No. 59. The monitoring report shall be submitted as part of the annual report required pursuant to Part VIII of the IMP.

    c. The Permittee shall employ an expert or experts, including an independent, qualified biologist, to satisfy this Condition No. 59. Soil sampling and laboratory analysis shall be conducted in all areas that are required to be re-vegetated before any re-vegetation occurs to identify

chemical or physical soil properties that may adversely affect plant growth or establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected, based on the above-referenced testing procedures and results. To the extent possible, as determined by the Director, plant types shall blend with species indigenous to the area, be drought tolerant, and be capable of successful growth.

d. The Permittee shall apply a temporary vegetation cover on any slope or other Landfill area that is projected to be inactive for a period greater than 180 days, as set forth in the IMP. The Permittee shall identify such slope or areas in the annual monitoring report described in Subsection (b) above, and include an interim reclamation and re-vegetation plan as well as the timing of the proposed work for review and approval by the Director.

e. Except as otherwise provided in this Condition No. 59, all final fill slopes shall be reclaimed and re-vegetated in lifts substantially in conformance with Mitigation Monitoring Program.

f. Notwithstanding the foregoing provisions of this Condition No. 59, Permittee shall comply with a different re-vegetation design or plan that the Department, in consultation with the TAC and Public Works, determines would:

i. better protect public health and safety;

ii. enable re-vegetation of the final slopes at least as well as described in Subsection (e), above; and/or

iii. be required because the minimum standards adopted by the CalRecycle have been amended.

Requirements imposed by the Department pursuant to this Condition 59 must be consistent with State regulations and may not cause the activities at the Landfill to exceed the Limits of Fill.

g. The Permittee shall provide and maintain a landscape strip that is a minimum of 10 feet wide along the frontage of the ancillary facilities area on Wolcott Way and along SR-126 Highway.

h. No portion of the expanded Landfill may extend above the plane or outside of the surface area of the fill design as shown on the approved site plan, attached as Exhibit "A".

The existing viewshed from Chiquito Canyon Road shall be protected for the life of the project. The dip in the natural ridgeline along the western

boundary shall be maintained or enhanced. Any structure placed on the landfill site, including but not limited to temporary storage areas, any materials recovery facility, composting facility or any other ancillary facilities that may be visible from Chiquito Canyon Road shall be designed to be harmonious with the natural topography and viewshed and shall be reviewed by the Community Advisory Committee.

The landfill operator and the Community Advisory Committee shall work together to prepare a tree planting and maintenance plan for the entire western boundary of the site. The objectives of the plan are to screen landfill operations, enhance the viewshed, and establish the minimum number and type of trees to do this and to provide adequate access to monitoring wells. Trees may be planted on slopes on either side of the ridgeline provided the above objectives are met and such planting is practical.

60. The Permittee shall operate the Facility so as to conserve water by, at a minimum, adopting the following measures:

a. Ensuring that all water wells used for the Facility draw from the local watershed, if such usage is approved by the appropriate agencies;

b. Investigating the feasibility of treating collected leachate on-site for reuse in the Landfill and, if feasible and the appropriate agencies approve, implementing a program to use such water;

c. Using soil sealant, pavement, and/or other control measures for dust control wherever feasible, instead of water; and

d. Using drought-tolerant plants to re-vegetate the Landfill slopes and other disturbed areas to the extent feasible, as determined by the Director of the Department. Plant types shall blend with species indigenous to the area and shall be capable of rapid growth.

**AIR QUALITY**

61. As required by the SCAQMD, the Permittee shall adopt and implement operational practices to mitigate air quality impacts including but not limited to odor, dust and vehicular air quality impacts at the Facility. The Facility shall be operated so as not to create a nuisance in the surrounding communities.

62. The Permittee shall use landfill gas for energy generation at the Facility or other beneficial uses, rather than flaring to the extent feasible, and shall obtain all applicable local, state, and/or federal approvals for any such use.

63. The Permittee shall also install and maintain a landfill gas collection and

management system that complies with SCAQMD requirements and uses best available control technology to prevent 1) the lateral migration of gases to off-site properties, and 2) odor generation that causes impact to surrounding communities, to the satisfaction of Public Works, the DPH, and SCAQMD.

64. Landfill gas flares shall be installed in a manner that does not result in any significant adverse aesthetic impacts and the flames shall be totally contained within the stacks. Flame arrestors shall be provided to the satisfaction of the County Fire Department.

65. The Permittee shall provide access to a back-up generator for emergency use within 48 hours in case of a prolonged power outage at the Facility to prevent the migration/emission of landfill gas, unless such a use is otherwise prohibited by SCAQMD due to air quality concerns.

66. The Permittee shall conduct air quality monitoring at the Facility and its surrounding areas. In addition, an independent air quality consultant selected by the TAC shall conduct at least four random tests per year of Landfill dust and diesel particulates surrounding the perimeter of the Facility to determine whether air quality near the Landfill is consistent with the air quality levels established by the operative environmental impact report ("EIR") prepared for this Project. The consultant review shall place added emphasis on the nearby residential communities. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Director, Public Works, the TAC and the Permittee within 15 calendar days after completion of the tests.

67. Upon receipt of a total of 4 Notice of Violations related to air quality issued by any combination of SCAQMD, DPH, Public Works, or the Department in any given calendar year, the Permittee shall submit a response to Public Works within 30 calendar days of the fourth such Notice of Violation providing an explanation of each Notice of Violation and steps taken to address it, and shall provide this information within 30 calendar days of each additional Notice of Violation within the same year. Public Works shall evaluate the response and may require the Permittee to thereafter increase the air quality monitoring that it conducts at the Facility and its surrounding areas. In addition, the TAC may select an independent air quality consultant to evaluate and conduct testing of 1) landfill gas and trash odor generated due to working face operations, 2) landfill gas collection and management system, and 3) dust and diesel particulates surrounding the perimeter of the Facility, at a frequency to be determined by Public Works in consultation with the air quality consultant. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing if Public Works finds that the frequency of testing is not necessary, or may discontinue it altogether if

it finds that the tests are not beneficial. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient and may request an evaluation report and recommendations. Upon direction from Public Works, the Permittee shall implement the recommendations of the independent consultant.

68. If any of the test results of Condition No. 66 and/or 67 exceed the maximum emission levels established by the EIR and/or the SCAQMD, if the Landfill is operated in a manner which, in the determination of DPH, creates an odor nuisance to the surrounding communities, or if Public Works, in consultation with the TAC, determines that additional corrective measures are necessary to address air quality impacts to the residents of the surrounding community, the Permittee shall submit a corrective action plan to the TAC within 15 days after receipt of the report. Such corrective action plan shall describe the excessive emission levels, or the determination by DPH or Public Works, and set forth a schedule for remedial action. The TAC shall consider the corrective action plan within 30 calendar days of its receipt and provide notice to the Permittee if such plan has been approved. If the TAC does not approve the corrective action plan, the Director may impose additional or different measures to reduce air quality impacts at the Facility. These additional measures may include, but not be limited to, requirements that the Permittee: (1) pave additional unpaved roads at the Facility; (2) water and apply soil sealant to additional Working Face areas; (3) relocate Working Face areas to designated locations during windy conditions; (4) monitor sensitive sites throughout the community; and/or (5) close the Facility during extreme wind conditions; 6) employ the services of an independent consultant to evaluate the air quality impacts and;/or odor nuisance and make recommendations to mitigate the impacts and/or abate the odor nuisance. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Department, Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. The Director of Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing, or discontinue it altogether, if the Director finds that the test results are invalid or lack beneficial value. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient. The Permittee may appeal the Director's decision in accordance with the appeal provisions in Condition No. 18 for an appeal of a notice of violation.

69. Within 180 days after the Effective Date, all equipment, diesel fleet vehicles, and transfer trucks that are owned or operated by the Permittee, its subsidiaries, or affiliated enterprises, and that utilize the Facility, shall be CARB compliant.

As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation of its compliance with this Condition No. 69, including, but

not limited to, Title 13, California Code of Regulations, Section 2020, et seq. regarding Diesel Particulate Matter Control Measures.

70. Permittee shall be subject to the following requirements regarding alternative fuel vehicles and equipment:

a. For the purpose of complying with this Condition No. 70 alternative fuel vehicles shall utilize alternative fuels that are consistent with recommendations or regulations of CARB and SCAQMD, which may include, but is not limited to electricity, natural gas (liquefied natural gas or compressed natural gas), biogas, biodiesel, synthetic diesel, or renewable diesel.

b. Within the first year after the Effective Date, the Permittee shall submit an alternative fuel vehicle implementation plan to the TAC for review and approval. The plan shall contain information on available and proposed alternative fuel technologies, a comparison of their air emissions reduction levels at the Facility, including greenhouse gas emissions, a timeline demonstrating the Permittee's best-faith efforts to comply with this Condition No. 70, as well as any other information deemed necessary by the TAC to approve the plan.

c. The Permittee shall convert into alternative fuel vehicles all light-duty vehicles operating at the Facility, solid waste collection trucks, and transfer trucks that utilize the Facility and are owned by, operated by, or under contract with the Permittee, its subsidiaries, or affiliated enterprises, according to the following phase-in schedule:

i. Within 4 years after the Effective Date, at least 50 percent of all aforementioned vehicles shall be alternative fuel vehicles.

ii. Within 7 years after the Effective Date, at least 75 percent of all aforementioned vehicles shall be alternative fuel vehicles.

iii. Within 10 years after the Effective Date, 100 percent of all aforementioned vehicles shall be alternative fuel vehicles.

d. Within the first year after the Effective Date, unless a later date is approved by the TAC, the Permittee shall consult with the SCAQMD and design and implement at least 1 heavy-duty, alternative fuel off-road equipment pilot program, to the extent deemed technically and economically feasible by the TAC. The pilot program shall be certified by a major original equipment manufacturer such as, but not limited to, Caterpillar, John Deere, or Volvo.

e. As part of its annual report to the TAC required by the IMP, the

Permittee shall submit an on-going evaluation of its compliance with each component of this Condition No. 70.

71. Within 180 day of the effective date, the Permittee shall adopt and implement a fugitive dust program that uses the most effective available methods and technology to avert fugitive dust emissions. The fugitive dust program shall be submitted to Public Works for review and approval. In addition to the re-vegetation measures in Condition No. 59, the program shall include, at a minimum, a requirement that:

a. The Permittee shall not engage in any excavation, grading, or other Landfill activity during high wind conditions, or when high wind conditions are reasonably expected to occur, as determined by the DPH, where such excavation or operation will result in significant emissions of fugitive dust affecting areas not under the Permittee's control;

b. The Working Face areas of the Landfill shall be limited to small contained areas of approximately one acre or less. During periods of the year when high wind conditions may be expected, the Working Face areas shall each be located in an area of minimal wind exposure, or be closed, if closure is deemed necessary by the DPH;

c. Except when there is sufficient rain or moisture to prevent dust, daily cover, haul roads, and grading locations shall be watered as required by State Minimum Standards or more frequently, when conditions dictate for dust control. Soil sealant may be required in addition to water;

d. Except when there is sufficient rain or moisture to prevent dust, all active Working Face and soil Stockpile Areas shall be watered daily, unless wind conditions dictate otherwise;

e. If determined necessary by the DPH, the Permittee shall, on any day preceding a day when the Facility is closed to Solid Waste receipt, apply soil sealant to any previously active Working Face, haul roads, or soil Stockpile Area that has not already been sealed or re-vegetated;

f. Inactive areas of exposed dirt that have been sealed shall be regularly monitored to determine the need for additional sealing and to prevent unauthorized access that might disturb the sealant. If additional sealing treatment is required, the Permittee shall promptly apply such treatment to assure full control of the soil particles;

g. All primary access roads to any permanent facility in the Landfill shall be paved;

h. To minimize the length of dirt roads, paved access roads to fill areas shall be extended as new fill areas are opened. Winter deck access roads shall be paved or surfaced with recycled asphalt, aggregate materials, or soil stabilization products to minimize the quantity of untreated dirt;

i. All paved roads in regular use shall be regularly cleaned to remove dirt left by trucks or other vehicles;

j. Except when there is sufficient rain or moisture to prevent dust, all dirt roads in regular use shall be watered at least once daily on operating days and more often if required by the DPH or Public Works, or otherwise treated to control dust emissions;

k. Loads of Solid Waste capable of producing significant dust shall be watered during the Landfill process. If such practice is deemed unacceptable to the RWQCB, the Permittee shall develop alternative methods to minimize dust generation during the Landfill process and obtain approval of the method from Public Works within 90 days of the RWQCB's determination;

l. In addition to any fire flow requirements of the County Fire Department, the Permittee shall maintain a supply of water for dust control in the active Working Face areas to ensure compliance with State Minimum Standards; and

m. The Permittee shall install and maintain devices on-site, as approved by the SCAQMD, to monitor wind speed and direction, and shall retain qualified personnel who can read and interpret data from these devices, can obtain and use information on predicted wind conditions, and can assist in the Facility's operations related to this information.

72. Permittee shall submit a quarterly report to the Department of Public Works identifying: (1) all fugitive dust and odor complaints from local residents that the Permittee has received for that quarter regarding the Facility; (2) all notices of violation issued by the SCAQMD or the DPH; and (3) all measures undertaken by the Permittee to address these complaints and/or correct the violations. Public Works and the DPH shall each have the authority to require the Permittee to implement additional corrective measures for complaints of this nature when such measures are deemed necessary to protect public health and safety.

## TRAFFIC AND ROAD IMPROVEMENT

73. Within 90 days after the Effective Date, the Permittee shall submit for review and approval by Public Works a plan that establishes a program to reduce unnecessary truck trips and queuing of trucks at the Facility. The program shall include, but not be limited to, the following elements:

a. A plan to schedule regular Facility users, such as commercial and municipal haulers, to avoid having these users arrive at the Facility and queue on public streets right-of-ways or be diverted to other landfills;

b. A plan to reserve Landfill capacity until 2 p.m. Monday through Friday during normal operating conditions, for small commercial and private users; and

c. A plan to discourage Landfill customers from delivering loads of less than one ton to the Facility.

74. Within 90 days after the Effective Date, the Permittee shall implement a program to include, at a minimum, measures to minimize or avoid the queuing of trucks at the Facility entrance or on SR-126 Highway and any other adjacent streets due to waste delivery or landfilling activities at all times. At any given time, no off-site queuing shall be allowed. The program shall be reviewed and approved by Public Works. A report on the effectiveness of the program shall be submitted as part of the annual report required pursuant to Part XII of the IMP.

75. Within one year from the Effective Date, the Permittee shall close the existing site entrance on Henry Mayo Drive (SR-126) and relocate the site entrance, along with all its auxiliary facilities to a new site entrance located on Wolcott Drive as shown in Exhibit "A". In the event that the Permittee is unable to relocate the site entrance within a year, the Permittee may request a one-time extension from Public Works. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works that the extension is needed due to activities beyond the Permittee's control and Permittee is making good faith efforts to relocate the Site entrance. Notwithstanding the previous sentence, the total duration of the time extension shall not exceed 180 days.

76. The designated haul route shall be as follows:

Truck traffic to the Facility from the I-5 FWY shall be restricted to the following route: (a) SR-126 and (b) Wolcott Way to travel to the Facility Driveway. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to the Facility from I-5 FWY take place on any other route.

Truck traffic to I-5 FWY from the Facility shall be restricted to the following route: (a) Wolcott Way and (b) SR-126 and enter I-5 FWY at the SR-126 on-ramp. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to I-5 FWY from the Landfill take place on any other route

77. Within 90 days after the Effective Date, the Permittee shall provide to Public Works for review and approval a set of schedules for commencement of the "Chiquita Canyon Landfill Street Improvement Project." The street improvements identified in the "Chiquita Canyon Landfill Street Improvement Project" shall be in accordance with the following:

a. The Permittee shall be responsible for the following Right-of-Way and Street Improvement Requirements:

i. Construct full street improvements on Wolcott Way and Franklin Parkway within the project frontage compatible with the ultimate improvements per Tentative Tract Map No. 53108 to the satisfaction of Public Works.

ii. The design and construction on Wolcott Way should be compatible with vertical approaches to the future grade separations at the SR-126 to the satisfaction of Public Works and Caltrans.

iii. Dedicate right-of-way at a minimum of 70 feet from the latest approved centerline on SR-126, to the satisfaction of Public Works and Caltrans. The typical section and the ultimate right-of-way are contingent upon the traffic study demonstrating that the project volumes do not exceed the road capacity. In the event the project volumes exceed the road capacity provide additional right-of-way for additional lanes, exclusive right turn lanes and transition improvements to the satisfaction of Public Works and Caltrans.

iv. Provide slope easements at the future SR-126/Wolcott Way interchange to the satisfaction of Public Works and Caltrans.

v. Comply with mitigation measures including offsite improvements identified in the approved Traffic Study Analysis to the satisfaction of Public Works.

vi. Provide signing and striping plans for Wolcott Way, Franklin Parkway, and any other offsite roadway based on the mitigations contained in the approved Traffic Study.

vii. Remit the fees which have been established by the Board of Supervisors for the Westside Bridge and Major Thoroughfare Construction Fee District. The fee amount is based upon the fee rate in effect at the time of the Project's effective date. The current fee rate is $23,780 per Factored Development Unit (FDU) and is subject to change. Per the current Westside Bridge and Major Thoroughfare Construction Fee District Report, each gross acre of a commercial site is assessed at five times the applicable FDU

rate. Similarly, each gross acre of an industrial site is assessed at three times the applicable FDU rate

viii. The Permittee shall install drainage structures and comply with all other drainage requirements of Public Works and any additional requirements of the RWQCB as well as any other regulatory agency with appropriate jurisdiction. Except as specifically otherwise approved by Public Works, all drainage structures including sedimentation basins shall be designed and constructed so as to accommodate run-off from a capital storm.

ix. The Landfill and drainage structures shall in all cases be designed so as to cause surface water to be diverted away from the disposal areas.

x. The Permittee shall further comply with all grading requirements of Public Works and Los Angeles County Ordinance.

xi. The Permittee shall comply with the following requirements of Street Lighting Section of the Traffic and Lighting Division of Public Works where the installations of street lights are required. Prior to approval of any street improvement plan, Permittee submit a street lighting plan to the satisfaction of Public Works. Any proposed street lights that are not within the existing lighting maintenance district will need to be annexed to the district before street lighting plans can be approved.

a. Within one year from the Effective Date, the Permittee shall provide street lights on concrete poles with underground wiring on all streets around the project boundaries to the satisfaction of the Department of Public Works. The Permittee shall also contact Caltrans for street lighting requirements on Henry Mayo Drive (SR-126).

b. Within 30 days of the Effective Date, the Permittee shall contact Los Angeles County Department of Public Works, Street Lighting Section to commence and complete the Lighting District Annexation process for the operation and maintenance of the street lights around the project boundary

xii. Permittee shall pay all applicable review fees for review of all plans and engineering reports.

xiii. Acquire street plan approval from Public Works or direct check

status before obtaining grading permit.

xiv. Within 90 days or as otherwise determined by Public Works, after the approval of the "Chiquita Canyon Landfill Street Improvement Project", execute an Improvement Agreement for the street improvements identified in this Condition No. 77 Subsection (a).

xv. Within 360 days after the Effective Date of this grant, the Permittee shall pay its fair share to fully improve, the pavement and thickening of the base/sub base to sustain the entire truck traffic loading of the project operation and any increase in project operation on the following streets or as required to the satisfaction of Public Works: (1) Wolcott Way between Franklin Parkway and SR-126. Public Works, at his/her sole discretion, may grant an extension of time not to exceed an additional 360 days if the Permittee demonstrates good faith effort toward construction and completion of this condition 77 Subsection (xv).

b. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct a Roadway Section Analysis to include a pavement section evaluation of the designated haul route (Wolcott Way and SR-126 to the Facility entrance), as well as all truck counts and traffic index calculation sheets. The findings of the revised Roadway Section Analysis shall be provided to Public Works and the City of Santa Clarita for review and approval. The Permittee shall be responsible for the pro-rata costs of improving the pavement structure of the roadway segments along the designated haul route per the recommendations in the revised Roadway Section Analysis. Upon construction of any necessary improvements to the pavement structure, the Permittee shall conduct baseline deflection testing in accordance with California Test method 356 and submit the results to Public Works for review and approval.

c. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct machine-generated truck counts at the project site entrance on three consecutive days (Tuesday through Thursday) during weeks void of national holidays. The truck counts shall be conducted by an independent count company in accordance with generally accepted traffic counting procedures. The Permittee shall also calculate the 10-year Design Traffic Indices along the designated haul route Wolcott Way and SR-126 to the Facility entrance), based on the truck counts and submit them to Public Works for review and approval. Lastly, the Permittee shall perform deflection tests along the designated haul route in accordance with California Test Method 356 and submit the results to Public Works for review and approval. If the retested 80 percentile deflection exceeds 32

percent of the tolerable deflection, the Permittee shall pay its fair share to fully remediate the pavement structure. The Permittee shall submit to Public Works the proposed method of remediation and schedule for commencement of the improvement for review and approval.

In no event shall the "Chiquita Canyon Landfill Street Improvement Project" be more than 24 months from the Approval Date, unless otherwise extended by Public Works.

78. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility at the Facility or other location in the unincorporated County areas of the Santa Clarita Valley as approved by Public Works, the Permittee is required to prepare and submit a traffic impact study to Public Works for review and approval. If the traffic impact study identifies traffic impacts, the Permittee will be required to fund and/or build adequate traffic improvements, to the satisfaction of Public Works.

79. Public Works, the LEA, and the CAC may monitor the performance of the conditions of this grant designed to minimize truck traffic impact. In the event such measures are found to be inadequate, such entity or entities shall notify the Director and describe the inadequacy of the conditions.

## LITTER CONTROL AND RECOVERY

80. The Permittee shall adopt a program that uses the most effective methods and technology to prevent waste that has entered an area under the Permittee's control from escaping the area in the form of litter. Notwithstanding any other provision of this grant, the Permittee shall cease accepting incoming waste during high wind conditions if, despite the methods and technology used, waste cannot be confined to areas under the Permittee's control.

81. Within 30 days after the Effective Date, the Permittee shall submit a litter control program to the DPH and Public Works for review and approval. The program shall include the following requirements, unless the DPH requires otherwise:

    a. Facility personnel shall continuously patrol the access road to the Facility scales during the Facility's hours of operation and remove any litter found during the patrol;

    b. Loads of Solid Waste that are improperly covered or contained and that may create significant litter shall be immediately detained, and if practicable, properly covered or contained prior to proceeding to the Working Face. If such a remedial measure cannot be taken, the load shall proceed to the Working Face under escort;

    c. All debris found on or along the entrance to the Facility and/or

Working Face access roads shall be immediately removed;

d. Operating areas shall be located in wind shielded portions of the landfill during windy periods;

e. The landfill operator shall install speed bumps on landfill property in paved areas along the route of trucks leaving the landfill. The purpose of the speed bumps is to knock out dirt and debris accumulated in wheel wells before trucks leave the facility;

f. At every active Working Face area, the Permittee shall install a primary portable litter fence of adequate height to control litter, and also a secondary fence 4 feet in height behind the primary fence when wind conditions dictate the need for a secondary fence. The Permittee shall employ Best Management Practices to control litter. On windy days, and when the fences are not sufficient, the Working Face shall be located within areas of minimal wind exposure or shall be closed, if so required by the DPH. The DPH, in coordination with Public Works, may require additional measures deemed necessary to effectively control litter, including, but not limited, requiring the Permittee to cease accepting all incoming waste during high wind conditions;

g. The landfill operator shall install and maintain temporary litter fences in those areas along the property perimeter that are regularly littered due to the location of the operating area, time of year, and climatic conditions. The landfill operator, the DPH and the CAC shall work together to identify littered areas in need of fencing; and

h. The Permittee shall require open-bed trucks exiting the landfill either to be swept clean of loose debris or to be covered so as-to minimize the possibility of litter escaping onto State Route 126.

82. Within 90 days after the Effective Date, the Permittee shall develop methods and/or procedures to prevent or minimize vehicles from carrying dirt and/or debris that may be dislodged onto local streets and highways and submit the methods and/or procedures for approval to the satisfaction of Public Works.

83. In addition to the requirements described in Condition Nos. 80 and 81, the Permittee shall develop and maintain a litter recovery program to the satisfaction of Public Works and the DPH designed to recover off-site litter from uncovered or improperly covered or contained loads traveling to the Facility or otherwise emanating from the Facility, including conducting weekly inspections of the surrounding neighborhoods within a 2-mile radius of the property boundary of the combined facility. Based upon the inspection, the Permittee shall collect and remove all wind-blown Trash or litter encountered in the specified area. The Permittee shall maintain a log of the inspections, provide the log upon request to

the DPH and Public Works, and include a copy of the log in the annual report required pursuant to Part XII of the IMP. Public Works, at its sole discretion may increase the frequency of the litter pickup and recovery or adjust the boundary of the specified area or to improve the effectiveness of the litter recovery program.

84. The Permittee shall monitor Chiquito Canyon Road, SR 126, Wolcott Way, Franklin Parkway, and other feeder roads to the entrance to Val Verde at Rancho Aviles and the surrounding area within 100 feet of the centerline of the road or to any existing fence on private property for the purpose of locating and cleaning up litter in this area. Litter pickup shall be a minimum of one time per week and may be increased, upon agreement between the landfill operator and the CAC, to maintain a litter free environment

85. The Permittee shall develop and implement a vehicle tarping program at the Facility that effectively discourages uncovered vehicles from using the Facility. Within 30 days after the Effective Date, the Permittee shall submit such vehicle tarping program for approval by Public Works. Such program shall provide that all vehicles loaded with Solid Waste or any other material that creates the potential for litter shall be fully tarped or otherwise contained when entering and leaving the Facility, and that no such vehicle shall be allowed to enter the Facility until the driver has been informed of the tarping requirements and has been asked to have his/her load covered. The program shall impose penalties on repeat violators up to and including being permanently prohibited from using the Facility.

## OTHER PERMITS/REQUIREMENTS

86. The Permittee shall monitor and maintain the Facility's Environmental Protection and Control Systems in perpetuity, or until such time as Public Works, based on generally accepted engineering practice, determines that the routine maintenance and foreseeable corrective action that may be necessary during and after the Post-Closure Maintenance Period has been fully satisfied, and the Solid Waste disposed of in the Landfill no longer constitutes a threat to public health and safety, or to the environment.

87. The Permittee shall take all necessary measures to ensure that noise emissions from the Facility at all residential receptors are within the acceptable limits of the Los Angeles County Noise Ordinance, as contained in Chapter 12.08 of the County Code.

88. The Permittee shall implement effective vector control measures at the Facility pursuant to State standards, as directed by the DPH.

89. Any future traffic circulation scenario outside the current haul routes shall avoid

areas of high biological diversity. Prior to utilization of a new haul route, the Permittee shall submit the proposed haul route with all supporting information/report/survey of biological resources in the vicinity of the proposed haul route to the Department for review and approval. The Department shall consult with Public Works regarding any changes to the current haul route.

90. For fire protection purposes, the Permittee shall maintain on-site fire response capabilities, construct access roads, and provide water tanks, water mains, fire hydrants, and fire flows, to the satisfaction of the County Fire Department including, but not limited to the following:

    a. A Class II Standpipe System shall be provided and located within 200 feet of the landfill footprint and shall have sufficient 1 1/2-inch hose with a variable-fog nozzle to reach all portions of such operations. The use of water tender trucks may be permitted in lieu of a Class II Standpipe System provided each is equipped with 2 1/2-inch outlets for County Fire Department's use.

    b. Approved access roads no less than 20 feet in width clear to the sky shall be provided and maintained at all times around the landfilling areas to provide access for firefighting equipment. Weeds, grass, and combustible vegetation shall be removed for a distance of 10 feet on both sides of all access roads used by solid waste trucks or the public. All access within the landfill site shall be in accordance and compliance with the County Fire Code and standards.

91. All development pursuant to this grant must be kept in full compliance with County Fire Department Regulation 10. Construction plans for access roads shall be submitted to the County Fire Department for review and approval.

92. All on-site fuel storage tanks shall be installed and necessary containment and air quality controls for the tanks provided, in accordance with the requirements of the County Fire Department, Public Works, the RWQCB, and the SCAQMD.

93. The Permittee shall develop and implement a program to identify and conserve all significant archaeological and paleontological materials found at the Facility pursuant to Part IX of the IMP. If the Permittee finds any evidence of aboriginal habitation or fossils during earthmoving activities, Landfill operations shall immediately cease in that immediate area, and the evidence and area shall be preserved until a qualified archaeologist or paleontologist, as appropriate, makes a determination as to the significance of the evidence. The Department will review and approve this program, if the determination indicates that the archaeological or paleontological resources are significant, the resources shall be recovered to the extent practicable prior to resuming Landfill operations in that immediate area of the Landfill.

94. The Permittee shall develop and obtain approval from Public Works for a Standard Urban Storm Water Mitigation Plan for the Facility's activities, unless Public Works determines that such plan is unnecessary.

95. The Permittee is prohibited from initiating any activity for which an Industrial Waste Disposal Permit and/or Underground Storage Tanks Permit is required at the Facility without the required permit from Public Works, and the Permittee shall conduct such activities in compliance with all applicable regulations and permits.. The activities covered by this Condition No. 95 include, but are not limited to, the installation, modification, or removal of any underground storage tank and/or industrial waste control facility. For purposes of this Condition No. 95, an industrial waste control facility includes its permanent structures for treating post-development storm water runoff.

96. The Permittee shall at all operating times, Monday through Saturday, maintain adequate on-site staff, with appropriate training and experience for the operation of the Facility. At least one on-site senior level member shall be familiar with or have access to an electronic or hard copy of this grant and possessed a SWANA Manager of Landfill Operation (MOLO) certifiication.

97. The Permittee shall at all times, 24 hours a day, 7 days a week, make available at least one emergency contact person, with sufficient expertise to assess the need for remedial action regarding operation-related accidents, and with the requisite authority and means to assemble the necessary resources to take such remedial action. The individual must be able to be reached on a continuous basis through the telephone number or e-mail address posted at the Facility entry gate.

98. Within 180 days after the Effective Date, the Permittee shall obtain from the Task Force a "Finding of Conformance" determination or an equivalent determination by the Task Force that the proposed project and its expansions are consistent with the Los Angeles County Countywide Siting Element and shall comply with all conditions of such Finding of Conformance.

    Upon the Effective Date, the membership of the Alternative Technology Advisory Subcommittee of the Task Force shall be increased to include a representative of the Permittee and an environmental representative designated by the Fifth Supervisorial District to represent the Santa Clarita Valley. Notwithstanding the preceding sentence, the membership of the Alternative Technology Advisory Subcommittee may be adjusted at the sole discretion of Public Works, acting as the Chair of the Task Force, as necessary upon the recommendation of the Task Force.

99. All employee, guest, and truck parking shall be developed and maintained as set forth in Part 11, Chapter 22.52 of the County Code.

100. All salvage material stored at the Facility (except materials which are to be

used for landfill operations), dumpsters, containers, construction materials, and disabled trucks and equipment shall be consolidated into one or more areas that are screened by fences or other means from public streets and adjacent private lands not owned by the Permittee, in accordance with the provisions of Part 7, Chapter 22.52 of the County Code.

101. The perimeter of the Landfill shall be designed to discourage unauthorized access by persons and vehicles by using a perimeter barrier (such as fencing) or topographic constraints. enclosed by fencing to inhibit unauthorized entry. Except as otherwise required by the DPH, fencing shall conform to the detail shown on the approved Exhibit "A".

102. Business signs shall be as permitted by Part 10, Chapter 22.52 of the County Code for Zone C-1, except that no portion of any such sign may extend more than 15 feet above the ground and the total sign area shall be based upon a street or building frontage of 100 feet.

103. Within 10 years after the Effective Date, and every 10 years thereafter, Public Works, in consultation with the Department and the Permittee, shall select an independent consultant(s) with expertise in engineering and planning, to conduct a comprehensive study analyzing various alternatives to serve the long-term Solid Waste Disposal needs of the Santa Clarita Valley. The purpose of the study is to ensure uninterrupted solid waste disposal services to the residents and businesses in the Santa Clarita Valley, keeping disposal fees low and stable, making existing facilities as efficient as possible, and ensuring that facilities keep pace with population growth and changing technologies in the solid waste industry. The study should include a comprehensive analyses (including a sensitivity and cost-to-benefit analysis) of all aspects of this endeavor, including but not limited to, the economic, environmental, and technical feasibility of the following alternatives/issues:

a. Evaluating rail and truck transport options for solid waste export out of the Santa Clarita Valley, including the necessary infrastructure (in and out of the Santa Clarita Valley) to realize these options.

b. Demonstrating how any proposed waste-by-rail option would tie into the existing or future county waste-by-rail system.

c. Developing Conversion Technology facilities in the Santa Clarita Valley.

d. Planning a future transfer station system in the Santa Clarita Valley.

e. Reviewing public/private ownership options.

f. Analyzing financing, staffing, and rate impacts.

g. Defining and establishing the facility siting processes.

h. Establishing a process for involving interested parties in the planning process.

i. Any other alternatives and issues deemed appropriate by Public Works and/or the Department.

The costs of the study shall be equally shared by the Permittee and Public Works, Environmental Programs Division, but in no event shall the cost to the Permittee exceed $50,000 per study. The Permittee shall make the payment within 30 days of receiving the invoice for the consultant's services. The study shall be completed within 18 months of the selection of the independent engineering/planning consultant(s). The study's findings and recommendations shall be submitted to the TAC for review and comment. Upon addressing all the TAC's comments to the satisfaction of the TAC, the independent engineering/planning consultant(s) shall submit the study to the Commission, the Department, Public Works, the Permittee, and all other interested parties. The Permittee shall submit a detailed response to the study's findings and recommendations, including which recommendations it plans to pursue. The Permittee shall make a good-faith effort to implement all recommendations to carry out the purpose of this Condition No. 103 to the satisfaction of Public Works.

104. The Permittee shall implement and comply with the following seismic monitoring requirements:

a. Complete installation of an on-site accelerometer system to measure earthquake/seismic ground motions within 180 days after the Effective Date. The system design, including but not limited to, locations of sensors, shall be reviewed and approved by Public Works. A set of as-built plans signed and sealed by a California Registered Civil Engineer, or other registered professional approved by Public Works, shall be provided to DPH and Public Works.

b. Following a major earthquake/seismic ground motion of magnitude 5.0 or greater, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, thoroughly survey the Facility for primary and secondary surface expressions of seismic activity (such as surface ruptures, landslides, change in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to Public Works and the DPH for review. The assessment report shall describe and discuss all features, including damage to the site and infrastructure caused by the earthquake and measures that will be taken to mitigate the impact to the satisfaction of Public Works.

105. The Permittee shall accept all Solid Waste and Beneficial Use Materials generated

and delivered to the Facility by all waste haulers and customers operating in the Unincorporated County Areas of Santa Clarita Valley. The Permittee shall submit to Public Works an annual report on the origin of Solid Wasteand Beneficial Use Materials accepted at the Facility by jurisdiction of origin. The annual report shall also contain information on all waste haulers (including those owned or operated by the Permittee, its subsidiaries, or affiliated enterprises) and self-haul customers utilizing the Facility, whether (and why) any waste haulers and self-haul customers were turned away from the Facility, and the tipping fee charged for all waste haulers and self-haul customers. The Permittee shall not engage in predatory pricing that may discourage any private waste haulers and self-haul customers from utilizing the Facility.

106. Within 90 days after the Effective Date, the Permittee shall install video monitoring equipment at the Facility to record and monitor Landfill operations at each Working Face area and at other critical locations to ensure compliance with the conditions of this grant. Copies of the video recordings shall be provided to Public Works, DPH and the TAC upon request, and shall be kept and maintained at the Facility for one year after recording, unless the DPH determines, at its sole discretion, that the video recordings should be kept for a longer period to protect public health, safety, or the environment.

107. The Permittee shall provide four free quarterly clean-up days to residents of the community of Val Verde, showing proper identification and proof of residence at the landfill entrance. These days may be Saturday or Sundays, subject to the approval of Public Works. The Permittee shall accept all Solid Waste delivered to the site with proof of residency during the event free of charge, up to 1 ton per residence, and promote the program in a newspaper of general circulation. The operator shall further reimburse the CAC for the cost of providing two roll-off bins in Val Verde on each clean-up day with the locations determined by the CAC. The operator and CAC may jointly change this program if they mutually determine alternatives to the above can further assist the community.

108. The Permittee shall designate as open space for recreational use in perpetuity those portions of the site on which fill has or will be placed. In addition, the permittee shall provide all funds needed for the preparation of a park feasibility study, park master plan and environmental documentation as well as reasonable funding for the development, operation and maintenance of the park to support recreational use upon closure of the Landfill.

Within one year of the effective date of this grant, the permittee shall submit a notice of intent to the Los Angeles County Department of Parks and Recreation, to complete a park master plan feasibility study with input from the Department of Parks and Recreation. Such study shall be submitted not later than January 1, 2040. The study will conceptually analyze options and funding needed for development, operation and maintenance of portions of the site on which fill has been or will be placed for recreational use. Upon approval of the study by the

Director of Parks and Recreation, the Director of Parks and Recreation will use such study to establish an amount of funding that the Permittee will be required to provide for development, operation and maintenance of a park on the site. In the event that the amount of funding that is set aside is not sufficient to cover the activities of the park, the permittee shall supplement the funding deficiency.

At the discretion of the Director of Parks and Recreation, but no later than five years before the termination of disposal operations under this grant, the permittee will fund the completion of a park master plan for portions of the site on which fill has been or will be placed. Funding for the park master plan and environmental documentation will be available to the County at least five years before the termination of disposal operations under this grant.

Permittee shall provide funding to the County for the implementation of the park master plan at the close of the landfill.

**PERMITTEE FEES**

109. The requirement that the Permittee pay the fees set forth in Condition Nos. 111 through 121, inclusive, shall not begin until the Effective Date. Prior to that date, any and all fees required by CUP 89-081 (5) shall remain in full force and effect. The following fees are cumulative and are in addition to any other fee or payment required by this grant.

110. All financial records shall be preserved for a period of 3 years and shall be available for inspection by the DPH, Public Works, the Department, and the Treasurer and Tax Collector during normal business hours, and shall be forwarded to such agencies upon request.

111. The Permittee shall pay to the office of the Los Angeles County Treasurer and Tax Collector a quarterly fee equal to 10 percent of the sum of the following, net any amount the Permittee pays to the County pursuant to Section 4.63, et seq., of the County Code:

    a. The net tipping fees collected at the Facility as described below in this Condition No. 111. For purposes of this Condition No. 111, "net tipping fee" shall mean the total fees collected, less any taxes or regulatory fees imposed by a federal, state, or local agency that is included in the fee charged by the Permittee at the Facility entrance. "Total fees collected" shall be calculated as the total gross receipts collected by the Permittee; The net tipping fees collected at the landfill shall exclude any tipping fees received for waste processed at the material recovery, household hazardous waste and composting facilities approved in Conditions No. 24);

    b. The revenue generated from the sale of Landfill gas at the Facility,

less any federal, state, or local fees or taxes applicable to such revenue; and

c. The Revenue generated by any other activity or enterprise at the Facility, less any federal, state, or local fees or taxes applicable to such revenue.

112. The Permittee shall pay on a monthly basis to Public Works a fee of 25 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used for the implementation and enhancement of waste reduction and diversion programs, including but not limited to, conducting waste tire collection events in County unincorporated areas.

113. The Permittee shall pay on a monthly basis to Public Works a fee of 10 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used at the sole discretion of Public works for administration, implementation, and enhancement of illegal dumping prevention programs and disaster debris removal activities in County unincorporated areas, including providing waste disposal and collection service vouchers to assist residents in clean-up activities.

114. For the life of this grant, except as provided in Condition No. 115 of this grant, the Permittee shall pay on a monthly basis to Public Works a fee for every ton of Solid Waste originating within Los Angeles County but outside the Santa Clarita Valley Area that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month, according to the following rates:

| Incoming Tonnage (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $2.00 per ton |
| 2,000-3,999 | $4.00 per ton |
| 4,000-5,999 | $6.00 per ton |
| 6,000 and over | $8.00 per ton |
| | |

For the life of this grant, except as provided in Condition No. 115, the Permittee shall pay on a monthly basis to Public Works a fee of $10.00 per ton for all Solid Waste and Beneficial Use Materials originating outside of Los Angeles County that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month.

The fee shall be used to fund programs and activities that 1) enhance Countywide disposal capacity, mitigate landfill impacts in the unincorporated County areas, 2) promote development of Conversion Technology facilities that

benefit the County, and 3) fund environmental, educational, and quality of life programs in unincorporated areas surrounding the Landfill.

The fee applicable for every ton of material originating outside the Santa Clarita Valley Area but within Los Angeles County shall be determined using the above tiered-structured table and by dividing the total incoming waste from outside the Santa Clarita Valley by the number of delivery days. For example, if the monthly total is 50,000 tons and number of delivery days is 20, then the average quantity is 2,500 TPD, and the fee is the sum of ($2 x 1,999) + ($4 x 501) = $6,002 x number of delivery days. The fee shall be adjusted annually in accordance with the CPI.

Thirty-three (33) percent of each monthly payment shall be deposited by Public Works into an interest-bearing deferred Landfill Mitigation Program Account, created and maintained by Public Works to fund programs and activities that enhance Countywide disposal capacity and mitigate landfill gas impacts in the unincorporated County areas.

Another, thirty-three (33) percent of the monthly payment shall be deposited by Public Works into an interest-bearing deferred Unincorporated Community Program Account, created and maintained by Public Works to fund programs and activities that enhance and environmental, educational, and quality of life programs in in the community of Val Verde and other unincorporated communities surrounding the Landfill.

The remaining thirty-four (34) percent of the monthly payment shall be deposited into an interest-bearing deferred Alternative-to-Landfilling Technology Account, created and maintained by Public Works to fund research and activities that promote the development of Conversion Technology facilities that benefit the County.

In the event Public Works, in consultation with the Director, determines that the Permittee has constructed and commenced operation of a Conversion Technology facility in full satisfaction of the requirements of Condition No. 115 of this grant, the fee requirement of this Condition No. 114 shall thereafter be reduced by thirty-four (34) percent. The new rate shall be as follows, but only so long as the Conversion Technology facility is operating:

| Disposal Quantity (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $1.32 per ton |
| 2,000-3,999 | $2.64 per ton |

| | |
|---|---|
| 4,000-5,999 | $3.96 per ton |
| 6,000-7,000 | $5.28 per ton |

The fee applicable to all Solid Waste and Beneficial Use Material originating outside of Los Angeles County shall remain unchanged. Upon the effective date of the new rate, the funds generated from this fee shall be split equally between the Landfill Mitigation Program Account and the Unincorporated Community Program Account.

115. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility (excluding composting facilities) at the Facility or other location in the County as approved by the Director of Public Works, the Permittee may seek to provide such facility in lieu of paying thirty-four (34) percent of fee required by Condition No. 114 of this grant. "Construct and operate" shall mean fully funding and successfully completing the siting, design, permitting, and construction of an operating facility for the conversion of a minimum of 500 tons per day of Solid Waste into useful products, fuels, and/or energy through no-combustion thermal, chemical, or biological processes (excluding composting facilities). The Permittee shall be responsible for obtaining all necessary permits and approvals required to construct and operate the facility. The facility must be fully permitted, operational, and processing at least 50 percent of the daily tonnage permitted for such facility on the 5th anniversary of the Effective Date and fully operational by the 6th anniversary of the Effective Date.

After the Director of Public Works has verified the Conversion Technology facility (excluding composting facilities) has commenced operation and is in full satisfaction of the requirements of Condition No. 115 of this grant, the Permittee may request reimbursement from the Alternative-to-Landfilling Technology Account, created and maintained by Public Works. Eligible expenditures for reimbursement include design, permitting, environmental document preparation, construction, and inspection that are verified by Public Works as necessary and directly related to the development of a Conversion Technology Facility (excluding composting facilities) that meets the requirements of Condition No. 115 of this grant.

The Permittee must provide access to Public Works and its independent consultant(s) to all areas of the facility during all phases of the development and

must respond to information requests, including operating and performance data, from Public Works in a timely manner. The Permittee shall provide tours of the facility to the public at the request of Public Works.

Upon the Effective Date of this grant, the Permittee shall submit to Public Works for review and comment quarterly reports, providing detailed status of the selection of the type of Conversion Technology and progress of the development. Within one year after the Effective Date, the Permittee must submit a proposal for the type, location, and preliminary design of the Conversion Technology facility for review and approval by Public Works in consultation with the Director. As part of the proposal, the Permittee shall submit a detailed project milestone schedule, including at a minimum, a scheduled completion date for permit approvals, financing, 30 percent, 60 percent, and 90 percent design levels, construction completion, start-up, acceptance testing, and beginning of commercial operations. Within 6 months of receipt of the proposal, Public Works shall notify the Permittee of the findings of its review and determination as to whether a Conversion Technology Facility is or is not anticipated to be successfully developed in accordance with the requirement of this Condition No. 115.

When the Conversion Technology Facility is permitted, developed and in operation, the Permittee shall submit to Public Works quarterly informational reports including quantities of feedstock, output materials, output gas, energy, and/or fuel as well as an annual report for review and comment providing detailed status of the operation, permits, and regulatory compliance of the Conversion Technology facility, including quantities and origins of feedstock, quantities of output, design life, and performance efficiency.

In the event that a Conversion Technology facility is not anticipated to be successfully developed by the 5th anniversary of the Effective Date, the Permittee may submit a request for a one-year time extension to Public Works, no later than 3 months prior to the 5th anniversary of the Effective Date. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works, that it has made good faith efforts towards developing the facility, and shows that circumstances related to the facility's permitting process and other events outside of the Permittee's control prevented the facility from being fully permitted and operational. Similarly, a one-year time extension may also be granted up to 2 additional times, at the request of the Permittee. Such additional requests shall each be received no later than 3 months prior to the anniversary of the Effective Date after the 6th and 7th years. The total duration of the time extension(s) shall not exceed 3 years.

116. Pursuant to Goal 2.4.2 of the Los Angeles County Countywide Siting Element adopted by the Board in 1997, and the Board's policy adopted on July 27, 1999 to promote the development of alternatives to landfill and incineration processes,

the Permittee shall contribute $200,000 annually, not to exceed $3,000,000 for the life of this grant, to an alternative technology development fund, which fund shall be an interest bearing account established and maintained by Public Works. This fund shall be used to research, promote, and develop the alternative technologies that are most appropriate for Southern California from an environmental and economic perspective. The determination of appropriate alternative technologies as well as the use of the fund shall be made by Public Works. Within six months after the Effective Date, the Permittee shall deposit its first $200,000 payment required by this Condition No. 116, and thereafter annually by March 31.

117. By March 31 of each year, the Permittee shall pay to the County Department of Parks and Recreation an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited into an interest bearing trust fund established to acquire and/or develop natural habitat and parkland within the County. No monies from this trust fund shall be used for projects or programs that benefit areas outside the communities surrounding the Landfill. The Department of Parks and Recreation shall administer the trust fund, and all monies in the trust fund, including accrued interest, shall be spent by the Department of Parks and Recreation in a manner consistent with applicable Department of Parks and Recreation requirements and policies for the Santa Clarita Valley region.

118. By March 31 of each year, the Permittee shall pay to Public Works an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited by Public Works into an interest bearing trust fund established to provide funding for transportation improvements in the Santa Clarita Valley. The Department of Public Works shall administer this trust fund, and all monies in the trust fund, including accrued interest, shall be disbursed by Public Works.

119. By January 10 of every other year, the Permittee shall pay to the Department a sum of $81,000 for the purpose of financing planning studies, including, but not limited to neighborhood planning studies for surrounding neighborhoods, as determined by the Director. The fee shall be adjusted annually in accordance with the CPI. The payments shall be held in an interest-bearing account. Payment for the first year is due within 90 days after the Effective Date.

120. By March 31 of each year, the Permittee shall pay to the Department a fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The payment shall be adjusted annually in accordance with the CPI. The payments shall be deposited by the Director into an interest-bearing community benefit and environmental education trust fund, created and maintained by the Director. This fund shall be used to

fund environmental, educational, and quality of life programs in the Santa Clarita Valley, and to fund regional public facilities that serve this area. All disbursement of the monies in the fund shall be determined by the Director.

121. The Permittee shall fund 10 collection events per year to be held by the Public Works for the collection of Household Hazardous Waste and Electronic Waste, including discarded computers. The cost of each event shall be $100,000, adjusted annually in accordance with the CPI. The Permittee shall make annual payments for these events. The first payment is due within 90 days after the Effective Date, and the subsequent payments are due by March 31 of each year.

In lieu of paying for 5 of the 10 collection events per year, the Permittee may instead elect the following option:

> The Permittee will fully fund the siting, development, operation, and staffing of a new permanent Santa Clarity Valley Environmental Collection Center at the Facility or other location in the unincorporated areas of the Santa Clarita Valley (substantially similar in design to the Antelope Valley Environmental Collection Center) for the collection of household hazardous/electronic waste. The Permittee shall be responsible for building, constructing, and obtaining all necessary permits and approvals required to operate the center. The center, whose design and location must be approved by Public Works in consultation with other interested entities, including the City of Santa Clarita, must be open at least twice a month to all County residents. The operating hours shall be similar to that of the Antelope Valley Environmental Collection Center or as determined by Public Works. Upon the center's opening, the Permittee shall implement an on-going comprehensive promotional campaign to reach all Santa Clarita Valley residents. The campaign must be reviewed and approved by Public Works in consultation with other interested entities.

In the event the Permittee elects above option, the Permittee shall notify Public Works of its decision within 90 days of the Effective Date, along with a detailed project timeline (including, but not limited to, estimated project costs, etc.) for review and approval. Public Works reserves the right to determine whether the Permittee has satisfied the requirements for payment deduction and when the deduction will commence, and if necessary, prorate the payments to meet the intent of this Condition No. 121.

122. Prior to the Effective Date, the Permittee shall:

a. Deposit the sum of $20,000 with the Department. The deposit shall be placed in a performance fund draw-down account, which shall be used exclusively to compensate the Department for all expenses incurred while inspecting the premises to determine the Permittee's compliance with the

conditions of this grant, to review and verify any and all information contained in the required reports of this grant, and to undertake any other activity of the Department to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections (amount charged per each inspection shall be $200.00, or the current recovery cost, whichever is greater), providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. Inspections shall be conducted biennially (once every other year) to ensure that any development undertaken on the subject property is in accordance with the approved Exhibit "A" on file. If the actual costs incurred pursuant to this Condition No. 122 (a) have reached 80 percent of the amount of the initial deposit ($16,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($20,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (a).

b. Deposit the sum of $50,000 in an interest-bearing trust fund with Public Works from which actual costs billed and not honored by the Permittee will be deducted for the purpose of defraying the expenses involved in Public Works' review and verification of any and all information contained in the required reports of this grant and the MMRP, and any other activity of Public Works to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, coordination of mitigation monitoring, providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. If the costs incurred pursuant to this Condition No. 122 (b) have reached 80 percent of the amount of the initial deposit ($40,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($50,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (b).

c. The balance remaining including interest in the draw-down account as described in Subsection (a) above and trust fund as described in Subsection (b) above shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

## LEGISLATION

123. The Permittee shall support legislation and regulations that will promote the development of Conversion Technologies. The Permittee shall consult with Public Works to determine which legislation and regulations will promote the development of Conversion Technologies. The Permittee shall submit correspondence to the State legislature to support legislation and regulations which, at a minimum:

a. Provides economic incentives for the development of Conversion Technologies;

b. Removes from the definition of transformation under Section 40201 of the California Public Resources Code any technologies and/or processes categorized as Conversion Technologies;

c. Provides full diversion credit for waste managed by these Conversion Technologies towards the State's waste reduction mandates; and/or

d. Remove any unnecessary regulatory hurdles that impede such development.

124. The Permittee shall continue working with the waste industry, in concert with cities, the County, and other stakeholders in the industry, to seek amendment of existing laws and regulations to require that compliance with the State's waste reduction mandates be measured by diversion program implementation as opposed to disposal quantity measurement, and to further require the State-mandated Disposal Reporting System to be used solely to identify waste generation and disposal trends.

## COMMUNITY INFORMATION/INQUIRIES

125. The Permittee shall post a sign at the entrance gate to the Facility providing the following information:

a. The telephone number of the hotline to contact the Permittee on a 24-hour basis to register complaints regarding the Facility's operations. All complaints received shall be reported to the Director, and other agencies, as appropriate, on the same day but no later than 10 a.m. of the following

business day. Said telephone number shall be published in the local telephone directory;

b. The telephone number of the DPH and the hours that the DPH office is staffed; and

c. The telephone number of SCAQMD's enforcement offices and the hours that the SCAQMD offices are staffed.

126. The Permittee shall maintain a hotline/emergency log at the Facility which shall record all complaints received regarding Landfill operations. The record of complaints shall include the date and time, nature of complaints, and actions taken to identify and resolve the complaint. The Permittee shall at all times, 24 hours a day, 7 days a week, provide at least one emergency contact person, with sufficient expertise to assess the need for remedial action to promptly respond to complaints from the surrounding neighborhood regarding dust, litter, odor, air quality, or other operational issues. The Permittee shall resolve all complaints to the satisfaction of the Director. Permittee shall maintain records of this hotline for 3 years, made available upon request, and submitted as part of the annual report required pursuant to Part XII of the IMP. The records shall include information of all complaints received regarding the landfill operations, the Permittee's follow-up action to the complaints, and their final resolution.

127. The Permittee shall prepare and distribute to all interested persons and parties, as shown on the interested parties list used by the Department for this matter, and to any other person requesting to be added to the list, a quarterly newsletter providing the Facility's website and its 24-hour hotline/emergency telephone numbers, and also providing the following information for the quarter: (1) "What is New" at the Facility; (2) the regulatory and permitting activities at the Facility; (3) the hotline/emergency log for the period; and (4) a summary of any and all progress reports and/or annual reports required by this grant. The newsletter shall be posted on the Facility's website and distributed to at least one local library. In addition, the Permittee shall notify the Community Advisory Committee, as described in Part XI of the IMP, the Val Verde Town Council Association, the Castaic Town Council Association, and any other interested community groups in the immediate vicinity of the Facility, of any significant operational change at the Facility.

128. Within 180 days after the Effective Date, the Permittee shall update its website to provide general information to the community regarding the Facility's recycling activities/programs, environmental mitigation measures, frequently asked questions, a description of the Facility's operation, which may include video, a complaint resolution mechanism, recent Notices of Violation and how they were resolved, and any other pertinent information requested by Public Works for the life of this grant.

## OAK TREE PERMIT SPECIFIC CONDITIONS

129. This grant, OAK 201500007, shall authorize the removal of four (4) trees (# 1, 2, 3, and 89) of the oak genus *(Quercus agrifolia)* as shown on the site plan (OAK 201500007 Exhibit "A").

130. This permit (OAK 201500007) shall not be effective until a site plan (CUP 200400042 Exhibit "A") is approved for the construction of the proposed landfill facilities and associated grading, demonstrating the need to remove the said trees.

131. The Permittee shall provide mitigation trees of the Oak genus at a rate of two to one (2:1) for each tree removed for a total of eight (8) mitigation trees.

132. The Permittee shall plant one healthy acorn of the same species of oak (*Quercus sp.*) as the tree removed for each mitigation tree planted. The acorns shall be planted at the same time as and within the watering zone of each mitigation tree.

133. All replacement trees shall be planted on native undisturbed soil and shall be the same species of oak (*Quercus sp.*) as the removed tree. The location of the replacement tree shall be in the vicinity of other oak trees of the same species. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

134. When replacement trees are planted on disturbed soil or are not in the vicinity of the same species of oak (*Quercus sp.*) as the removed tree, planting shall incorporate a mycorrhizal product, either as amendment or in the first two irrigations or watering of planted trees (i.e. "mycorrhizaROOTS" or similar product) in accordance with the label's directions. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

135. If any oak tree grows into ordinance size during the duration of this permit, removals, encroachments or any additional impacts shall be inclusive within this permit to ensure proper mitigation.

In addition to the work expressly allowed by this permit, remedial pruning intended to ensure the continued health of a protected oak tree or to improve its appearance or structure may be performed. Such pruning shall include the removal of deadwood and stubs and medium pruning of branches to two inches in diameter or less in accordance with the guidelines published by the National Arborist Association. Copies of these guidelines are available from the Forestry Division of the County of Los Angeles Fire Department. In no case shall more than 20 percent of the tree canopy of any one tree be removed.

136. Except as otherwise expressly authorized by this grant, any remaining oak trees shall be maintained in accordance with the principles set forth in the publication, "Oak Trees: Care and Maintenance", prepared by the Forestry Division of the County of Los Angeles Fire Department. A copy of the publication is enclosed with these conditions.

137. The Permittee shall comply with all conditions and requirements contained in the County Forester and Fire Warden, Forestry Division, letter dated January 24, 2017 (attached hereto), to the satisfaction of said Division, except as otherwise required by said Division.

**Attachments**:

County Forester's Letter dated January 24, 2017
Oak Trees: Care and Maintenance Guide

Fire Department letter dated February 24, 2017

Department of Public Health letter dated February 23, 2017

Implementation and Monitoring Program (IMP)

Mitigation Monitoring and Reporting Program (MMRP)

Tonnage Capacity Breakdown Table

Table for Fee Structures

Table for Monitoring Requirement and Frequency

# DRAFT CONDITIONS OF APPROVAL
# COUNTY OF LOS ANGELES
# PROJECT NO. R2004-00559-(5)
# CONDITIONAL USE PERMIT NO. 200400042
# OAK TREE PERMIT NO. 201500007

## PROJECT DESCRIPTION

The project is to allow the continued operation and maintenance of a solid waste disposal facility at the Chiquita Canyon Landfill ("CCL") with an average allowable daily quantity of municipal solid waste ("MSW") and Beneficial Use Materials of 6,730 tons per day ("tpd") based on the annual maximum not to exceed 2,100,000 tons per year ("tpy"); provide weekly maximum limit of 50,000 tons per week ("tpw"); provide average disposal limit of 5,000 tpd; provide a limit of 12,000 tpw for disposal and Beneficial Use Materials, increase the permitted disposal area laterally by 149 acres to a total area of 400 acres; with no increase to the maximum permitted elevation of 1,430 feet; and relocate the site entrance from Henry Mayo Drive (SR-126) to Wolcott Way. The project also provides for the development and operation of an on-site household hazardous facility and a closed mixed organics composting operation (anaerobic digestion) while setting-aside a portion of the subject site for possible future development of a conversion technology facility. The project is approved through Conditional Use Permit ("CUP") No. 200400042 for the landfill and ancillary facilities and by Oak Tree Permit ("OAK") No. 201500007 for the removal of four oak trees. The project is subject to the following conditions of approval:

## GENERAL CONDITIONS

1. Definitions: Unless otherwise apparent from the context, the following definitions shall apply to these Conditions of Approval ("Conditions"), and to the attached Implementation and Monitoring Program ("IMP"), adopted concurrently with this grant:

    a. "Abandoned Waste" shall mean abandoned items such as mattresses, couches, doors, carpet, toilets, E-waste, and other furnitures.

    b. "ADC" shall mean Alternative Daily Cover as permitted by Title 14 and title 27 of the California Code of Regulation, Regional Water Quality Control Board and the Local Enforcement Agency.

    c. "Alternative-to-Landfilling Technology" shall mean a technology capable of processing post-recycled or Residual Waste and other emerging technologies, in lieu of land disposal.

    d. "Anaerobic Digestion Facility" shall mean facility that utilizes organic wastes as a feedstock from which to produce biogas.

    e. "Ancillary Facilities" shall mean the facilities authorized by this grant that are directly related to the operation and maintenance of the Landfill, and shall

not include the facilities related to any other enterprise operated by the Permittee or any other person or entity, unless otherwise specifically authorized by this grant.

f. "Approval Date" shall mean the date of the Commission's approval of this grant, or the Board's approval if appealed.

g. "Automobile Shredder Waste" shall mean the predominantly nonmetallic materials that remain after separating ferrous and nonferrous metal from shredder output.

h. "Beneficial Use Materials" shall mean: (1) material imported to the Landfill that has been source-separated or otherwise processed and put to a beneficial use at the Facility, or separated or otherwise diverted from the waste stream and exported from the Facility, for purposes of recycling or reuse, and shall include, but not be limited to, green waste and other compostable organic materials, wood waste, asphalt, concrete, or dirt; (2) imported Clean Dirt that is used to prepare interim and final fill slopes for planting and for berms, provided that such importation of Clean Dirt has been shown to be necessary and has been authorized by Public Works; and (3) all ADC material types as permitted by this grant. Only materials that are appropriate for the specific use and in accordance with engineering, industry guidelines, or other standard practices in accordance with 14 CCR § 20686 may be classified as Beneficial Use.

i. "Biomass" shall mean any organic material not derived from fossil fuels, such as agricultural crop residues, bark, lawn, yard and garden clippings, leaves, silvicultural residue, tree and brush pruning, wood and wood chips, and wood waste, including these materials when separated from other waste streams. Biomass shall not include material containing sewage sludge, industrial sludge, medical waste, hazardous waste, or either high-level or low-level radioactive waste.

j. "Biosolid" shall mean the organic byproduct material resulting from the treatment of sewage sludge and wastewater.

k. "Board" shall mean the Los Angeles County Board of Supervisors.

l. "CAC" shall mean the Community Advisory Committee whose members are appointed by the Board of Supervisors who will serve as a liaison between the Permittee and the community .

m. "CalRecycle" shall mean the State of California Department of Resource Recycling and Recovery or its successor agency.

n. "Caltrans" shall mean the State of California Department of Transportation.

o. "CARB" shall mean California Air Resources Board.

p. "CEO" shall mean the Los Angeles County Chief Executive Office.

q. "Class III (non-hazardous) Landfill" shall mean a disposal facility that accepts non-hazardous Solid Waste for land disposal pursuant to a solid waste facilities permit and applicable federal and state laws and regulations.

r. "Clean Dirt" shall mean soil, other than Contaminated Soil, that is not mixed with any other material and that is used for coverage of the Landfill face, buttressing the Landfill and construction of access roads, berms, and other beneficial uses at the Facility.

s. "Closure" shall mean the process during which the Facility, or portion thereof, is no longer receiving Solid Waste and/or Beneficial Use Materials for disposal or processing and is undergoing all operations necessary to prepare the Facility, or portion thereof, for Post-Closure Maintenance in accordance with a CalRecycle approved plan for Closure or partial final closure. Said plans shall be concurred by the TAC, as defined in this grant.

t. "Closure Date" shall mean "Termination Date," as defined in this grant.

u. "Commission" shall mean the Los Angeles County Regional Planning Commission.

v. "Composting" shall mean the controlled or uncontrolled biological decomposition of organic wastes.

w. "Compostable Organic Materials" shall mean any food waste, green waste, landscape and pruning waste, non hazardous wood waste, and food-soiled paper waste that is mixed in with food material and when accumulated will become active compost.

x. "Construction and Demolition Debris" shall mean material, other than hazardous waste, radioactive waste, or medical waste, that is generated by or results from construction or demolition-related activities including, but not limited to: construction, deconstruction, demolition, excavation, land cleaning, landscaping, reconstruction, remodeling, renovation, repair, and site clean-up. Construction and Demolition Debris includes, but is not limited to: asphalt, concrete, brick, lumber, gypsum wallboard, cardboard and other associated packaging, roofing material, ceramic file, carpeting, plastic pipe, steel, rock, soil, gravel, tree stumps, and other vegetative matter.

y. "Contaminated Soil" shall mean soil that 1) contains designated or nonhazardous material as set forth in Title 23, Chapter 15, Article 1, section 2510 et seq. of the California Code of Regulations, including petroleum hydrocarbons, such as gasoline and its components (benzene, toluene, xylene, and ethylbenzene), diesel and its components (benzene), virgin oil,

motor oil, or aviation fuel, and lead as an associated metal; and, 2) has been determined pursuant to section 13263(a) of the Water Code to be a waste that requires regulation by the RWQCB or Local Oversight Agency.

z. "Conversion Technologies" shall mean the various state-of-the-art technologies capable of converting post-recycled or residual Solid Waste into useful products, green fuels, and renewable energy through non-combustion thermal, chemical, or biological processes.

aa. "Conversion Technology Facility" shall mean a facility that processes Solid Waste into useful products, fuels, and/or energy through anaerobic and other non-combustion thermal, chemical, or biological processes.

bb. "County" shall mean the County of Los Angeles.

cc. "County Code" shall mean the Los Angeles County Code.

dd. "CPI" shall mean Consumer Price Index as adjusted on July 1 of each year at a minimum rate of 2 (%) percent.

ee. "Department" shall mean the Los Angeles County Department of Regional Planning.

ff. "Director" shall mean the Director of the Department of Regional Planning and his or her designees.

gg. "Disposal" shall mean the final disposition of Solid Waste onto land into the atmosphere, or into the waters of the State of California. Disposal includes the management of Solid Waste through the Landfill process at the Facility.

hh. "Disposal Area" shall mean the "Landfill" as defined in this grant.

ii. "DPH" shall mean the Los Angeles County Department of Public Health acting as the LEA as appropriate. DPH is currently designated as the LEA by the Board pursuant to the provisions of Division 30 of the California Public Resources Code to permit and inspect Solid Waste disposal facilities and to enforce State regulations and permits governing these facilities. For purposes of this grant, DPH shall also include any successor LEA governing these facilities.

jj. "Effective Date" shall mean the date of the Permittee's acceptance and use of this grant as defined in Condition No. 3.

kk. "Electronic Waste" shall mean all discarded consumer or business electronic equipment or devices. Electronic waste includes materials specified in the California Code of Regulations, Title 22, Division 4.5, Chapter 23, Article 1 (commencing with Section 66273.3), and any amendments thereto.

ll. "Environmental Protection and Control Systems" shall mean any surface water and ground water-quality monitoring/control systems, landfill gas monitoring/control systems, landscaping and irrigation systems, drainage and grading facilities, Closure activities, Post-Closure Maintenance activities, foreseeable corrective actions, and other routine operation or maintenance facilities or activities.

mm. "Facility" shall mean the entirety of the subject property as depicted on the attached Exhibit "A", including all areas where Landfill and non-Landfill activities occur.

nn. "Final Cover" shall mean the cover material required for Closure of the Landfill and all Post-Closure Maintenance required by this grant.

oo. "Footprint" shall mean the horizontal boundaries of the Landfill at ground level, as depicted on the attached Exhibit "A".

pp. "Household Hazardous Waste" shall mean leftover household products that contain corrosive, toxic, ignitable, or reactive ingredients, other than used oil.

qq. "Inert Debris" shall mean Solid Waste and/or recyclable materials that are source-separated or separated for recycling, reuse, or resale that do not contain: (1) hazardous waste, as defined in California Code of Regulations, Title 22, Section 66261.3; or (2) soluble pollutants at concentrations in excess of state water quality objectives; and (3) do not contain significant quantities of decomposable waste. Inert Debris shall not contain more than 1 percent (by weight) putrescible waste. Inert Debris may be commingled with rock and/or soil.

rr. "Landfill" shall mean the portion of the subject property where Solid Waste is to be permanently placed, compacted, and then buried under daily, interim and Final Cover, all pursuant to applicable requirements of federal, state, and local laws and regulations. No portion of the Landfill shall extend beyond the "Limits of Fill," as defined in this grant, and no allowance for settlement of fill shall be used in determining the final elevations or design contours of the Landfill. "Landfill" does not include temporary storage areas, Final Cover, and Ancillary Facilities authorized by this grant.

ss. "LEA" shall mean the Los Angeles County Local Enforcement Agency.

tt. "Limits of Fill" shall mean the horizontal boundaries and vertical boundaries (as identified by contours) of the Landfill, as depicted on the attached Exhibit "A".

uu. "Liquid waste" shall mean waste as defined in Title 27, Section 20164 of the California Code of Regulations and includes non-hazardous sludge meeting

the requirements contained in Title 23, Chapter 15 of the California Code of Regulation for disposal in a Class III Landfill.

vv. "Materials Recovery Facility" shall mean a facility that separates solid waste into recyclable materials and Residual Waste.

ww. "MMRP" shall mean Mitigation Monitoring and Reporting Program.

xx. "Nuisance" shall mean anything which is injurious to human health or is indecent or offensive to the senses and interferes with the comfortable enjoyment of life or property, and affects at the same time a community, neighborhood, household or any number of persons although the extent of annoyance or damage inflicted upon an individual may be unequal and which occurs as a result of the storage, removal, transport, processing or disposal of solid waste

yy. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

zz. "Operating Agreement" – Shall mean the Operating Agreement between the County through the Department of Public Works and the Permittee for the operation of the Household Hazardous Waste Facility.

aaa. "Organic Waste" shall mean food waste, green waste and other compostable organic materials, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed in with food waste, pursuant to AB1826 Chesbro (Chapter 727, Statues of 2014).

bbb. "Organic Waste Composting Facility" shall mean a facility at which composting is conducted and produces a product resulting from the controlled biological decomposition of mixed organic wastes that are source separated from the municipal solid waste stream, or which are separated at a centralized facility.

ccc. "Periodic Review" shall mean the process in which the Technical Advisory Committee and a Hearing Officer or the Regional Planning Commission review the studies submitted by the Permittee and issues a Finding of Fact and potentially approve changes to the IMP.

ddd. "Permittee" shall include the applicant, owner of property, their successors in interest, and any other person, corporation, or entity making use of this grant.

eee. "Post-Closure Maintenance" shall mean the activities undertaken at the Facility after the Closure Date to maintain the integrity of the Environmental Protection and Control Systems and the Landfill containment features, and to monitor compliance with applicable performance standards to protect public health, safety, and the environment. The containment features, whether natural or artificially designed and installed, shall be used to prevent and/or restrict the release of waste constituents onto land, into the atmosphere, and/or into the waters of the State of California, including waste constituents mobilized as a component of leachate or landfill gas.

fff. "Post-Closure Maintenance Period" shall mean the period after Closure of the Landfill when the Solid Waste disposed of during the Landfill's operation could still pose a threat to public health, safety, or the environment.

ggg. "Post-Closure Maintenance Plan" shall mean the preliminary, partially final, or final plan or plans, as applicable, approved by CalRecycle and concurred by the TAC for implementation of all Post-Closure Maintenance at the Facility.

hhh. "Project" shall mean the activities of the landfill whose ultimate development is depicted on Exhibit "A" of this grant. The Project includes the landfill, its Ancillary Facilities and activities as approved by this grant, including, but not limited to, waste diversion facilities,household hazard waste facility, organic waste composting facility, offices and other employee facilities, a leachate management facility, material storage areas, and Closure and Post-Closure Maintenance activities.

iii. "Public Works" shall mean the Los Angeles County Department of Public Works; the term "Director of Public Works shall mean the Director of the Los Angeles County Department of Public Work and his or her designees.

jjj. "Recyclable" shall mean materials that could be used to manufacture a new product.

kkk. "Residual Waste" shall mean the materials remaining after removal of recyclable materials from the Solid Waste stream.

lll. "RWQCB" shall mean the Regional Water Quality Control Board, Los Angeles Region.

mmm. "Santa Clarita Valley" shall mean the area as defined by the Los Angeles County General Plan 2035 in figure map 5.33, which was adopted by the Board of Supervisors on October 6, 2015.

nnn. "SCAQMD" shall mean the South Coast Air Quality Management District.

ooo. "Sewage Sludge" shall mean any residue, excluding grit or screenings, removed from a wastewater treatment facility or septic tank, whether in a dry, semidry or liquid form.

ppp. "Sludge" shall mean accumulated solids and/or semisolids deposited from wastewaters or other fluids. Sludge includes materials specified in the California Code of Regulations, Title 27, Division 2, Chapter 3, Article 1, Section 20690(b)(4).

qqq. "Site Plan" shall mean the plan depicting all or a portion of the subject property, including any Ancillary Facilities approved by the Director. "Site Plan" shall include what is referred to in this grant as Exhibit "A".

rrr. "Solid Waste" shall mean all putrescible and non-putrescible solid and semi-solid wastes, such as garbage, refuse, rubbish, paper, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, manure, vegetable or animal solid and semi-solid wastes, and other discarded solid and semi-solid wastes. "Solid Waste" excludes Beneficial Use Materials and substances having commercial value which are salvaged for reuse, recycling, or resale. Solid Waste includes Residual Waste received from any source.

sss. "Stockpile" shall mean temporarily stored materials.

ttt. "Stockpile Area" shall have the same meaning as "Temporary Storage Area," as defined in this grant.

uuu. "SWFP" shall mean a Solid Waste Facilities Permit issued by CalRecycle.

vvv. "SWMP" shall mean Solid Waste Management Program of the Department of Public Health.

www. "TAC" shall mean the Chiquita Canyon Landfill Technical Advisory Committee established pursuant to Part XIV of the IMP.

xxx. "Task Force" shall mean the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force.

yyy. "Temporary Storage Area" shall mean an area of the Landfill where materials intended for Beneficial Use, salvage, recycling, or reuse may be placed for storage on a temporary basis, as approved by Public Works for up to 180 calendar days, unless a longer period is approved by Public Works, so long as such temporary storage does not constitute Disposal, as defined in this grant. Putrescible materials, except Construction and Demolition Debris or other Inert Debris not containing significant quantities of decomposable materials and more than 1 percent (by visual inspection)

putrescible waste, shall not be placed in a Temporary Storage Area for more than 7 calendar days under any circumstances.

zzz. "Termination Date" shall mean the date upon which the Facility shall cease receiving Solid Waste and/or Beneficial Use Materials for disposal or processing in accordance with Condition No. 36 of this grant.

aaaa. "Trash" shall have the same meaning as "Solid Waste," as defined in this grant.

bbbb. "Wasteshed Area" shall mean the Santa Clarita Valley as defined by the Los Angeles County Area Plan, which was updated and adopted by the Board of Supervisors on November 27, 2012.

cccc. "Working Face" shall mean the working surface of the Landfill upon which Solid Waste is deposited during the Landfill operation prior to the placement of cover material.

2. Unless otherwise expressly provided in this grant, applicable federal, state, or local definitions shall apply to the terms used in this grant. Also, whenever a definition or other provision of this grant refers to a particular statute, code, regulation, ordinance, or other regulatory enactment, that definition or other provision shall include, for the life of this grant, any amendments made to the pertinent statute, code, regulation, ordinance, or other regulatory enactment.

3. This grant shall not be effective for any purpose until the Permittee, and the owner of the subject property (if other than the Permittee), have filed at the office of the Department their affidavit stating that they are aware of and agree to accept all of the conditions of this grant, and that the conditions of this grant have been recorded as required by Condition No. 8, and until all required monies have been paid pursuant to Condition Nos. 11, 16, 18, and 122. Notwithstanding the foregoing, this Condition No. 3 and Condition Nos. 5, 6, 9, and 11 shall be effective immediately upon the Approval Date of this grant by the County. Notwithstanding Condition No. 16 of this grant, the filing of such affidavit constitutes a waiver of the Permittee's right to challenge any provision of this grant.

4. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County or its agents, officers, or employees brought by any third party to attack, set aside, void, or annul this permit approval, or any related discretionary approval, whether legislative or quasi-judicial, which action is brought within the applicable time period of California Government Code Section 65009 or other applicable limitations period. The County shall promptly notify the Permittee of any claim, action, or proceeding, and the County shall fully cooperate in the defense. If the County fails to promptly notify the Permittee of any claim, action, or proceeding, or if the County fails to cooperate fully in the defense, the Permittee shall not thereafter be responsible to defend, indemnify, or hold harmless the County.

5. The Permittee shall defend, indemnify, and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County for damages resulting from water, air, or soil contamination, health impacts, or loss of property value during the operation, or Closure or Post-Closure Maintenance of the Facility.

6. In the event that any claim, action, or proceeding as described above is filed against the County, the Permittee shall within 10 days of the filing make an initial deposit with the Department of $10,000 from which actual costs and expenses shall be billed and deducted for the purpose of defraying the costs or expenses involved in the Department's cooperation in the defense, including but not limited to, depositions, testimony, and other assistance provided to the Permittee or the Permittee's counsel.

   If during the litigation process, actual costs or expenses incurred reach 80 percent of the amount on deposit, the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of $10,000. There is no limit to the number of supplemental deposits that may be required prior to completion of the litigation.

   At the sole discretion of the Permittee, the amount of an initial or any supplemental deposit may exceed the minimum amounts defined herein. Additionally, the cost for collection and duplication of records and other related documents shall be paid by the Permittee according to County Code Section 2.170.010.

7. If any material provision of this grant is held or declared to be invalid by court of competent jurisdiction, the permit shall be void, and the privileges granted hereunder shall lapse.

8. Prior to the Effective Date of this grant, the Permittee, or the owner of the subject property if other than the Permittee, shall record the terms and conditions of this grant in the office of the County Registrar Recorder/County Clerk ("Recorder"). In addition, upon any transfer or lease of the subject property during the term of this grant, the Permittee or the owner of the subject property if other than the Permittee, shall promptly provide a copy of the grant and its terms and conditions to the transferee or lessee of the subject property. Upon recordation, the Permittee shall provide an official copy of the recorded conditions to the Director.

9. This grant shall expire unless it is used within one year from the Approval Date of the grant. A single one-year time extension may be requested in writing and with the payment of the applicable fee prior to such expiration date. This grant shall be considered used upon the receipt of Solid Waste at the Facility and disposal activities any day after Approval Date and Permittee has completed the requirements of Condition No. 3.

10. The subject property shall be developed, maintained, and operated in full compliance with the conditions of this grant, and any law, statute, ordinance, or

other regulation applicable to any development or activity on the subject property. Failure of the Permittee to cease any development or activity not in full compliance shall be a violation of this grant. Inspections shall be made to ensure compliance with the conditions of this grant as well as to ensure that any development undertaken on the subject property is in accordance with the approved site plan on file.

The Permittee shall also comply with the conditions and requirements of all permits or approvals issued by other government agencies or departments, including, but not limited to, the permits or approvals issued by:

a. The CalRecycle;

b. The County LEA/Los Angeles County Department of Public Health ("DPH"), including the DPH letter dated 2/23/17 and all other DPH requirements;

c. Public Works;

d. The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force;

e. The CARB;

f. The RWQCB;

g. The SCAQMD;

h. The California Department of Fish and Game;

i. The United States Army Corps of Engineers;

j. The California Department of Health Services;

k. The Los Angeles County Fire Department, including the requirements in the Fire Department letter dated 2/24/17; Applicant must receive Fire Department clearance of gated entrance design and Fuel Modification Plan prior to effective date of the permit, and comply with all other Fire Department requriements; and

l. The Los Angeles County Department of Regional Planning.

The Permittee shall not engage in activities which may impede the abilities of these agencies and other consultants hired by the County to conduct inspections of the site, whether announced or unscheduled.

11. Within five (5) working days of the Approval Date of this grant, the Permittee shall remit processing fees payable to the County of Los Angeles in connection with the filing and posting of a Notice of Determination (NOD) for this project and its

entitlements in compliance with Section 21152 of the California Public Resources Code. Unless a Certificate of Exemption is issued by the California Department of Fish and Game pursuant to Section 711.4 of the California Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, the Permittee shall pay the fees in effect at the time of the filing of the NOD, as provided for in Section 711.4 of the Fish and Game Code, currently $3,153.25 ($3,078.25 for an Environmental Impact Report plus $75.00 processing fee.) No land use project subject to this requirement is final, vested or operative until the fee is paid.

12. Upon the Effective Date, the Permittee shall cease all development and other activities that are not in full compliance with Condition No. 10, and the failure to do so shall be a violation of this grant. The Permittee shall keep all required permits in full force and effect and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant and shall be subject to any and all penalties described in Condition No. 18.

    It is hereby declared to be the intent of this grant that if any provision of this grant is held or declared to be invalid, the permit shall be void, and the privileges granted hereunder shall lapse.

13. To the extent permitted by law, the Department or DPH shall have the authority to order the immediate cessation of landfill operations or other activities at the Facility if the Board, Department or DPH determines that such cessation is necessary for the health, safety, and/or welfare of the County's residents or the environment. Such cessation shall continue until such time as the Department or DPH determines that the conditions leading to the cessation have been eliminated or reduced to such a level that there no longer exists an unacceptable threat to the health, safety, and/or welfare of the County's residents or the environment.

14. The Permittee shall comply with all mitigation measures identified in the Mitigation Monitoring and Reporting Program ("MMRP"), which are incorporated by this reference as if set forth fully herein.

15. The Permittee shall comply with the Implementation and Monitoring Program ("IMP"), which is attached hereto and incorporated herein by this reference.

16. Within 30 days of the Approval Date, the Permittee shall record a covenant and agreement, which attaches the MMRP and the IMP and agrees to comply with the mitigation measures imposed by the Environmental Impact Report for this project and the provisions of the IMP, in the office of the Recorder. Prior to recordation, the Permittee shall submit a draft copy of the covenant and agreement to the Department for review and approval. As a means of ensuring the effectiveness of the mitigation measures and IMP measures, the Permittee shall submit annual mitigation monitoring reports to the Department for approval, or as required, with a copy of such reports to Public Works, the CAC and the TAC. The

report shall describe the status of the Permittee's compliance with the required measures. The report shall be due for submittal on July 1st of each year and shall be submitted for review and approval no later than March 30th annually.

17. Within 30 days of the Approval Date of this grant, the Permittee shall deposit an initial sum of $10,000.00 with the Department in order to defray the cost of reviewing and verifying the information contained in the reports required by the MMRP and inspecting the premises to ensure compliance with the MMRP and to undertake any other activity of the Department to ensure that the mitigation measures are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, providing administrative support in the oversight and enforcement of mitigation measures, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the mitigation measures. If the actual costs incurred pursuant to this Condition No. 17 (a) have reached 80 percent of the amount of the initial deposit ($10,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($10,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. The Permittee shall replenish the mitigation monitoring account if necessary until all mitigation measures have been implemented and completed. Any balance remaining in the mitigation monitoring account upon completion of all measures and completion of the need for further monitoring or review by the Department shall be returned to the Permittee.

18. Notice is hereby given that any person violating a provision of this grant is guilty of a misdemeanor pursuant to Section 22.60.340 of the County Code. Notice is further given that the Regional Planning Commission ("Commission") or a Hearing Officer may, after conducting a public hearing in accordance with Section 22.56.1780, et seq. of the County Code, revoke or modify this grant, if the Commission or Hearing Officer finds that these conditions have been violated or that this grant has been exercised so as to be detrimental to the public's health or safety or so as to be a nuisance, or as otherwise authorized pursuant to Chapter 22.56, Part 13 of the County Code.

In addition to, or in lieu of, the provisions just described, the Permittee shall be subject to a penalty for violating any provision of this grant in an amount determined by the Director of the Department, not to exceed $1,000 per day per violation. For this purpose, the Permittee shall deposit the sum of $30,000 in an interest-bearing trust fund with the Department within 30 days after the Effective Date to establish a draw-down account. The Permittee shall be sent a written notice for any such violation with the associated penalty, and if the noticed violation has not been remedied within 30 days from the date of the notice, to the satisfaction of the Director of the Department, the stated penalty, in the written notice shall be deducted from the draw-down account. If the stated

violation is corrected within 30 days from the date of the notice, no amount shall be deducted from the draw-down account. Notwithstanding the previous sentence, if the stated violation is corrected within 30 days from the date of the notice but said violation recurs any time within a 6 month period, the stated penalty will be automatically deducted from the draw-down account upon such recurrence and the Permittee will be notified of such deduction. If the deposit is ever depleted by 50 percent of the initial deposit amount ($15,000), the Permittee shall deposit additional funds sufficient to bring the balance up to the amount of the initial deposit ($30,000) within 10 business days of notification of the depletion. There shall be no limit to the number of supplemental deposits that may be required during the life of this grant. The balance remaining in the draw-down account, including interest, shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

If the Permittee is dissatisfied with any notice of violation as described in the preceding paragraph, the Permittee may appeal the notice of violation to the Hearing Officer pursuant to Section 22.60.390(C)(1) of the County Code within 15 days of receipt by the Permittee of the notice of violation. The Hearing Officer shall consider such appeal and shall take one of the following actions regarding the appeal:

a. Affirm the notice of violation;

b. Rescind the notice of violation; or

c. Modify the notice of violation.

The decision of the Hearing Officer is final and shall not be subject to further administrative appeal.

19. All requirements of Title 22 of the County Code and of the specific zoning of the subject property must be complied with unless otherwise modified as set forth in these conditions or as shown on the approved Site Plan or Exhibit "A", or on a revised Exhibit "A" approved by the Director.

20. All structures, walls, and fences open to public view shall remain free of graffiti or other extraneous markings, drawings, or signage that was not approved by the Department. These shall include any of the above that do not directly relate to the business being operated at the Facility or that do not provide pertinent information about the Facility. The only exceptions shall be seasonal decorations or signage provided under the auspices of a civic or non-profit organization.

In the event of graffiti or other extraneous markings occurring, the Permittee shall remove or cover said markings, drawings, or signage within 24 hours of

notification of such occurrence, weather permitting. Paint utilized in covering such markings shall be of a color that matches, as closely as possible, the color of the adjacent surfaces.

The Permittee shall also establish and maintain a graffiti deterrent program for approval by Public Works. An approved copy shall be provided to the Graffiti Abatement Section of Public Works.

## PROJECT SPECIFIC CONDITIONS

## GENERAL PROVISIONS

21. Upon the Effective Date, this grant shall supersede Conditional Use Permit ("CUP") 89-081(5) and shall authorize the continued operation of a Class III (non-hazardous) Solid Waste landfill on the subject property. The maximum tonnage capacity to be received at the Facility shall be as follows:

    a. Weekly Tonnage Capacity – The amount of Solid Waste that may be disposed of in the Landfill shall not exceed 30,000 tons per week, Monday to Saturday. The overall total of all materials received for processing, diposal, and beneficial use at the Facility shall not exceed 50,000 tons per week.

    b. Quarterly Tonnage Capacity – the amount of beneficial use materials process and or dispose in any given quarter shall not exceed 175,000 tons.

    c. Daily Maximum Disposal Capacity – The daily maximum tonnage capacity of all materials received by the Facility for disposal shall not exceed 6,000 tons on any given day, provided the Weekly Tonnage Capacity shall not be exceeded over six working days per week, Monday to Saturday.

    d. Composting Facility Capacity – The amount of incoming materials for processing at the Organic Waste Composting Facility shall not exceed 560 tons per day. This amount shall also be included in the amount of beneficial use materials allowed.

    e. Facility Daily Maximum Capacity – The maximum tonnage of any combination of solid waste and other materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 12,000 tons on any given day, except as provided in subparagraphs a, b and c above.

    f. Facility Annual Maximum Capacity – The maximum annual tonnage capacity of all materials received by the Facility for processing, beneficial use (including Composting) and disposal shall not exceed 2,100,000 tons in any calendar year. Waste disposed may not exceed 1,400,000 tons and beneficial use materials may not exceed 700,000 tons in any calendar year.

22. The Board may increase the maximum daily amounts of Solid Waste allowed by Condition No. 21 if, upon the joint recommendation of the DPH and Public Works, the Board determines that an increase is necessary to appropriately manage the overall County waste stream for the protection of public health and safety, including at the time of a declared disaster or national emergency. Notwithstanding the preceding sentence, there shall not be allowed more than 312 total days during the life of this grant where the maximum daily tonnage amount exceeds the limits set forth in Condition No. 21, excluding any days where the tonnage capacity was exceeded due to a declared disaster or national emergency.

23. The County reserves the right to exercise its police power to protect the public health, safety, and general welfare of County residents by managing the Countywide waste stream, including preventing predatory pricing. The Permittee shall not adopt waste disposal practices/policies at the Facility which discriminate against self-haulers, waste haulers, and other solid waste enterprises delivering waste originating in the unincorporated Los Angeles County areas.

24. This grant shall also authorize the following Ancillary Facilities and activities at the Facility, as shown on the approved Exhibit "A", subject to the conditions of this grant:

    a. Office and employee facilities directly related to the Landfill, including offices or other facilities related to any other enterprise operated by the Permittee or other person or entity employed by the Permittee or acting on its behalf;

    b. Operations related to the placement and disposal of Solid Waste;

    c. Paint booth for equipment and containers;

    d. Leachate collection and management facilities;

    e. Facilities necessary for the collection, utilization, and distribution of Landfill gases, as required and/or approved by Public Works, the DPH, or the SCAQMD;

    f. Facilities necessary for the maintenance of machinery and equipment used at the Landfill, excluding Solid Waste collection equipment and vehicles, and equipment or machinery used by the Permittee in other enterprises;

    g. On-site waste diversion and recycling activities consistent in scale and purpose with the agreement entered into pursuant to Condition No. 43 of this grant;

h. Facilities necessary for Environmental Protection and Control Systems, including flare stations, storage tanks, sedimentation basins, and drainage devices;

i. Storage and repair of bins utilized for Landfill activities;

j. Household hazardous waste consolidation area;

k. Household Hazardous Waste Facility;

l. Organics Waste Composting Facility;

m. Landfill Gas-to-Energy Plant; and

n. Conversion Technology Facility.

In the event that revisions to the approved Site Plan, including the approved Exhibit "A", consistent with the intent of this grant and the scope of the supporting environmental documentation are proposed, such revised Site Plan shall be submitted to Public Works for review and pre-approval, and to the Director for final approval, with copies filed with Public Works and the DPH. For the life of this grant there shall be no revisions to the approved Exhibit "A" that change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

25. Household Hazardous Waste Facility and its operations shall be subject to the following use restrictions and pursuant to Condition No. 121 of this grant:

a. Household Hazardous Waste Facility may be used by the general public to drop off household hazardous wastes, including, but not limited to, used motor oil, used latex paints, used anti-freeze, and used batteries; and other wastes as maybe defined in the Operating Agreement. The Household Hazardous Waste Facility is not to be used for general use by commercial or industrial entities.

b. The Household Hazardous Waste Facility shall be no smaller than 4,000 square feet in size, exclusive of ingress and egress.

c. Nothing in this Condition 25 or elsewhere in these conditions shall be construed to prohibit the Permittee from applying for new permits to expand the Household Hazardous Waste Facility or to otherwise modify the conditions of this grant for that purpose.

d. Recyclable materials shall not be collected in quantities or stored for periods which would cause the need for a hazardous waste facilities

permit unless such permit has been obtained.

e. Operating hours shall be as defined in the Operating Agreement, but in no event shall those hours exceed 6:00 a.m. to 9:00 pm, 7 days per week.

f. The Household Hazardous Waste Facility shall be staffed continuously during operating hours by a person(s) trained in hazardous material handling and management.

g. Household Hazardous Waste Facility development shall substantially conform to Exhibit "A", any requirements of this grant, and the mitigations listed in the visual impact section of the mitigation monitoring summary reference in the MMRP.

26. Permittee may construct and operate an Organic Waste Composting Facility together with certain ancillary and related activities as enumerated herein, subject to the following restrictions as to use:

a. The facility may be used to receive process and compost green waste, food waste, and other organics waste materials and to store and distribute mulch, biomass fuel and compost.

b. The facility location shall be designated on the Site Plan Exhibit "A" or an approved Revised Exhibit "A" prior to beginning operations. The facility shall be enclosed.

c. The Organic Waste Composting Facility operation shall receive no more than 560 tons per day of green waste, food waste, and other organics waste materials. No wastewater biosolids (e.g. sludge or sludge components) shall be allowed.

d. Operating hours shall be within the hours of 5 a.m. to 6 p.m., Monday to Saturday.

e. Access by customers for purposes of removing the solid products and by-products including finished mulch and compost shall not occur outside hours of 5:00 a.m. to 5:00 p.m., Monday to Saturday.

f. Permittee shall comply with all rules for odor abatement and prevention of the South Coast Air Quality Management District and the DPH. The Permittee shall not allow odors to become a nuisance in adjacent residential areas. In the event odors become a nuisance in adjacent residential areas, Permittee shall take all necessary steps to abate that nuisance. If the Permittee, despite the application of the best available technology and methodology, cannot abate the nuisance odors resulting from Organic Waste Composting Facility operations, the Permittee shall

terminate such operations.

g. Upon commencement date of the Organic Waste Composting Facility, the Permittee shall submit to the Department of Public Works, DPH-SWMP, and SCAQMD an Odor Control and Mitigation Plan for operation of the this facility.

27. The Final Cover of the Landfill shall not exceed the permitted elevation of 1,430 feet above mean sea level, and the Footprint shall not exceed the total permitted disposal area of 400 acres. No portion of the Landfill shall extend beyond the Limits of Fill as shown on the approved Exhibit "A." The existing Landfill consists of the following as shown on the approved Exhibit "A": existing Primary Canyon (55 acres, currently completely filled); existing Canyon B (14 acres, currently completely filled); existing Main Canyon (188 acres, currently 182 acres have been filled); and new fill areas (143 acres currently unfilled), together with certain ancillary and related activities, as enumerated herein, subject to the restrictions contained in this grant.

28. The Permittee shall not sever, sell, or convey any portion or the entirety of property for which this CUP is granted without first notifying the Department, with a copy to Public Works, at least 90 days in advance. Any future receiver of the subject property shall be required to acknowledge and accept all conditions of this grant prior to finalization of any conveyance.

29. The Permittee shall keep all required permits in full force and effect, and shall fully comply with all requirements thereof. Failure of the Permittee to provide any information requested by County staff regarding any such required permit shall constitute a violation of this grant, and shall be subject to any and all penalties described in Condition No. 18.

30. Nothing in these conditions shall be construed to require the Permittee to engage in any act that is in violation of any state or federal statute or regulation.

31. The Permittee shall reimburse DPH for personnel, transportation, equipment, and facility costs incurred in carrying out inspection duties as set forth in the SWMP, including maintaining at least one full time inspector at the Facility at least once a week when waste is received and processed to the extent that these costs are not covered by the fees already paid for administration of the SWFP for the Landfill.

## INSURANCE REQUIREMENTS

32. Prior to the Effective Date, and thereafter on an annual basis, the Permittee shall provide evidence of insurance coverage to Public Works that meets County requirements as required and approved by the CEO and that satisfies all the requirements set forth in this Condition No. 32. Such coverage shall be

maintained throughout the term of this grant and until such time as all Post-Closure Maintenance requirements are met by the Permittee and certified by the appropriate local, state and federal agencies. Such insurance coverage shall include, but shall not be limited to, the following: general liability, automobile liability and pollution liability, and clean-up cost insurance coverage with, an endorsement for "Sudden and Accidental" contamination or pollution. Such coverage shall be in an amount sufficient to meet all applicable state, federal, and local requirements, with no special limitations. Upon certification of coverage, and annually thereafter, a copy of such certification shall be provided to Public Works.

33. To ensure that the Permittee has sufficient funds at Closure to provide for the continued payment of insurance premiums for the period described in Condition No. 32 of this grant, the Permittee shall, within 60 months prior to the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO showing its ability to maintain all insurance coverage and indemnification requirements of Condition Nos. 32 and 34 of this grant. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to the County. Public Works shall administer the trust fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation.

34. To ensure that the Permittee has sufficient funds for the Landfill's Closure and/or the Post-Closure Maintenance and maintenance of the Environmental Protection and Control System, the Permittee shall, within 60 months of the anticipated Closure Date, and annually thereafter, provide financial assurance satisfactory to Public Works that meets County requirements as approved by the CEO that it is financially able to carry out these functions in perpetuity or until the Landfill no longer is a threat to public health and safety as determined by Public Works. Public Works' determination shall be based on an engineering study prepared by an independent consultant selected by Public Works. The Permittee shall pay all costs associated with the independent consultant and the study within 30 days of receiving the invoice for the consultant's services. Such financial assurance shall be in the form of a trust fund or other financial instrument acceptable to Public Works. Permittee shall pay into the fund annually and Public Works shall administer the fund, and all interest earned or accrued by the fund shall remain in the fund to keep pace with the cost of inflation. The Department of Public Works may consider, at its sole discretion, the financial assurance mechanism required under State law and regulation in meeting the intent of this Condition No. 34.

**PERIODIC REVIEW**

35. Not less than one year before the 10th anniversary of the effective date of this grant, the Permittee shall initiate a Periodic Review with the Department. The

purpose of the Periodic Review is to consider new or changed circumstances, such as physical development near the Project Site, improved technological innovations in environmental protection and control systems, and other best management practices that might significantly improve the operations of the Facility, and to determine if any changes to the facility operations and IMP are warranted based on the changed circumstances. To initiate the Periodic Review the Permittee shall submit for review a permit requirement compliance study which details the status of the Permittee's compliance with the conditions of approval of this grant. Additionally, an updated Closure Plan and Post-Closure Maintenance Plan shall be submitted to the Department and the TAC for review at this time, as well as the comprehensive waste disposal study referred to in Condition No. 103, and any other information that is deemed necessary by the Department to ensure that the landfill operations are operating as efficiently and effectively as possible and that any potential adverse impacts are minimized, and that the Facility is not causing adverse impacts or nuisance in the surrounding communities.

The cost of the Periodic Review shall be borne by the Permittee and is to be paid through the draw-down account referred to in Condition No. 122a. For the Periodic Review, a report based on the latest information shall be made to the Hearing Officer by Department staff at a public hearing pursuant to Part 4 of Chapter 22.60 of the County Code. Each report shall include a review of the performance of the landfill and recommendations for any actions to be taken if found necessary. Such actions may include changes or modifications to the IMP, including any measures necessary to ensure that the landfill will continue to operate in a safe and effective manner and the landfill closure will be accomplished timely and effectively. The decision of the Hearing Officer on the Periodic Review may be appealed to the Regional Planning Commission. The decision of the Regional Planning Commission shall be final.

**TERMINATION REQUIREMENTS**

36. The maximum life of this grant shall be 20 years, effective from the Approval Date. The Termination Date shall be either date that 1) the Landfill reaches its Limits of Fill as depicted on Exhibit "A", or 2) 34 million tons, or 3) 20 years after the Approval Date of this grant, whichever occurs first. At least twelve (12) months prior to the 15th anniversary of the Approval Date, if the Permittee has not exhausted the available Landfill capacity within the Limits of Fill depicted on Exhibit "A", the Permittee shall conduct a study to determine the remaining capacity of the Landfill and identify all activities and schedules required for the Closure and Post-Closure maintenance of the Facility. The study shall be submitted to the TAC for its independent review and upon its review, the TAC shall report to the Director its finding regarding the remaining capacity of the Landfill and the Termination Date. Upon consideration of the TAC's finding, the Director shall establish a certain Termination Date for the Landfill, but in no event shall the Termination Date be a date that is later than 20

years after the Approval Date.

37. Upon the Termination Date, the Facility shall no longer receive Solid Waste and/or Beneficial Use Materials for disposal or processing; however, the Permittee shall be authorized to continue operation of any and all facilities of the Landfill as are necessary to complete: (1) the mitigation measures required by this grant; (2) the Closure and Post-Closure Maintenance required by federal, state, and local agencies; and (3) all monitoring and maintenance of the Environmental Protection and Control Systems required by Condition No. 86. No later than 6 months after the Termination Date, all Landfill facilities not required for the above-mentioned functions shall be removed from the subject property unless they are allowed as a matter of right by the zoning regulations then in effect.

**OPERATING HOURS**

38. The Facility shall be subject to the following operating hours:

    a. The Facility may receive Solid Waste and Beneficial Use Materials only between the hours of 5 a.m. (scales open) to 5 p.m. (scales closed). The Facility entrance gate may be open at 5 a.m., Monday through Saturday, to allow on-site queuing only and preparations of the Facility for operations. However, the hours may be extended to receive Beneficial Use Materials at the Facilty if Public Works approves an Operational Assessment Plan showing a reduction in traffic, noise and visual impacts from a modification of the hours. At any given time, no offsite queuing shall be allowed.

    b. The Facility and all of its operations shall be closed on Sundays.

    c. Facility operations, such as site preparation and maintenance activities, waste processing, and the application of cover, may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday. This operating restriction shall not apply to Facility activities that require continuous operation, such as gas control.

    d. Equipment maintenance activities at the Facility may be conducted only between the hours of 5 a.m. and 10 p.m., Monday through Saturday.

    e. No diesel vehicle shall be started at the Facility between the hours of 10 p.m. and 5 a.m.

    f. Notwithstanding anything to the contrary in this Condition No. 38, emergency operations, mitigation measures necessary to avoid adverse environmental impacts, and equipment repairs, which cannot be accomplished within the hours set forth in this Condition No. 38, may occur at any time if approved

via written electronic authorization by the DPH. A copy of this authorization shall be provided to the Director.

g. Notwithstanding the forgoing, Solid Waste and Beneficial Use Materials may be received at other times than those just described, except on Sundays, if the DPH determines that extended hours are necessary for the preservation of public health and safety.

## MAXIMIZING FACILITY CAPACITY

39. All fill sequencing plans for Landfill operations to maximize Landfill capacity shall first be reviewed and approved by Public Works, and must be technically, environmentally, and economically feasible. The Permittee shall submit a set of sequencing plans to Public Works for review and approval within 90 days after the Effective Date. The sequencing plans for Landfill operations must be technically, environmentally, and economically feasible. Any subsequent changes to the approved sequencing plans must be approved by Public Works prior to implementation. The plans approved by Public Works shall not be in conflict with those contained in the latest State-approved Joint Technical Document for the Facility.

40. Within 180 days after the Effective Date, or a longer period if approved by Public Works, the Permittee shall adopt appropriate measures to ensure that the method to determine that the amount of Solid Waste received, processed and/or disposed at the facility is accurate. These measures shall include, but shall not be limited to: (1) requiring all solid waste haulers and other customers of the Permittee to submit accurate waste origin data; (2) implementing a system to verify the accuracy of the data submitted; (3) implementing a system to verify that Solid Waste reported as having originated in any city or County unincorporated area actually has such origination; (4) adopting education and outreach programs for solid waste haulers and other customers of the Permittee regarding the need for accurate waste origin data; and (5) creating strong disincentives, including imposing penalties, for solid waste haulers and other customers of the Permittee for non-cooperation with these measures, or for repeatedly providing false information regarding waste origin data to the Permittee.

The waste origin verification and reporting program shall be developed by the Permittee for review and approval by Public Works. The Permittee shall submit the data from this program on a monthly basis to Public Works for review. Based on the initial results from this program, Public Works may require the Permittee to modify the program or to develop or implement additional monitoring or enforcement programs to ensure that the intent of this Condition No. 40 is satisfied.

The Waste origin verification and reporting program shall include all incoming solid waste, beneficial use materials, composting materials, clean soil used for daily and intermediate cover, and any other material coming to the Facility.

41. The Permittee shall operate the Facility in a manner that maximizes the amount of Solid Waste that can be disposed of in the Landfill, by, at a minimum:

    a. Implementing waste compaction methods to equal or exceed the compaction rates of comparable privately-operated landfills in Los Angeles County;

    b. Investigating and implementing methods to divert or reduce intake of high volume, low-density materials that are incapable of being readily compacted;

    c. Investigating and implementing methods to reduce the volume of daily cover required at the Landfill as allowed by the appropriate regulatory agencies;

    d. Utilizing waste materials received and processed at the Facility, such as processed green material, as an alternative to daily intermediate, and Final Cover, to the extent such usage is deemed technically feasible and proper by the appropriate regulatory agencies. Notwithstanding the preceding sentence, automobile shredder waste, cement kiln dust, dredge spoils, foundry sands, processed exploration waste, production waste, shredded tires, and foam shall not be used as daily, intermediate, or Final Cover at the Landfill;

    e. To the extent economically and practically feasible, Construction and Demolition Debris shall not be disposed, but rather be separated, and recycled and/or made available for reuse, consistent with the goals of the California Integrated Waste Management Act of 1989;

    f. Investigating and implementing methods to recycle manure; and

    g. All Solid Waste accepted at the Facility that originates from outside the Santa Clarita Valley, including the metropolitan area of Los Angeles County, must be pre-processed or undergo front-end recovery methods to remove all Beneficial Use Materials and Construction and Demolition Debris from the waste stream prior to transport to the Facility to the maximum extent practicable, as determined by Public Works. As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation detailing the results of this requirement. The report must at a minimum include the types, quantity, and amount of all Beneficial Use Materials and Construction and Demolition Debris recovered from the waste stream. Notwithstanding the foregoing, Solid Waste originating from residential

areas with a 3-bin curbside collection system is exempt from this requirement.

42. To the extent feasible, the Permittee shall minimize the disposal of Solid Waste into the Landfill that is required to be diverted or recycled under the County's Source Reduction and Recycling Element of the Countywide Integrated Waste Management Plan, adopted pursuant to Division 30 of the California Public Resources Code, and/or the Waste Plan Conformance Agreement, approved by the Board on November 21, 2000, as these documents and agreements may be amended.

43. Within 180 days after the Effective Date, and thereafter as is necessary, the Waste Plan Conformance Agreement referred to in Condition No. 42 shall be amended and approved to be consistent with applicable County waste management plans. The Director of Public Works shall be authorized to execute all amendments to the Waste Plan Conformance Agreement on behalf of the County. This Agreement shall continue to provide for: (1) the control of and accounting for all the Solid Waste, and Beneficial Use Material and Composting Materials entering into, and for recycled or diverted material leaving, the Facility; (2) the implementation and enforcement of programs intended to maximize the utilization of available fill capacity as set forth in Condition No. 41; and (3) the implementation of waste diversion and recycling programs in accordance with applicable County waste management plans.

44. The Permittee shall continue to assist the County in diversion efforts, including:

    a. Utilizing alternative daily cover at the Landfill, to the extent permitted by the appropriate regulatory agencies.

    b. Using a portion of the Facility to transfer loads of commingled recyclables to sorting facilities.

    c. To the extent feasible, recovering scrap metal and other materials from loads of waste received at the Facility.

    d. Recycling and/or reusing Construction and Demolition Debris received at the Facility.

    e. Composting shredded wood waste and organics at the Landfill including but not limited to Anaerobic Digestion Composting, provided such composting project is approved by Public Works and is consistent with the intent of this permit.

    f. Stockpiling and grinding of wood/green material for use as mulch, boiler fuel, or feedstock for an alternative energy project, provided such energy project is approved by Public Works and is consistent with the

intent of this permit.

g. Stockpiling and grinding of concrete/asphalt material for use as base, road material, and/or decking material.

h. Development of Conversion Technologies to divert waste from disposal provided such Conversion Technology project is approved by Public Works and is consistent with the intent of this permit.

i. Consolidation of electronic waste such as computers, televisions, VCRs, stereos, copiers, and fax machines.

j. Consolidation of white goods such as referigerators, stoves, ovens, and other white-coated major appliances.

k. Implementing a comprehensive public awareness and education program informing Santa Clarita Valley residents of the Facility's recycling activities/programs. The program must be submitted to Public Works for review and approval within 90 days after the Effective Date.

45. The Permittee shall charge its customers higher tipping fees for delivering partial truck loads to the Facility, and for delivering trucks to the Facility during peak commuting hours. Notwithstanding the preceding sentence, in lieu of charging higher tipping fees, the Permittee may implement some other program, as approved by Public Works, to discourage this type of activity by its customers.

**PROHIBITED MATERIALS**

46. The following types of waste shall constitute prohibited waste and shall not be received, processed nor disposed of at the Facility: Automobile Shredder Waste; Biosolid; Sludge, or Sewage Sludge; incinerator ash; radioactive material; hazardous waste, as defined in Title 22, Section 66261.3 of the California Code of Regulations; medical waste, as defined in Section 117690 of the California Health & Safety Code; liquid waste; waste that contains soluble pollutants in concentrations that exceed applicable water quality objectives; and waste that can cause degradation of waters in the State, as determined by the RWQCB. The Permittee shall implement a comprehensive Waste Load Checking Program, approved by the DPH , to preclude disposal of prohibited waste at the Landfill. The program shall comply with this Condition No. 46, Part IV of the IMP, and any other requirements of the DPH, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB.

47. Notices regarding the disposal restrictions of prohibited waste at the Facility and the procedures for dealing with prohibited waste shall be provided to waste haulers and private users on a routine basis. These notices shall be printed in English and Spanish and shall be posted at prominent locations at the

Facility indicating that anyone intentionally or negligently bringing prohibited waste to the Facility may be prosecuted to the fullest extent allowed by law.

48. In the event that material suspected or known to be prohibited waste is discovered at the Facility, the Permittee shall:

a. Obtain driver's name, company name, address, and any other information as appropriate, and vehicle license number;

b. Immediately notify all appropriate state and County agencies, as required by federal, state, and local law and regulations;

c. If Permittee discovers that such prohibited material has been accepted at the Facilityand after further review it is determined that it cannot immediately be removed by a licensed hauler, Permittee shall store the material at an appropriate site approved by the DPH and the RWQCB until it is disposed of in accordance with applicable state and local regulations; and

d. Maintain a record of the prohibited waste to be part of the Permittee's annual report required under the IMP, and to include, at a minimum, the following information:

i. A description, nature, and quantity of the prohibited waste;

ii. The name and address of the source of the prohibited waste, if known;

iii. The quantity of total prohibited waste involved;

iv. The specific handling procedures used; and

v. A certification of the authenticity of the information provided.

Nothing in this Condition No. 48 shall be construed to permit the Permittee to operate the Facility in any way so as to constitute a Hazardous Waste Disposal Facility, as defined under state law.

**GRADING/DRAINAGE**

49. Except as otherwise provided in this Condition No. 49, areas outside of the Limits of Fill shall not be graded or similarly disturbed to create additional Landfill area, except that additional grading may be approved by Public Works if Public Works determines, based on engineering studies provided by the Permittee and independently evaluated by Public Works, that such additional grading or disturbance is necessary for slope stability or drainage purposes. Such a determination by Public Works shall be documented in accordance with Part I of

the IMP, and the Permittee shall submit a revised Site Plan for review and approval by Public Works to show the additional grading and/or disturbance. A copy of the approved revised Site Plan shall be filed with the Director, Public Works, and DPH. For the life of this grant, there shall be no revisions to the approved Exhibit "A", that will change the Limits of Fill, and no Site Plan shall be approved that will change the Limits of Fill.

50. Nothing in this grant shall be construed as prohibiting the installation of water tanks, access roads, flares, or other similar facilities at the Facility, or implementing any mitigation program, that is required by this grant or by any other permit issued by a public agency in connection with the Landfill.

51. Notwithstanding anything to the contrary in this grant, no approval shall be granted to the Permittee that will modify the authorized Limits of Fill or that will lower or significantly modify any of the ridgelines surrounding the Landfill.

52. The Permittee shall comply with all grading requirements of Public Works and the County Code. In addition to any other requirements that may apply, the Permittee shall obtain prior approval from Public Works for all grading that is outside the Landfill footprint and all grading within the Landfill footprint that could impact off-site property as determined by Public Works, including, but not limited to, grading in connection with cell development, stockpiling, or excavation for borrow and cover materials.

53. The Permittee shall install and/or maintain appropriate drainage structures at the Facility to comply with all drainage requirements of Public Works, the RWQCB, and any other appropriate regulatory agency. Except as otherwise specifically provided by Public Works, all drainage structures, including sedimentation basins, shall be designed and constructed to meet all applicable drainage and grading requirements of Public Works, and all design and construction plans for these structures must have prior approval from Public Works. Notwithstanding the foregoing, at the discretion of Public Works, the Permittee may be permitted to install temporary drainage structures designed for day-to-day Facility operations without prior approval from Public Works. In all cases, the Landfill and its drainage structures shall be designed so as to cause surface water to be diverted away from disposal areas. All design modifications shall have the prior approval from Public Works.

54. All development structures and activities pursuant to this grant shall conform to the requirements of Public Works.

## GROUNDWATER PROTECTION

55. The Permittee shall install and maintain containment (liner) systems and leachate collection and removal systems as required by the RWQCB. The design of Landfill liners shall be as approved by the RWQCB.

56. The Permittee shall install and test any and all groundwater monitoring wells that are required by the RWQCB and shall promptly undertake any action directed by the RWQCB to prevent or correct potential or actual contamination that may affect groundwater quality, or water conveyance or water storage facilities. All testing and remedial actions required by the RWQCB to detect, prevent, and/or correct groundwater contamination shall be completed or guaranteed to be completed to the satisfaction of the RWQCB with notice to Public Works.

57. During the duration of this grant, the project shall use recycpled water once a recycled water pipeline is extend to the Newall Ranch residential development. The Permittee shall obtain the necessary permits to connect to such recycled water, construct any necessary access, and connect to the piped recycled water.

58. In the event groundwater use is restricted in the future pursuant to Court Order or Judgment, the Permittee shall purchase water from County-authorized water purveyors, including County-authorized recycled water purveyors for non-potable uses, or authorized State Water Project contractors, and shall otherwise conform to the rules, regulations, and restrictions set forth in any applicable Court Order or Judgment, including those rules, regulations, and restrictions that would require the Permittee to pay assessments, if any.

## LANDSCAPING, COVER AND REVEGETATION AND AESTHETIC REQUIREMENTS

59. The Permittee shall comply with the following landscaping, cover and re-vegetation requirements at the Landfill:

    a. Three copies of a landscape plan shall be submitted to and approved by the Director within 180 days after the Effective Date. The landscape plan shall show size, type, and location of all plants, trees, and watering facilities required as a condition of this grant. All landscaping shall be maintained in a neat, clean, and healthful condition, including proper pruning, weeding, removal of litter, fertilizing, and replacement of plants and trees when necessary but not to exceed quarterly (3 months-period).

    b. An annual monitoring report shall be prepared by an independent, qualified biologist and submitted to the Director providing status and progress of the provisions in this Condition No. 59. The monitoring report shall be submitted as part of the annual report required pursuant to Part VIII of the IMP.

    c. The Permittee shall employ an expert or experts, including an independent, qualified biologist, to satisfy this Condition No. 59. Soil sampling and laboratory analysis shall be conducted in all areas that are required to be re-vegetated before any re-vegetation occurs to identify

chemical or physical soil properties that may adversely affect plant growth or establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected, based on the above-referenced testing procedures and results. To the extent possible, as determined by the Director, plant types shall blend with species indigenous to the area, be drought tolerant, and be capable of successful growth.

d. The Permittee shall apply a temporary vegetation cover on any slope or other Landfill area that is projected to be inactive for a period greater than 180 days, as set forth in the IMP. The Permittee shall identify such slope or areas in the annual monitoring report described in Subsection (b) above, and include an interim reclamation and re-vegetation plan as well as the timing of the proposed work for review and approval by the Director.

e. Except as otherwise provided in this Condition No. 59, all final fill slopes shall be reclaimed and re-vegetated in lifts substantially in conformance with Mitigation Monitoring Program.

f. Notwithstanding the foregoing provisions of this Condition No. 59, Permittee shall comply with a different re-vegetation design or plan that the Department, in consultation with the TAC and Public Works, determines would:

i. better protect public health and safety;

ii. enable re-vegetation of the final slopes at least as well as described in Subsection (e), above; and/or

iii. be required because the minimum standards adopted by the CalRecycle have been amended.

Requirements imposed by the Department pursuant to this Condition 59 must be consistent with State regulations and may not cause the activities at the Landfill to exceed the Limits of Fill.

g. The Permittee shall provide and maintain a landscape strip that is a minimum of 10 feet wide along the frontage of the ancillary facilities area on Wolcott Way and along SR-126 Highway.

h. No portion of the expanded Landfill may extend above the plane or outside of the surface area of the fill design as shown on the approved site plan, attached as Exhibit "A".

The existing viewshed from Chiquito Canyon Road shall be protected for the life of the project. The dip in the natural ridgeline along the western

boundary shall be maintained or enhanced. Any structure placed on the landfill site, including but not limited to temporary storage areas, any materials recovery facility, composting facility or any other ancillary facilities that may be visible from Chiquito Canyon Road shall be designed to be harmonious with the natural topography and viewshed and shall be reviewed by the Community Advisory Committee.

The landfill operator and the Community Advisory Committee shall work together to prepare a tree planting and maintenance plan for the entire western boundary of the site. The objectives of the plan are to screen landfill operations, enhance the viewshed, and establish the minimum number and type of trees to do this and to provide adequate access to monitoring wells. Trees may be planted on slopes on either side of the ridgeline provided the above objectives are met and such planting is practical.

60. The Permittee shall operate the Facility so as to conserve water by, at a minimum, adopting the following measures:

a. Ensuring that all water wells used for the Facility draw from the local watershed, if such usage is approved by the appropriate agencies;

b. Investigating the feasibility of treating collected leachate on-site for reuse in the Landfill and, if feasible and the appropriate agencies approve, implementing a program to use such water;

c. Using soil sealant, pavement, and/or other control measures for dust control wherever feasible, instead of water; and

d. Using drought-tolerant plants to re-vegetate the Landfill slopes and other disturbed areas to the extent feasible, as determined by the Director of the Department. Plant types shall blend with species indigenous to the area and shall be capable of rapid growth.

**AIR QUALITY**

61. As required by the SCAQMD, the Permittee shall adopt and implement operational practices to mitigate air quality impacts including but not limited to odor, dust and vehicular air quality impacts at the Facility. The Facility shall be operated so as not to create a nuisance in the surrounding communities.

62. The Permittee shall use landfill gas for energy generation at the Facility or other beneficial uses, rather than flaring to the extent feasible, and shall obtain all applicable local, state, and/or federal approvals for any such use.

63. The Permittee shall also install and maintain a landfill gas collection and

management system that complies with SCAQMD requirements and uses best available control technology to prevent 1) the lateral migration of gases to off-site properties, and 2) odor generation that causes impact to surrounding communities, to the satisfaction of Public Works, the DPH, and SCAQMD.

64. Landfill gas flares shall be installed in a manner that does not result in any significant adverse aesthetic impacts and the flames shall be totally contained within the stacks. Flame arrestors shall be provided to the satisfaction of the County Fire Department.

65. The Permittee shall provide access to a back-up generator for emergency use within 48 hours in case of a prolonged power outage at the Facility to prevent the migration/emission of landfill gas, unless such a use is otherwise prohibited by SCAQMD due to air quality concerns.

66. The Permittee shall conduct air quality monitoring at the Facility and its surrounding areas. In addition, an independent air quality consultant selected by the TAC shall conduct at least four random tests per year of Landfill dust and diesel particulates surrounding the perimeter of the Facility to determine whether air quality near the Landfill is consistent with the air quality levels established by the operative environmental impact report ("EIR") prepared for this Project. The consultant review shall place added emphasis on the nearby residential communities. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Director, Public Works, the TAC and the Permittee within 15 calendar days after completion of the tests.

67. Upon receipt of a total of 4 Notice of Violations related to air quality issued by any combination of SCAQMD, DPH, Public Works, or the Department in any given calendar year, the Permittee shall submit a response to Public Works within 30 calendar days of the fourth such Notice of Violation providing an explanation of each Notice of Violation and steps taken to address it, and shall provide this information within 30 calendar days of each additional Notice of Violation within the same year. Public Works shall evaluate the response and may require the Permittee to thereafter increase the air quality monitoring that it conducts at the Facility and its surrounding areas. In addition, the TAC may select an independent air quality consultant to evaluate and conduct testing of 1) landfill gas and trash odor generated due to working face operations, 2) landfill gas collection and management system, and 3) dust and diesel particulates surrounding the perimeter of the Facility, at a frequency to be determined by Public Works in consultation with the air quality consultant. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing if Public Works finds that the frequency of testing is not necessary, or may discontinue it altogether if

it finds that the tests are not beneficial. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient and may request an evaluation report and recommendations. Upon direction from Public Works, the Permittee shall implement the recommendations of the independent consultant.

68. If any of the test results of Condition No. 66 and/or 67 exceed the maximum emission levels established by the EIR and/or the SCAQMD, if the Landfill is operated in a manner which, in the determination of DPH, creates an odor nuisance to the surrounding communities, or if Public Works, in consultation with the TAC, determines that additional corrective measures are necessary to address air quality impacts to the residents of the surrounding community, the Permittee shall submit a corrective action plan to the TAC within 15 days after receipt of the report. Such corrective action plan shall describe the excessive emission levels, or the determination by DPH or Public Works, and set forth a schedule for remedial action. The TAC shall consider the corrective action plan within 30 calendar days of its receipt and provide notice to the Permittee if such plan has been approved. If the TAC does not approve the corrective action plan, the Director may impose additional or different measures to reduce air quality impacts at the Facility. These additional measures may include, but not be limited to, requirements that the Permittee: (1) pave additional unpaved roads at the Facility; (2) water and apply soil sealant to additional Working Face areas; (3) relocate Working Face areas to designated locations during windy conditions; (4) monitor sensitive sites throughout the community; and/or (5) close the Facility during extreme wind conditions; 6) employ the services of an independent consultant to evaluate the air quality impacts and;/or odor nuisance and make recommendations to mitigate the impacts and/or abate the odor nuisance. The cost of the consultant and the tests shall be borne entirely by the Permittee. The consultant report shall be provided to the Department, Public Works, the TAC, and the Permittee within 15 calendar days after completion of the tests. The Director of Public Works, with the advice of the TAC, may reduce the frequency of the consultant testing, or discontinue it altogether, if the Director finds that the test results are invalid or lack beneficial value. Notwithstanding the preceding sentence, the Director, with the advice of the TAC, may increase the frequency of the consultant testing if the Director finds the frequency insufficient. The Permittee may appeal the Director's decision in accordance with the appeal provisions in Condition No. 18 for an appeal of a notice of violation.

69. Within 180 days after the Effective Date, all equipment, diesel fleet vehicles, and transfer trucks that are owned or operated by the Permittee, its subsidiaries, or affiliated enterprises, and that utilize the Facility, shall be CARB compliant.

As part of its annual report to the TAC required by the IMP, the Permittee shall submit documentation of its compliance with this Condition No. 69, including, but

not limited to, Title 13, California Code of Regulations, Section 2020, et seq. regarding Diesel Particulate Matter Control Measures.

70. Permittee shall be subject to the following requirements regarding alternative fuel vehicles and equipment:

a. For the purpose of complying with this Condition No. 70 alternative fuel vehicles shall utilize alternative fuels that are consistent with recommendations or regulations of CARB and SCAQMD, which may include, but is not limited to electricity, natural gas (liquefied natural gas or compressed natural gas), biogas, biodiesel, synthetic diesel, or renewable diesel.

b. Within the first year after the Effective Date, the Permittee shall submit an alternative fuel vehicle implementation plan to the TAC for review and approval. The plan shall contain information on available and proposed alternative fuel technologies, a comparison of their air emissions reduction levels at the Facility, including greenhouse gas emissions, a timeline demonstrating the Permittee's best-faith efforts to comply with this Condition No. 70, as well as any other information deemed necessary by the TAC to approve the plan.

c. The Permittee shall convert into alternative fuel vehicles all light-duty vehicles operating at the Facility, solid waste collection trucks, and transfer trucks that utilize the Facility and are owned by, operated by, or under contract with the Permittee, its subsidiaries, or affiliated enterprises, according to the following phase-in schedule:

i. Within 4 years after the Effective Date, at least 50 percent of all aforementioned vehicles shall be alternative fuel vehicles.

ii. Within 7 years after the Effective Date, at least 75 percent of all aforementioned vehicles shall be alternative fuel vehicles.

iii. Within 10 years after the Effective Date, 100 percent of all aforementioned vehicles shall be alternative fuel vehicles.

d. Within the first year after the Effective Date, unless a later date is approved by the TAC, the Permittee shall consult with the SCAQMD and design and implement at least 1 heavy-duty, alternative fuel off-road equipment pilot program, to the extent deemed technically and economically feasible by the TAC. The pilot program shall be certified by a major original equipment manufacturer such as, but not limited to, Caterpillar, John Deere, or Volvo.

e. As part of its annual report to the TAC required by the IMP, the

Permittee shall submit an on-going evaluation of its compliance with each component of this Condition No. 70.

71. Within 180 day of the effective date, the Permittee shall adopt and implement a fugitive dust program that uses the most effective available methods and technology to avert fugitive dust emissions. The fugitive dust program shall be submitted to Public Works for review and approval. In addition to the re-vegetation measures in Condition No. 59, the program shall include, at a minimum, a requirement that:

a. The Permittee shall not engage in any excavation, grading, or other Landfill activity during high wind conditions, or when high wind conditions are reasonably expected to occur, as determined by the DPH, where such excavation or operation will result in significant emissions of fugitive dust affecting areas not under the Permittee's control;

b. The Working Face areas of the Landfill shall be limited to small contained areas of approximately one acre or less. During periods of the year when high wind conditions may be expected, the Working Face areas shall each be located in an area of minimal wind exposure, or be closed, if closure is deemed necessary by the DPH;

c. Except when there is sufficient rain or moisture to prevent dust, daily cover, haul roads, and grading locations shall be watered as required by State Minimum Standards or more frequently, when conditions dictate for dust control. Soil sealant may be required in addition to water;

d. Except when there is sufficient rain or moisture to prevent dust, all active Working Face and soil Stockpile Areas shall be watered daily, unless wind conditions dictate otherwise;

e. If determined necessary by the DPH, the Permittee shall, on any day preceding a day when the Facility is closed to Solid Waste receipt, apply soil sealant to any previously active Working Face, haul roads, or soil Stockpile Area that has not already been sealed or re-vegetated;

f. Inactive areas of exposed dirt that have been sealed shall be regularly monitored to determine the need for additional sealing and to prevent unauthorized access that might disturb the sealant. If additional sealing treatment is required, the Permittee shall promptly apply such treatment to assure full control of the soil particles;

g. All primary access roads to any permanent facility in the Landfill shall be paved;

h. To minimize the length of dirt roads, paved access roads to fill areas shall be extended as new fill areas are opened. Winter deck access roads shall be paved or surfaced with recycled asphalt, aggregate materials, or soil stabilization products to minimize the quantity of untreated dirt;

i. All paved roads in regular use shall be regularly cleaned to remove dirt left by trucks or other vehicles;

j. Except when there is sufficient rain or moisture to prevent dust, all dirt roads in regular use shall be watered at least once daily on operating days and more often if required by the DPH or Public Works, or otherwise treated to control dust emissions;

k. Loads of Solid Waste capable of producing significant dust shall be watered during the Landfill process. If such practice is deemed unacceptable to the RWQCB, the Permittee shall develop alternative methods to minimize dust generation during the Landfill process and obtain approval of the method from Public Works within 90 days of the RWQCB's determination;

l. In addition to any fire flow requirements of the County Fire Department, the Permittee shall maintain a supply of water for dust control in the active Working Face areas to ensure compliance with State Minimum Standards; and

m. The Permittee shall install and maintain devices on-site, as approved by the SCAQMD, to monitor wind speed and direction, and shall retain qualified personnel who can read and interpret data from these devices, can obtain and use information on predicted wind conditions, and can assist in the Facility's operations related to this information.

72. Permittee shall submit a quarterly report to the Department of Public Works identifying: (1) all fugitive dust and odor complaints from local residents that the Permittee has received for that quarter regarding the Facility; (2) all notices of violation issued by the SCAQMD or the DPH; and (3) all measures undertaken by the Permittee to address these complaints and/or correct the violations. Public Works and the DPH shall each have the authority to require the Permittee to implement additional corrective measures for complaints of this nature when such measures are deemed necessary to protect public health and safety.

## TRAFFIC AND ROAD IMPROVEMENT

73. Within 90 days after the Effective Date, the Permittee shall submit for review and approval by Public Works a plan that establishes a program to reduce unnecessary truck trips and queuing of trucks at the Facility. The program shall include, but not be limited to, the following elements:

a. A plan to schedule regular Facility users, such as commercial and municipal haulers, to avoid having these users arrive at the Facility and queue on public streets right-of-ways or be diverted to other landfills;

b. A plan to reserve Landfill capacity until 2 p.m. Monday through Friday during normal operating conditions, for small commercial and private users; and

c. A plan to discourage Landfill customers from delivering loads of less than one ton to the Facility.

74. Within 90 days after the Effective Date, the Permittee shall implement a program to include, at a minimum, measures to minimize or avoid the queuing of trucks at the Facility entrance or on SR-126 Highway and any other adjacent streets due to waste delivery or landfilling activities at all times. At any given time, no off-site queuing shall be allowed. The program shall be reviewed and approved by Public Works. A report on the effectiveness of the program shall be submitted as part of the annual report required pursuant to Part XII of the IMP.

75. Within one year from the Effective Date, the Permittee shall close the existing site entrance on Henry Mayo Drive (SR-126) and relocate the site entrance, along with all its auxiliary facilities to a new site entrance located on Wolcott Drive as shown in Exhibit "A". In the event that the Permittee is unable to relocate the site entrance within a year, the Permittee may request a one-time extension from Public Works. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works that the extension is needed due to activities beyond the Permittee's control and Permittee is making good faith efforts to relocate the Site entrance. Notwithstanding the previous sentence, the total duration of the time extension shall not exceed 180 days.

76. The designated haul route shall be as follows:

Truck traffic to the Facility from the I-5 FWY shall be restricted to the following route: (a) SR-126 and (b) Wolcott Way to travel to the Facility Driveway. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to the Facility from I-5 FWY take place on any other route.

Truck traffic to I-5 FWY from the Facility shall be restricted to the following route: (a) Wolcott Way and (b) SR-126 and enter I-5 FWY at the SR-126 on-ramp. Unless necessitated by road closure or other detour plan implemented by the local jurisdictions, at no time shall any truck movement under the Permittee's control to I-5 FWY from the Landfill take place on any other route

77. Within 90 days after the Effective Date, the Permittee shall provide to Public Works for review and approval a set of schedules for commencement of the "Chiquita Canyon Landfill Street Improvement Project." The street improvements identified in the "Chiquita Canyon Landfill Street Improvement Project" shall be in accordance with the following:

a. The Permittee shall be responsible for the following Right-of-Way and Street Improvement Requirements:

i. Construct full street improvements on Wolcott Way and Franklin Parkway within the project frontage compatible with the ultimate improvements per Tentative Tract Map No. 53108 to the satisfaction of Public Works.

ii. The design and construction on Wolcott Way should be compatible with vertical approaches to the future grade separations at the SR-126 to the satisfaction of Public Works and Caltrans.

iii. Dedicate right-of-way at a minimum of 70 feet from the latest approved centerline on SR-126, to the satisfaction of Public Works and Caltrans. The typical section and the ultimate right-of-way are contingent upon the traffic study demonstrating that the project volumes do not exceed the road capacity. In the event the project volumes exceed the road capacity provide additional right-of-way for additional lanes, exclusive right turn lanes and transition improvements to the satisfaction of Public Works and Caltrans.

iv. Provide slope easements at the future SR-126/Wolcott Way interchange to the satisfaction of Public Works and Caltrans.

v. Comply with mitigation measures including offsite improvements identified in the approved Traffic Study Analysis to the satisfaction of Public Works.

vi. Provide signing and striping plans for Wolcott Way, Franklin Parkway, and any other offsite roadway based on the mitigations contained in the approved Traffic Study.

vii. Remit the fees which have been established by the Board of Supervisors for the Westside Bridge and Major Thoroughfare Construction Fee District. The fee amount is based upon the fee rate in effect at the time of the Project's effective date. The current fee rate is $23,780 per Factored Development Unit (FDU) and is subject to change. Per the current Westside Bridge and Major Thoroughfare Construction Fee District Report, each gross acre of a commercial site is assessed at five times the applicable FDU

rate. Similarly, each gross acre of an industrial site is assessed at three times the applicable FDU rate

viii. The Permittee shall install drainage structures and comply with all other drainage requirements of Public Works and any additional requirements of the RWQCB as well as any other regulatory agency with appropriate jurisdiction. Except as specifically otherwise approved by Public Works, all drainage structures including sedimentation basins shall be designed and constructed so as to accommodate run-off from a capital storm.

ix. The Landfill and drainage structures shall in all cases be designed so as to cause surface water to be diverted away from the disposal areas.

x. The Permittee shall further comply with all grading requirements of Public Works and Los Angeles County Ordinance.

xi. The Permittee shall comply with the following requirements of Street Lighting Section of the Traffic and Lighting Division of Public Works where the installations of street lights are required. Prior to approval of any street improvement plan, Permittee submit a street lighting plan to the satisfaction of Public Works. Any proposed street lights that are not within the existing lighting maintenance district will need to be annexed to the district before street lighting plans can be approved.

a. Within one year from the Effective Date, the Permittee shall provide street lights on concrete poles with underground wiring on all streets around the project boundaries to the satisfaction of the Department of Public Works. The Permittee shall also contact Caltrans for street lighting requirements on Henry Mayo Drive (SR-126).

b. Within 30 days of the Effective Date, the Permittee shall contact Los Angeles County Department of Public Works, Street Lighting Section to commence and complete the Lighting District Annexation process for the operation and maintenance of the street lights around the project boundary

xii. Permittee shall pay all applicable review fees for review of all plans and engineering reports.

xiii. Acquire street plan approval from Public Works or direct check

status before obtaining grading permit.

xiv. Within 90 days or as otherwise determined by Public Works, after the approval of the "Chiquita Canyon Landfill Street Improvement Project", execute an Improvement Agreement for the street improvements identified in this Condition No. 77 Subsection (a).

xv. Within 360 days after the Effective Date of this grant, the Permittee shall pay its fair share to fully improve, the pavement and thickening of the base/sub base to sustain the entire truck traffic loading of the project operation and any increase in project operation on the following streets or as required to the satisfaction of Public Works: (1) Wolcott Way between Franklin Parkway and SR-126. Public Works, at his/her sole discretion, may grant an extension of time not to exceed an additional 360 days if the Permittee demonstrates good faith effort toward construction and completion of this condition 77 Subsection (xv).

b. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct a Roadway Section Analysis to include a pavement section evaluation of the designated haul route (Wolcott Way and SR-126 to the Facility entrance), as well as all truck counts and traffic index calculation sheets. The findings of the revised Roadway Section Analysis shall be provided to Public Works and the City of Santa Clarita for review and approval. The Permittee shall be responsible for the pro-rata costs of improving the pavement structure of the roadway segments along the designated haul route per the recommendations in the revised Roadway Section Analysis. Upon construction of any necessary improvements to the pavement structure, the Permittee shall conduct baseline deflection testing in accordance with California Test method 356 and submit the results to Public Works for review and approval.

c. Once every 5 years beginning on the Effective Date of this grant and continuing for the duration of this grant, the Permittee shall conduct machine-generated truck counts at the project site entrance on three consecutive days (Tuesday through Thursday) during weeks void of national holidays. The truck counts shall be conducted by an independent count company in accordance with generally accepted traffic counting procedures. The Permittee shall also calculate the 10-year Design Traffic Indices along the designated haul route Wolcott Way and SR-126 to the Facility entrance), based on the truck counts and submit them to Public Works for review and approval. Lastly, the Permittee shall perform deflection tests along the designated haul route in accordance with California Test Method 356 and submit the results to Public Works for review and approval. If the retested 80 percentile deflection exceeds 32

percent of the tolerable deflection, the Permittee shall pay its fair share to fully remediate the pavement structure. The Permittee shall submit to Public Works the proposed method of remediation and schedule for commencement of the improvement for review and approval.

In no event shall the "Chiquita Canyon Landfill Street Improvement Project" be more than 24 months from the Approval Date, unless otherwise extended by Public Works.

78. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility at the Facility or other location in the unincorporated County areas of the Santa Clarita Valley as approved by Public Works, the Permittee is required to prepare and submit a traffic impact study to Public Works for review and approval. If the traffic impact study identifies traffic impacts, the Permittee will be required to fund and/or build adequate traffic improvements, to the satisfaction of Public Works.

79. Public Works, the LEA, and the CAC may monitor the performance of the conditions of this grant designed to minimize truck traffic impact. In the event such measures are found to be inadequate, such entity or entities shall notify the Director and describe the inadequacy of the conditions.

## LITTER CONTROL AND RECOVERY

80. The Permittee shall adopt a program that uses the most effective methods and technology to prevent waste that has entered an area under the Permittee's control from escaping the area in the form of litter. Notwithstanding any other provision of this grant, the Permittee shall cease accepting incoming waste during high wind conditions if, despite the methods and technology used, waste cannot be confined to areas under the Permittee's control.

81. Within 30 days after the Effective Date, the Permittee shall submit a litter control program to the DPH and Public Works for review and approval. The program shall include the following requirements, unless the DPH requires otherwise:

    a. Facility personnel shall continuously patrol the access road to the Facility scales during the Facility's hours of operation and remove any litter found during the patrol;

    b. Loads of Solid Waste that are improperly covered or contained and that may create significant litter shall be immediately detained, and if practicable, properly covered or contained prior to proceeding to the Working Face. If such a remedial measure cannot be taken, the load shall proceed to the Working Face under escort;

    c. All debris found on or along the entrance to the Facility and/or

Working Face access roads shall be immediately removed;

d. Operating areas shall be located in wind shielded portions of the landfill during windy periods;

e. The landfill operator shall install speed bumps on landfill property in paved areas along the route of trucks leaving the landfill. The purpose of the speed bumps is to knock out dirt and debris accumulated in wheel wells before trucks leave the facility;

f. At every active Working Face area, the Permittee shall install a primary portable litter fence of adequate height to control litter, and also a secondary fence 4 feet in height behind the primary fence when wind conditions dictate the need for a secondary fence. The Permittee shall employ Best Management Practices to control litter. On windy days, and when the fences are not sufficient, the Working Face shall be located within areas of minimal wind exposure or shall be closed, if so required by the DPH. The DPH, in coordination with Public Works, may require additional measures deemed necessary to effectively control litter, including, but not limited, requiring the Permittee to cease accepting all incoming waste during high wind conditions;

g. The landfill operator shall install and maintain temporary litter fences in those areas along the property perimeter that are regularly littered due to the location of the operating area, time of year, and climatic conditions. The landfill operator, the DPH and the CAC shall work together to identify littered areas in need of fencing; and

h. The Permittee shall require open-bed trucks exiting the landfill either to be swept clean of loose debris or to be covered so as-to minimize the possibility of litter escaping onto State Route 126.

82. Within 90 days after the Effective Date, the Permittee shall develop methods and/or procedures to prevent or minimize vehicles from carrying dirt and/or debris that may be dislodged onto local streets and highways and submit the methods and/or procedures for approval to the satisfaction of Public Works.

83. In addition to the requirements described in Condition Nos. 80 and 81, the Permittee shall develop and maintain a litter recovery program to the satisfaction of Public Works and the DPH designed to recover off-site litter from uncovered or improperly covered or contained loads traveling to the Facility or otherwise emanating from the Facility, including conducting weekly inspections of the surrounding neighborhoods within a 2-mile radius of the property boundary of the combined facility. Based upon the inspection, the Permittee shall collect and remove all wind-blown Trash or litter encountered in the specified area. The Permittee shall maintain a log of the inspections, provide the log upon request to

the DPH and Public Works, and include a copy of the log in the annual report required pursuant to Part XII of the IMP. Public Works, at its sole discretion may increase the frequency of the litter pickup and recovery or adjust the boundary of the specified area or to improve the effectiveness of the litter recovery program.

84. The Permittee shall monitor Chiquito Canyon Road, SR 126, Wolcott Way, Franklin Parkway, and other feeder roads to the entrance to Val Verde at Rancho Aviles and the surrounding area within 100 feet of the centerline of the road or to any existing fence on private property for the purpose of locating and cleaning up litter in this area. Litter pickup shall be a minimum of one time per week and may be increased, upon agreement between the landfill operator and the CAC, to maintain a litter free environment

85. The Permittee shall develop and implement a vehicle tarping program at the Facility that effectively discourages uncovered vehicles from using the Facility. Within 30 days after the Effective Date, the Permittee shall submit such vehicle tarping program for approval by Public Works. Such program shall provide that all vehicles loaded with Solid Waste or any other material that creates the potential for litter shall be fully tarped or otherwise contained when entering and leaving the Facility, and that no such vehicle shall be allowed to enter the Facility until the driver has been informed of the tarping requirements and has been asked to have his/her load covered. The program shall impose penalties on repeat violators up to and including being permanently prohibited from using the Facility.

## OTHER PERMITS/REQUIREMENTS

86. The Permittee shall monitor and maintain the Facility's Environmental Protection and Control Systems in perpetuity, or until such time as Public Works, based on generally accepted engineering practice, determines that the routine maintenance and foreseeable corrective action that may be necessary during and after the Post-Closure Maintenance Period has been fully satisfied, and the Solid Waste disposed of in the Landfill no longer constitutes a threat to public health and safety, or to the environment.

87. The Permittee shall take all necessary measures to ensure that noise emissions from the Facility at all residential receptors are within the acceptable limits of the Los Angeles County Noise Ordinance, as contained in Chapter 12.08 of the County Code.

88. The Permittee shall implement effective vector control measures at the Facility pursuant to State standards, as directed by the DPH.

89. Any future traffic circulation scenario outside the current haul routes shall avoid

areas of high biological diversity. Prior to utilization of a new haul route, the Permittee shall submit the proposed haul route with all supporting information/report/survey of biological resources in the vicinity of the proposed haul route to the Department for review and approval. The Department shall consult with Public Works regarding any changes to the current haul route.

90. For fire protection purposes, the Permittee shall maintain on-site fire response capabilities, construct access roads, and provide water tanks, water mains, fire hydrants, and fire flows, to the satisfaction of the County Fire Department including, but not limited to the following:

    a. A Class II Standpipe System shall be provided and located within 200 feet of the landfill footprint and shall have sufficient 1 1/2-inch hose with a variable-fog nozzle to reach all portions of such operations. The use of water tender trucks may be permitted in lieu of a Class II Standpipe System provided each is equipped with 2 1/2-inch outlets for County Fire Department's use.

    b. Approved access roads no less than 20 feet in width clear to the sky shall be provided and maintained at all times around the landfilling areas to provide access for firefighting equipment. Weeds, grass, and combustible vegetation shall be removed for a distance of 10 feet on both sides of all access roads used by solid waste trucks or the public. All access within the landfill site shall be in accordance and compliance with the County Fire Code and standards.

91. All development pursuant to this grant must be kept in full compliance with County Fire Department Regulation 10. Construction plans for access roads shall be submitted to the County Fire Department for review and approval.

92. All on-site fuel storage tanks shall be installed and necessary containment and air quality controls for the tanks provided, in accordance with the requirements of the County Fire Department, Public Works, the RWQCB, and the SCAQMD.

93. The Permittee shall develop and implement a program to identify and conserve all significant archaeological and paleontological materials found at the Facility pursuant to Part IX of the IMP. If the Permittee finds any evidence of aboriginal habitation or fossils during earthmoving activities, Landfill operations shall immediately cease in that immediate area, and the evidence and area shall be preserved until a qualified archaeologist or paleontologist, as appropriate, makes a determination as to the significance of the evidence. The Department will review and approve this program, if the determination indicates that the archaeological or paleontological resources are significant, the resources shall be recovered to the extent practicable prior to resuming Landfill operations in that immediate area of the Landfill.

94. The Permittee shall develop and obtain approval from Public Works for a Standard Urban Storm Water Mitigation Plan for the Facility's activities, unless Public Works determines that such plan is unnecessary.

95. The Permittee is prohibited from initiating any activity for which an Industrial Waste Disposal Permit and/or Underground Storage Tanks Permit is required at the Facility without the required permit from Public Works, and the Permittee shall conduct such activities in compliance with all applicable regulations and permits.. The activities covered by this Condition No. 95 include, but are not limited to, the installation, modification, or removal of any underground storage tank and/or industrial waste control facility. For purposes of this Condition No. 95, an industrial waste control facility includes its permanent structures for treating post-development storm water runoff.

96. The Permittee shall at all operating times, Monday through Saturday, maintain adequate on-site staff, with appropriate training and experience for the operation of the Facility. At least one on-site senior level member shall be familiar with or have access to an electronic or hard copy of this grant and possessed a SWANA Manager of Landfill Operation (MOLO) certifiication.

97. The Permittee shall at all times, 24 hours a day, 7 days a week, make available at least one emergency contact person, with sufficient expertise to assess the need for remedial action regarding operation-related accidents, and with the requisite authority and means to assemble the necessary resources to take such remedial action. The individual must be able to be reached on a continuous basis through the telephone number or e-mail address posted at the Facility entry gate.

98. Within 180 days after the Effective Date, the Permittee shall obtain from the Task Force a "Finding of Conformance" determination or an equivalent determination by the Task Force that the proposed project and its expansions are consistent with the Los Angeles County Countywide Siting Element and shall comply with all conditions of such Finding of Conformance.

    Upon the Effective Date, the membership of the Alternative Technology Advisory Subcommittee of the Task Force shall be increased to include a representative of the Permittee and an environmental representative designated by the Fifth Supervisorial District to represent the Santa Clarita Valley. Notwithstanding the preceding sentence, the membership of the Alternative Technology Advisory Subcommittee may be adjusted at the sole discretion of Public Works, acting as the Chair of the Task Force, as necessary upon the recommendation of the Task Force.

99. All employee, guest, and truck parking shall be developed and maintained as set forth in Part 11, Chapter 22.52 of the County Code.

100. All salvage material stored at the Facility (except materials which are to be

used for landfill operations), dumpsters, containers, construction materials, and disabled trucks and equipment shall be consolidated into one or more areas that are screened by fences or other means from public streets and adjacent private lands not owned by the Permittee, in accordance with the provisions of Part 7, Chapter 22.52 of the County Code.

101. The perimeter of the Landfill shall be designed to discourage unauthorized access by persons and vehicles by using a perimeter barrier (such as fencing) or topographic constraints. enclosed by fencing to inhibit unauthorized entry. Except as otherwise required by the DPH, fencing shall conform to the detail shown on the approved Exhibit "A".

102. Business signs shall be as permitted by Part 10, Chapter 22.52 of the County Code for Zone C-1, except that no portion of any such sign may extend more than 15 feet above the ground and the total sign area shall be based upon a street or building frontage of 100 feet.

103. Within 10 years after the Effective Date, and every 10 years thereafter, Public Works, in consultation with the Department and the Permittee, shall select an independent consultant(s) with expertise in engineering and planning, to conduct a comprehensive study analyzing various alternatives to serve the long-term Solid Waste Disposal needs of the Santa Clarita Valley. The purpose of the study is to ensure uninterrupted solid waste disposal services to the residents and businesses in the Santa Clarita Valley, keeping disposal fees low and stable, making existing facilities as efficient as possible, and ensuring that facilities keep pace with population growth and changing technologies in the solid waste industry. The study should include a comprehensive analyses (including a sensitivity and cost-to-benefit analysis) of all aspects of this endeavor, including but not limited to, the economic, environmental, and technical feasibility of the following alternatives/issues:

a. Evaluating rail and truck transport options for solid waste export out of the Santa Clarita Valley, including the necessary infrastructure (in and out of the Santa Clarita Valley) to realize these options.

b. Demonstrating how any proposed waste-by-rail option would tie into the existing or future county waste-by-rail system.

c. Developing Conversion Technology facilities in the Santa Clarita Valley.

d. Planning a future transfer station system in the Santa Clarita Valley.

e. Reviewing public/private ownership options.

f. Analyzing financing, staffing, and rate impacts.

g. Defining and establishing the facility siting processes.

h. Establishing a process for involving interested parties in the planning process.

i. Any other alternatives and issues deemed appropriate by Public Works and/or the Department.

The costs of the study shall be equally shared by the Permittee and Public Works, Environmental Programs Division, but in no event shall the cost to the Permittee exceed $50,000 per study. The Permittee shall make the payment within 30 days of receiving the invoice for the consultant's services. The study shall be completed within 18 months of the selection of the independent engineering/planning consultant(s). The study's findings and recommendations shall be submitted to the TAC for review and comment. Upon addressing all the TAC's comments to the satisfaction of the TAC, the independent engineering/planning consultant(s) shall submit the study to the Commission, the Department, Public Works, the Permittee, and all other interested parties. The Permittee shall submit a detailed response to the study's findings and recommendations, including which recommendations it plans to pursue. The Permittee shall make a good-faith effort to implement all recommendations to carry out the purpose of this Condition No. 103 to the satisfaction of Public Works.

104. The Permittee shall implement and comply with the following seismic monitoring requirements:

a. Complete installation of an on-site accelerometer system to measure earthquake/seismic ground motions within 180 days after the Effective Date. The system design, including but not limited to, locations of sensors, shall be reviewed and approved by Public Works. A set of as-built plans signed and sealed by a California Registered Civil Engineer, or other registered professional approved by Public Works, shall be provided to DPH and Public Works.

b. Following a major earthquake/seismic ground motion of magnitude 5.0 or greater, as recorded by the closest ground-motion monitoring device as maintained by the California Division of Mines and Geology, thoroughly survey the Facility for primary and secondary surface expressions of seismic activity (such as surface ruptures, landslides, change in spring flows, liquefaction, etc.). Submit a damage assessment report on the results of the survey to Public Works and the DPH for review. The assessment report shall describe and discuss all features, including damage to the site and infrastructure caused by the earthquake and measures that will be taken to mitigate the impact to the satisfaction of Public Works.

105. The Permittee shall accept all Solid Waste and Beneficial Use Materials generated

and delivered to the Facility by all waste haulers and customers operating in the Unincorporated County Areas of Santa Clarita Valley. The Permittee shall submit to Public Works an annual report on the origin of Solid Wasteand Beneficial Use Materials accepted at the Facility by jurisdiction of origin. The annual report shall also contain information on all waste haulers (including those owned or operated by the Permittee, its subsidiaries, or affiliated enterprises) and self-haul customers utilizing the Facility, whether (and why) any waste haulers and self-haul customers were turned away from the Facility, and the tipping fee charged for all waste haulers and self-haul customers. The Permittee shall not engage in predatory pricing that may discourage any private waste haulers and self-haul customers from utilizing the Facility.

106. Within 90 days after the Effective Date, the Permittee shall install video monitoring equipment at the Facility to record and monitor Landfill operations at each Working Face area and at other critical locations to ensure compliance with the conditions of this grant. Copies of the video recordings shall be provided to Public Works, DPH and the TAC upon request, and shall be kept and maintained at the Facility for one year after recording, unless the DPH determines, at its sole discretion, that the video recordings should be kept for a longer period to protect public health, safety, or the environment.

107. The Permittee shall provide four free quarterly clean-up days to residents of the community of Val Verde, showing proper identification and proof of residence at the landfill entrance. These days may be Saturday or Sundays, subject to the approval of Public Works. The Permittee shall accept all Solid Waste delivered to the site with proof of residency during the event free of charge, up to 1 ton per residence, and promote the program in a newspaper of general circulation. The operator shall further reimburse the CAC for the cost of providing two roll-off bins in Val Verde on each clean-up day with the locations determined by the CAC. The operator and CAC may jointly change this program if they mutually determine alternatives to the above can further assist the community.

108. The Permittee shall designate as open space for recreational use in perpetuity those portions of the site on which fill has or will be placed. In addition, the permittee shall provide all funds needed for the preparation of a park feasibility study, park master plan and environmental documentation as well as reasonable funding for the development, operation and maintenance of the park to support recreational use upon closure of the Landfill.

Within one year of the effective date of this grant, the permittee shall submit a notice of intent to the Los Angeles County Department of Parks and Recreation, to complete a park master plan feasibility study with input from the Department of Parks and Recreation. Such study shall be submitted not later than January 1, 2030. The study will conceptually analyze options and funding needed for development, operation and maintenance of portions of the site on which fill has been or will be placed for recreational use. Upon approval of the study by the

Director of Parks and Recreation, the Director of Parks and Recreation will use such study to establish an amount of funding that the Permittee will be required to provide for development, operation and maintenance of a park on the site. In the event that the amount of funding that is set aside is not sufficient to cover the activities of the park, the permittee shall supplement the funding deficiency.

At the discretion of the Director of Parks and Recreation, but no later than five years before the termination of disposal operations under this grant, the permittee will fund the completion of a park master plan for portions of the site on which fill has been or will be placed. Funding for the park master plan and environmental documentation will be available to the County at least five years before the termination of disposal operations under this grant.

Permittee shall provide funding to the County for the implementation of the park master plan at the close of the landfill.

**PERMITTEE FEES**

109. The requirement that the Permittee pay the fees set forth in Condition Nos. 111 through 121, inclusive, shall not begin until the Effective Date. Prior to that date, any and all fees required by CUP 89-081 (5) shall remain in full force and effect. The following fees are cumulative and are in addition to any other fee or payment required by this grant.

110. All financial records shall be preserved for a period of 3 years and shall be available for inspection by the DPH, Public Works, the Department, and the Treasurer and Tax Collector during normal business hours, and shall be forwarded to such agencies upon request.

111. The Permittee shall pay to the office of the Los Angeles County Treasurer and Tax Collector a quarterly fee equal to 10 percent of the sum of the following, net any amount the Permittee pays to the County pursuant to Section 4.63, et seq., of the County Code:

    a. The net tipping fees collected at the Facility as described below in this Condition No. 111. For purposes of this Condition No. 111, "net tipping fee" shall mean the total fees collected, less any taxes or regulatory fees imposed by a federal, state, or local agency that is included in the fee charged by the Permittee at the Facility entrance. "Total fees collected" shall be calculated as the total gross receipts collected by the Permittee; The net tipping fees collected at the landfill shall exclude any tipping fees received for waste processed at the material recovery, household hazardous waste and composting facilities approved in Conditions No. 24);

    b. The revenue generated from the sale of Landfill gas at the Facility,

less any federal, state, or local fees or taxes applicable to such revenue; and

c. The Revenue generated by any other activity or enterprise at the Facility, less any federal, state, or local fees or taxes applicable to such revenue.

112. The Permittee shall pay on a monthly basis to Public Works a fee of 25 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used for the implementation and enhancement of waste reduction and diversion programs, including but not limited to, conducting waste tire collection events in County unincorporated areas.

113. The Permittee shall pay on a monthly basis to Public Works a fee of 10 cents per ton of all Solid Waste and Beneficial Use Materials received at the Landfill. The fee shall be adjusted annually in accordance with the CPI. This fee shall be used at the sole discretion of Public works for administration, implementation, and enhancement of illegal dumping prevention programs and disaster debris removal activities in County unincorporated areas, including providing waste disposal and collection service vouchers to assist residents in clean-up activities.

114. For the life of this grant, except as provided in Condition No. 115 of this grant, the Permittee shall pay on a monthly basis to Public Works a fee for every ton of Solid Waste originating within Los Angeles County but outside the Santa Clarita Valley Area that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month, according to the following rates:

| Incoming Tonnage (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $2.00 per ton |
| 2,000-3,999 | $4.00 per ton |
| 4,000-5,999 | $6.00 per ton |
| 6,000 and over | $8.00 per ton |
| | |

For the life of this grant, except as provided in Condition No. 115, the Permittee shall pay on a monthly basis to Public Works a fee of $10.00 per ton for all Solid Waste and Beneficial Use Materials originating outside of Los Angeles County that is processed for beneficial use, composting and/or disposed of at the Facility during the preceding month.

The fee shall be used to fund programs and activities that 1) enhance Countywide disposal capacity, mitigate landfill impacts in the unincorporated County areas, 2) promote development of Conversion Technology facilities that

benefit the County, and 3) fund environmental, educational, and quality of life programs in unincorporated areas surrounding the Landfill.

The fee applicable for every ton of material originating outside the Santa Clarita Valley Area but within Los Angeles County shall be determined using the above tiered-structured table and by dividing the total incoming waste from outside the Santa Clarita Valley by the number of delivery days. For example, if the monthly total is 50,000 tons and number of delivery days is 20, then the average quantity is 2,500 TPD, and the fee is the sum of ($2 x 1,999) + ($4 x 501) = $6,002 x number of delivery days. The fee shall be adjusted annually in accordance with the CPI.

Thirty-three (33) percent of each monthly payment shall be deposited by Public Works into an interest-bearing deferred Landfill Mitigation Program Account, created and maintained by Public Works to fund programs and activities that enhance Countywide disposal capacity and mitigate landfill gas impacts in the unincorporated County areas.

Another, thirty-three (33) percent of the monthly payment shall be deposited by Public Works into an interest-bearing deferred Unincorporated Community Program Account, created and maintained by Public Works to fund programs and activities that enhance and environmental, educational, and quality of life programs in in the community of Val Verde and other unincorporated communities surrounding the Landfill.

The remaining thirty-four (34) percent of the monthly payment shall be deposited into an interest-bearing deferred Alternative-to-Landfilling Technology Account, created and maintained by Public Works to fund research and activities that promote the development of Conversion Technology facilities that benefit the County.

In the event Public Works, in consultation with the Director, determines that the Permittee has constructed and commenced operation of a Conversion Technology facility in full satisfaction of the requirements of Condition No. 115 of this grant, the fee requirement of this Condition No. 114 shall thereafter be reduced by thirty-four (34) percent. The new rate shall be as follows, but only so long as the Conversion Technology facility is operating:

| Disposal Quantity (Tons/Day) | Fee |
|---|---|
| 0 - 1,999 | $1.32 per ton |
| 2,000-3,999 | $2.64 per ton |

| | |
|---|---|
| 4,000-5,999 | $3.96 per ton |
| 6,000-7,000 | $5.28 per ton |

The fee applicable to all Solid Waste and Beneficial Use Material originating outside of Los Angeles County shall remain unchanged. Upon the effective date of the new rate, the funds generated from this fee shall be split equally between the Landfill Mitigation Program Account and the Unincorporated Community Program Account.

115. In the event the Permittee elects to construct and operate a commercial-scale Conversion Technology facility (excluding composting facilities) at the Facility or other location in the County as approved by the Director of Public Works, the Permittee may seek to provide such facility in lieu of paying thirty-four (34) percent of fee required by Condition No. 114 of this grant. "Construct and operate" shall mean fully funding and successfully completing the siting, design, permitting, and construction of an operating facility for the conversion of a minimum of 500 tons per day of Solid Waste into useful products, fuels, and/or energy through no-combustion thermal, chemical, or biological processes (excluding composting facilities). The Permittee shall be responsible for obtaining all necessary permits and approvals required to construct and operate the facility. The facility must be fully permitted, operational, and processing at least 50 percent of the daily tonnage permitted for such facility on the 5th anniversary of the Effective Date and fully operational by the 6th anniversary of the Effective Date.

After the Director of Public Works has verified the Conversion Technology facility (excluding composting facilities) has commenced operation and is in full satisfaction of the requirements of Condition No. 115 of this grant, the Permittee may request reimbursement from the Alternative-to-Landfilling Technology Account, created and maintained by Public Works. Eligible expenditures for reimbursement include design, permitting, environmental document preparation, construction, and inspection that are verified by Public Works as necessary and directly related to the development of a Conversion Technology Facility (excluding composting facilities) that meets the requirements of Condition No. 115 of this grant.

The Permittee must provide access to Public Works and its independent consultant(s) to all areas of the facility during all phases of the development and

must respond to information requests, including operating and performance data, from Public Works in a timely manner. The Permittee shall provide tours of the facility to the public at the request of Public Works.

Upon the Effective Date of this grant, the Permittee shall submit to Public Works for review and comment quarterly reports, providing detailed status of the selection of the type of Conversion Technology and progress of the development. Within one year after the Effective Date, the Permittee must submit a proposal for the type, location, and preliminary design of the Conversion Technology facility for review and approval by Public Works in consultation with the Director. As part of the proposal, the Permittee shall submit a detailed project milestone schedule, including at a minimum, a scheduled completion date for permit approvals, financing, 30 percent, 60 percent, and 90 percent design levels, construction completion, start-up, acceptance testing, and beginning of commercial operations. Within 6 months of receipt of the proposal, Public Works shall notify the Permittee of the findings of its review and determination as to whether a Conversion Technology Facility is or is not anticipated to be successfully developed in accordance with the requirement of this Condition No. 115.

When the Conversion Technology Facility is permitted, developed and in operation, the Permittee shall submit to Public Works quarterly informational reports including quantities of feedstock, output materials, output gas, energy, and/or fuel as well as an annual report for review and comment providing detailed status of the operation, permits, and regulatory compliance of the Conversion Technology facility, including quantities and origins of feedstock, quantities of output, design life, and performance efficiency.

In the event that a Conversion Technology facility is not anticipated to be successfully developed by the 5th anniversary of the Effective Date, the Permittee may submit a request for a one-year time extension to Public Works, no later than 3 months prior to the 5th anniversary of the Effective Date. The extension may be granted at the sole discretion of Public Works, if the Permittee demonstrates, to the satisfaction of Public Works, that it has made good faith efforts towards developing the facility, and shows that circumstances related to the facility's permitting process and other events outside of the Permittee's control prevented the facility from being fully permitted and operational. Similarly, a one-year time extension may also be granted up to 2 additional times, at the request of the Permittee. Such additional requests shall each be received no later than 3 months prior to the anniversary of the Effective Date after the 6th and 7th years. The total duration of the time extension(s) shall not exceed 3 years.

116. Pursuant to Goal 2.4.2 of the Los Angeles County Countywide Siting Element adopted by the Board in 1997, and the Board's policy adopted on July 27, 1999 to promote the development of alternatives to landfill and incineration processes,

the Permittee shall contribute $200,000 annually, not to exceed $3,000,000 for the life of this grant, to an alternative technology development fund, which fund shall be an interest bearing account established and maintained by Public Works. This fund shall be used to research, promote, and develop the alternative technologies that are most appropriate for Southern California from an environmental and economic perspective. The determination of appropriate alternative technologies as well as the use of the fund shall be made by Public Works. Within six months after the Effective Date, the Permittee shall deposit its first $200,000 payment required by this Condition No. 116, and thereafter annually by March 31.

117. By March 31 of each year, the Permittee shall pay to the County Department of Parks and Recreation an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited into an interest bearing trust fund established to acquire and/or develop natural habitat and parkland within the County. No monies from this trust fund shall be used for projects or programs that benefit areas outside the communities surrounding the Landfill. The Department of Parks and Recreation shall administer the trust fund, and all monies in the trust fund, including accrued interest, shall be spent by the Department of Parks and Recreation in a manner consistent with applicable Department of Parks and Recreation requirements and policies for the Santa Clarita Valley region.

118. By March 31 of each year, the Permittee shall pay to Public Works an annual fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The fee shall be adjusted annually in accordance with the CPI. This annual payment shall be deposited by Public Works into an interest bearing trust fund established to provide funding for transportation improvements in the Santa Clarita Valley. The Department of Public Works shall administer this trust fund, and all monies in the trust fund, including accrued interest, shall be disbursed by Public Works.

119. By January 10 of every other year, the Permittee shall pay to the Department a sum of $81,000 for the purpose of financing planning studies, including, but not limited to neighborhood planning studies for surrounding neighborhoods, as determined by the Director. The fee shall be adjusted annually in accordance with the CPI. The payments shall be held in an interest-bearing account. Payment for the first year is due within 90 days after the Effective Date.

120. By March 31 of each year, the Permittee shall pay to the Department a fee of $1.00 per ton of all Solid Waste and Beneficial Use Materials received at the Landfill during the preceding calendar year. The payment shall be adjusted annually in accordance with the CPI. The payments shall be deposited by the Director into an interest-bearing community benefit and environmental education trust fund, created and maintained by the Director. This fund shall be used to

fund environmental, educational, and quality of life programs in the Santa Clarita Valley, and to fund regional public facilities that serve this area. All disbursement of the monies in the fund shall be determined by the Director.

121. The Permittee shall fund 10 collection events per year to be held by the Public Works for the collection of Household Hazardous Waste and Electronic Waste, including discarded computers. The cost of each event shall be $100,000, adjusted annually in accordance with the CPI. The Permittee shall make annual payments for these events. The first payment is due within 90 days after the Effective Date, and the subsequent payments are due by March 31 of each year.

In lieu of paying for 5 of the 10 collection events per year, the Permittee may instead elect the following option:

> The Permittee will fully fund the siting, development, operation, and staffing of a new permanent Santa Clarity Valley Environmental Collection Center at the Facility or other location in the unincorporated areas of the Santa Clarita Valley (substantially similar in design to the Antelope Valley Environmental Collection Center) for the collection of household hazardous/electronic waste. The Permittee shall be responsible for building, constructing, and obtaining all necessary permits and approvals required to operate the center. The center, whose design and location must be approved by Public Works in consultation with other interested entities, including the City of Santa Clarita, must be open at least twice a month to all County residents. The operating hours shall be similar to that of the Antelope Valley Environmental Collection Center or as determined by Public Works. Upon the center's opening, the Permittee shall implement an on-going comprehensive promotional campaign to reach all Santa Clarita Valley residents. The campaign must be reviewed and approved by Public Works in consultation with other interested entities.

In the event the Permittee elects above option, the Permittee shall notify Public Works of its decision within 90 days of the Effective Date, along with a detailed project timeline (including, but not limited to, estimated project costs, etc.) for review and approval. Public Works reserves the right to determine whether the Permittee has satisfied the requirements for payment deduction and when the deduction will commence, and if necessary, prorate the payments to meet the intent of this Condition No. 121.

122. Prior to the Effective Date, the Permittee shall:

a. Deposit the sum of $20,000 with the Department. The deposit shall be placed in a performance fund draw-down account, which shall be used exclusively to compensate the Department for all expenses incurred while inspecting the premises to determine the Permittee's compliance with the

conditions of this grant, to review and verify any and all information contained in the required reports of this grant, and to undertake any other activity of the Department to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections (amount charged per each inspection shall be $200.00, or the current recovery cost, whichever is greater), providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes, or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. Inspections shall be conducted biennially (once every other year) to ensure that any development undertaken on the subject property is in accordance with the approved Exhibit "A" on file. If the actual costs incurred pursuant to this Condition No. 122 (a) have reached 80 percent of the amount of the initial deposit ($16,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($20,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (a).

b. Deposit the sum of $50,000 in an interest-bearing trust fund with Public Works from which actual costs billed and not honored by the Permittee will be deducted for the purpose of defraying the expenses involved in Public Works' review and verification of any and all information contained in the required reports of this grant and the MMRP, and any other activity of Public Works to ensure that the conditions of this grant are satisfied, including, but not limited to, carrying out the following activities: enforcement, permitting, inspections, coordination of mitigation monitoring, providing administrative support in the oversight and enforcement of these conditions, performing technical studies, and retaining the services of an independent consultant for any of the aforementioned purposes or for routine monitoring of any and/or all of the conditions of this grant for a minimum of 5 years. If the costs incurred pursuant to this Condition No. 122 (b) have reached 80 percent of the amount of the initial deposit ($40,000), and the Permittee has been so notified, the Permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit ($50,000) within 10 business days of such notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the Permittee, the Permittee may deposit an initial or supplemental amount that exceeds the minimum amounts required by this Condition No. 122 (b).

c. The balance remaining including interest in the draw-down account as described in Subsection (a) above and trust fund as described in Subsection (b) above shall be returned to the Permittee upon the Director of Public Works' determination that the Landfill is no longer a threat to public health, safety, and the environment.

## LEGISLATION

123. The Permittee shall support legislation and regulations that will promote the development of Conversion Technologies. The Permittee shall consult with Public Works to determine which legislation and regulations will promote the development of Conversion Technologies. The Permittee shall submit correspondence to the State legislature to support legislation and regulations which, at a minimum:

a. Provides economic incentives for the development of Conversion Technologies;

b. Removes from the definition of transformation under Section 40201 of the California Public Resources Code any technologies and/or processes categorized as Conversion Technologies;

c. Provides full diversion credit for waste managed by these Conversion Technologies towards the State's waste reduction mandates; and/or

d. Remove any unnecessary regulatory hurdles that impede such development.

124. The Permittee shall continue working with the waste industry, in concert with cities, the County, and other stakeholders in the industry, to seek amendment of existing laws and regulations to require that compliance with the State's waste reduction mandates be measured by diversion program implementation as opposed to disposal quantity measurement, and to further require the State-mandated Disposal Reporting System to be used solely to identify waste generation and disposal trends.

## COMMUNITY INFORMATION/INQUIRIES

125. The Permittee shall post a sign at the entrance gate to the Facility providing the following information:

a. The telephone number of the hotline to contact the Permittee on a 24-hour basis to register complaints regarding the Facility's operations. All complaints received shall be reported to the Director, and other agencies, as appropriate, on the same day but no later than 10 a.m. of the following

business day. Said telephone number shall be published in the local telephone directory;

b. The telephone number of the DPH and the hours that the DPH office is staffed; and

c. The telephone number of SCAQMD's enforcement offices and the hours that the SCAQMD offices are staffed.

126. The Permittee shall maintain a hotline/emergency log at the Facility which shall record all complaints received regarding Landfill operations. The record of complaints shall include the date and time, nature of complaints, and actions taken to identify and resolve the complaint. The Permittee shall at all times, 24 hours a day, 7 days a week, provide at least one emergency contact person, with sufficient expertise to assess the need for remedial action to promptly respond to complaints from the surrounding neighborhood regarding dust, litter, odor, air quality, or other operational issues. The Permittee shall resolve all complaints to the satisfaction of the Director. Permittee shall maintain records of this hotline for 3 years, made available upon request, and submitted as part of the annual report required pursuant to Part XII of the IMP. The records shall include information of all complaints received regarding the landfill operations, the Permittee's follow-up action to the complaints, and their final resolution.

127. The Permittee shall prepare and distribute to all interested persons and parties, as shown on the interested parties list used by the Department for this matter, and to any other person requesting to be added to the list, a quarterly newsletter providing the Facility's website and its 24-hour hotline/emergency telephone numbers, and also providing the following information for the quarter: (1) "What is New" at the Facility; (2) the regulatory and permitting activities at the Facility; (3) the hotline/emergency log for the period; and (4) a summary of any and all progress reports and/or annual reports required by this grant. The newsletter shall be posted on the Facility's website and distributed to at least one local library. In addition, the Permittee shall notify the Community Advisory Committee, as described in Part XI of the IMP, the Val Verde Town Council Association, the Castaic Town Council Association, and any other interested community groups in the immediate vicinity of the Facility, of any significant operational change at the Facility.

128. Within 180 days after the Effective Date, the Permittee shall update its website to provide general information to the community regarding the Facility's recycling activities/programs, environmental mitigation measures, frequently asked questions, a description of the Facility's operation, which may include video, a complaint resolution mechanism, recent Notices of Violation and how they were resolved, and any other pertinent information requested by Public Works for the life of this grant.

## OAK TREE PERMIT SPECIFIC CONDITIONS

129. This grant, OAK 201500007, shall authorize the removal of four (4) trees (# 1, 2, 3, and 89) of the oak genus *(Quercus agrifolia)* as shown on the site plan (OAK 201500007 Exhibit "A").

130. This permit (OAK 201500007) shall not be effective until a site plan (CUP 200400042 Exhibit "A") is approved for the construction of the proposed landfill facilities and associated grading, demonstrating the need to remove the said trees.

131. The Permittee shall provide mitigation trees of the Oak genus at a rate of two to one (2:1) for each tree removed for a total of eight (8) mitigation trees.

132. The Permittee shall plant one healthy acorn of the same species of oak (*Quercus sp.*) as the tree removed for each mitigation tree planted. The acorns shall be planted at the same time as and within the watering zone of each mitigation tree.

133. All replacement trees shall be planted on native undisturbed soil and shall be the same species of oak (*Quercus sp.*) as the removed tree. The location of the replacement tree shall be in the vicinity of other oak trees of the same species. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

134. When replacement trees are planted on disturbed soil or are not in the vicinity of the same species of oak (*Quercus sp.*) as the removed tree, planting shall incorporate a mycorrhizal product, either as amendment or in the first two irrigations or watering of planted trees (i.e. "mycorrhizaROOTS" or similar product) in accordance with the label's directions. A layer of humus and litter from beneath the canopy of the removed tree shall also be applied to the area beneath the canopies of the replacement trees to further promote the establishment of mycorrhizae within their rooting zones.

135. If any oak tree grows into ordinance size during the duration of this permit, removals, encroachments or any additional impacts shall be inclusive within this permit to ensure proper mitigation.

    In addition to the work expressly allowed by this permit, remedial pruning intended to ensure the continued health of a protected oak tree or to improve its appearance or structure may be performed. Such pruning shall include the removal of deadwood and stubs and medium pruning of branches to two inches in diameter or less in accordance with the guidelines published by the National Arborist Association. Copies of these guidelines are available from the Forestry Division of the County of Los Angeles Fire Department. In no case shall more than 20 percent of the tree canopy of any one tree be removed.

136. Except as otherwise expressly authorized by this grant, any remaining oak trees shall be maintained in accordance with the principles set forth in the publication, "Oak Trees: Care and Maintenance", prepared by the Forestry Division of the County of Los Angeles Fire Department. A copy of the publication is enclosed with these conditions.

137. The Permittee shall comply with all conditions and requirements contained in the County Forester and Fire Warden, Forestry Division, letter dated January 24, 2017 (attached hereto), to the satisfaction of said Division, except as otherwise required by said Division.

**Attachments**:

County Forester's Letter dated January 24, 2017
Oak Trees: Care and Maintenance Guide

Fire Department letter dated February 24, 2017

Department of Public Health letter dated February 23, 2017

Implementation and Monitoring Program (IMP)

Mitigation Monitoring and Reporting Program (MMRP)

Tonnage Capacity Breakdown Table

Table for Fee Structures

Table for Monitoring Requirement and Frequency

# Chiquita Canyon Landfill Master Plan Revision
# R2004-00559-(5) CUP & OTP

Address: 29201 Henry Mayo Drive

Community: Santa Clarita Valley, Castaic Area CSD

Property Size: 639 acres Existing Use: Class III Landfill

Zoning: A-2-2 (Heavy Agricultural – Two Acre Minimum Required Lot Area)

A-2-5 (Heavy Agricultural – Five Acre Minimum Required Lot Area)

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Plan Designation: P-CS – Community Serving

Environmental Determination: EIR

Regional Planning Commission Public Hearing: March 1, 2017

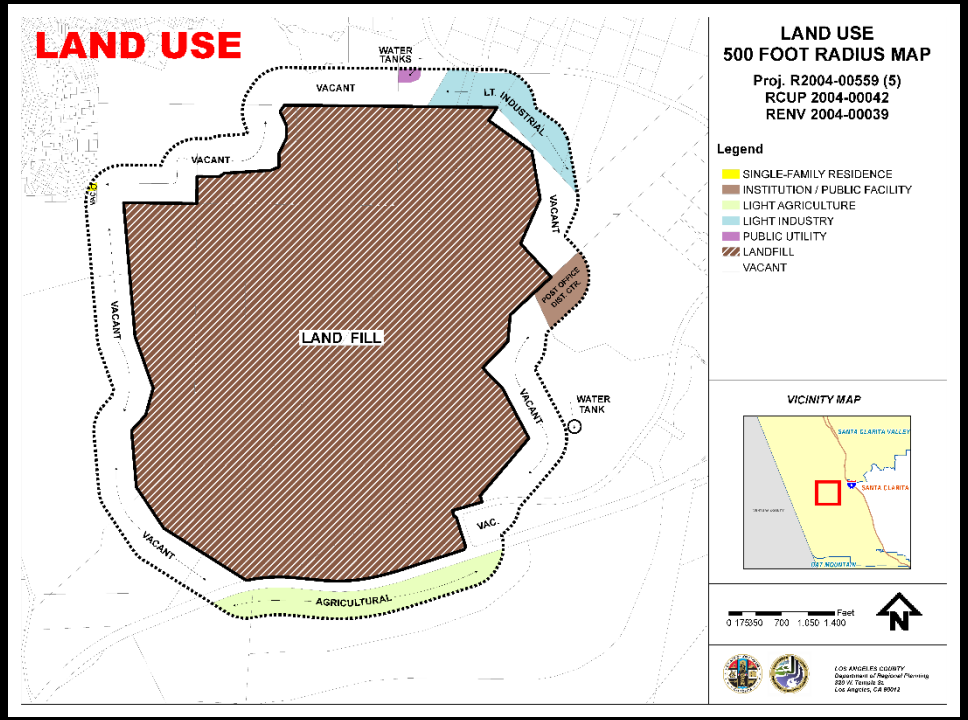
# Project Location



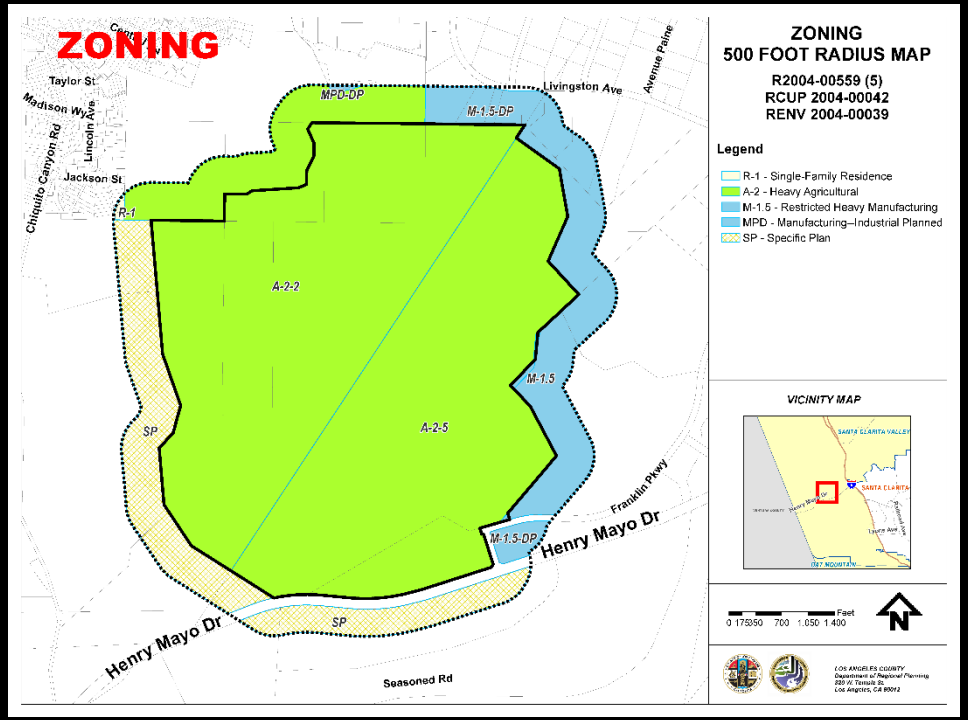
# Entitlements Requested:

- Conditional Use Permit (CUP)
- Oak Tree Permit (OTP)
- Environmental Review:
  - Environmental Impact Report (EIR)
  - Draft EIR (DEIR) released 7/10/2014; Hearing Examiner 7/31/14; public comment period ended 10/23/14
  - Partially Recirculated DEIR released 11/9/2016; Hearing Examiner 12/15/16; public comment period ended 1/9/17.

# Existing Land Use Map



# Existing Zoning Map



# Overview

- Role of the Department of Public Works
- Where We Are Today
- State Laws and Regulations
- Long-Term Strategy

# Waste Management Role

- Advise the Board of Supervisors on Waste Management Issues
- Implement Waste Recycling and Reduction Programs
- Disposal Capacity Planning
- Provide Trash Collection For Unincorporated County Areas
- Assist Regional Planning with Permitting of Solid Waste Facilities

# Where We Are Today



**Trash Generated**

**27** million tons per year

=



**Amount Diverted**

**18** million tons per year

+



**Amount Disposed**

**9** million tons per year

# Where We Are Today

- ✓ 114 million tons of remaining disposal capacity within Los Angeles County
- ✓ Solid waste system is competitive
- ✓ Waste recycling and diversion efforts are ongoing
- ✓ Promotion of Alternatives to Landfills/Conversion technologies are ongoing

# In-County Disposal Facilities

| Landfill Name | Maximum Permitted Daily Capacity (TPD) | Annual Tonnage 2015 | Daily Average (TPD) 2015 |
|---|---|---|---|
| Antelope Valley | 1,800 | 489,000 | 1,567 |
| Calabasas * | 3,500 | 282,000 | 904 |
| Chiquita Canyon | 6,000 | 1,075,000 | 3,446 |
| Lancaster | 3,000 | 114,000 | 364 |
| Scholl Canyon * | 3,400 | 284,000 | 910 |
| Sunshine Canyon | 11,000 | 2,403,000 | 7,701 |

* Denotes a landfill that has a wasteshed restriction

# State Laws and Regulations

- AB 939 - California Integrated Waste Management Act of 1989
- AB 341 - Mandatory Commercial Recycling
- AB 1826 – Mandatory Commercial Organics Recycling
- AB 876 – Compostable Organic
- SB 1383 – Short-lived Climate Pollutants

# Countywide Siting Element

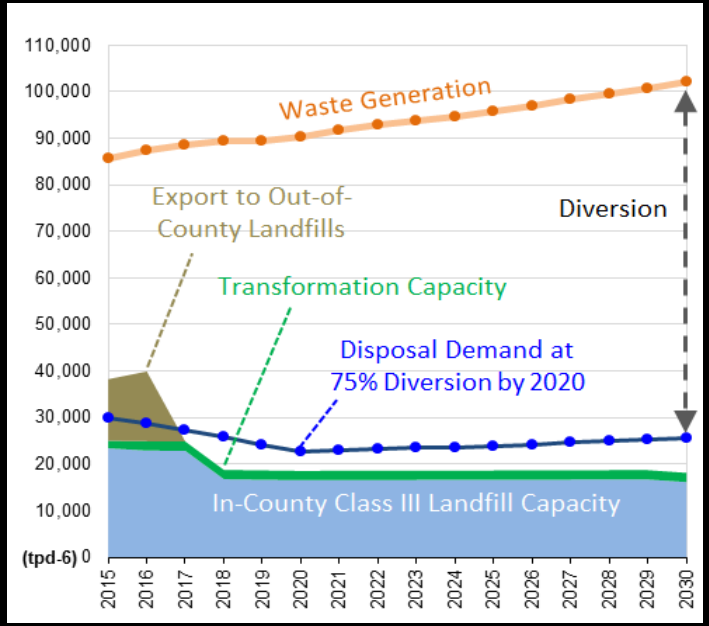
- **Planning Document** on how the County plans to manage disposal for next 15-years
- Criteria for siting disposal facilities
- Goals and Policies

# Siting Element Scenario:

## Existing Permitted In-County Capacity Only

**Assumptions:**

- 75 percent diversion rate by 2020
- Existing Permitted In-County disposal capacity only



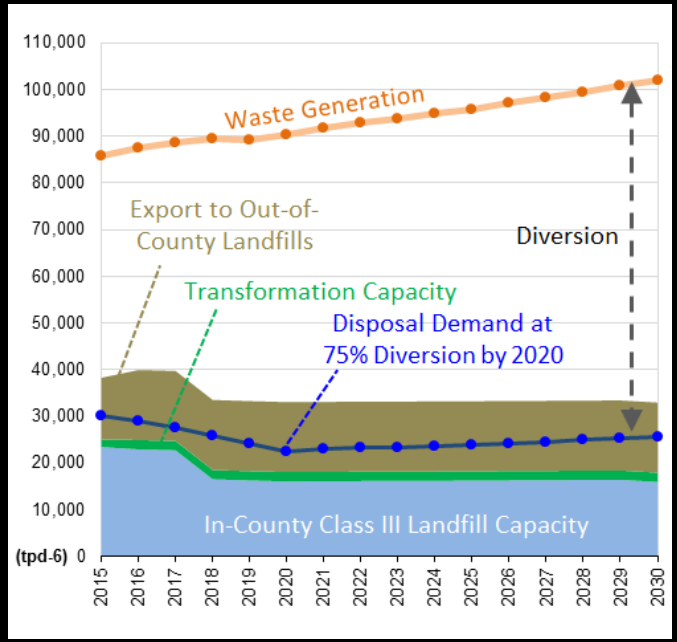

***Reliance on existing Permitted disposal capacity alone would be insufficient in meeting long-term needs.**

# Siting Element Scenario:

## Status Quo

**Assumptions:**

- 75 percent diversion rate by 2020
- No increases in out-of-County exports
- No conversion technology facilities (only transformation) or equivalent alternative technology capacity

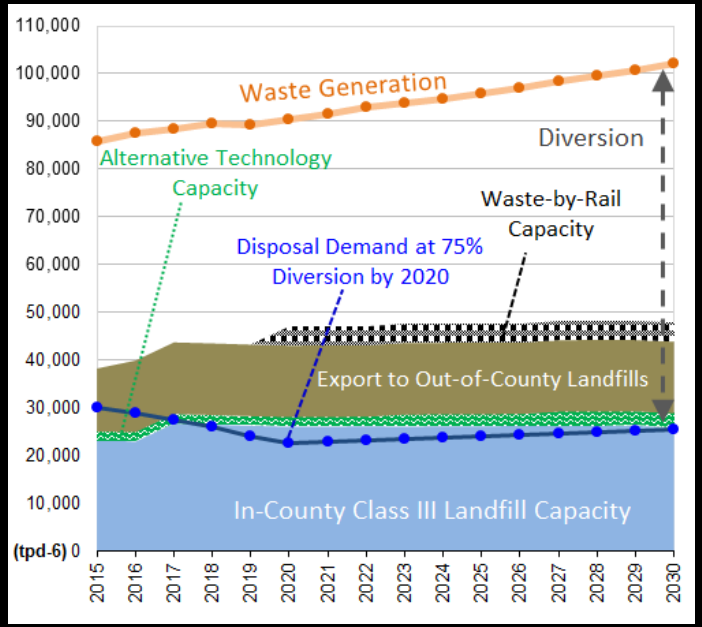


# Siting Element Scenario:

## All Solid Waste Management Options Considered Become Available

**Assumptions:**

- 75 percent diversion rate by 2020
- In-County landfill expansions
- Alternative technology capacity
- Increase in out-of-County capacity

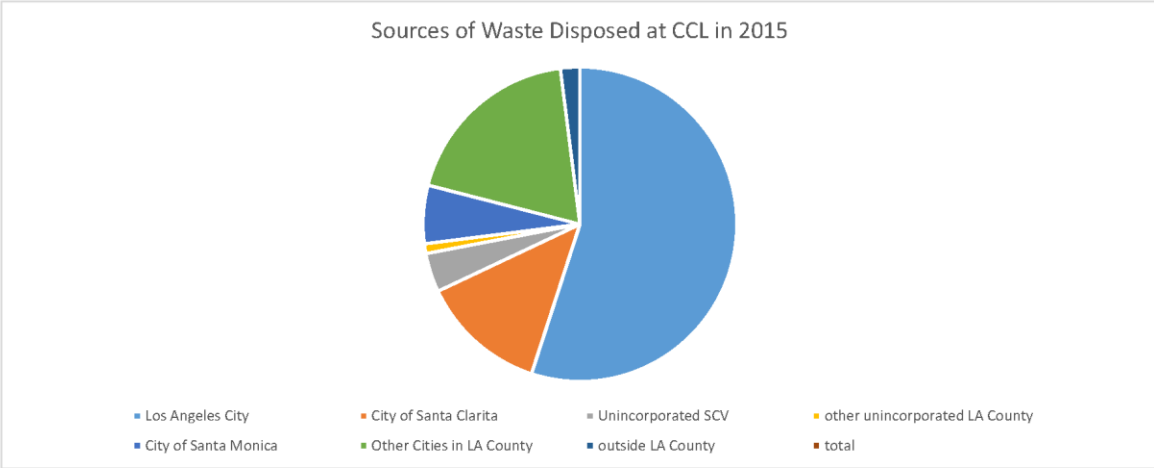



***Disposal capacity would be adequate through a multi- faceted approach**

# Long-term Strategy

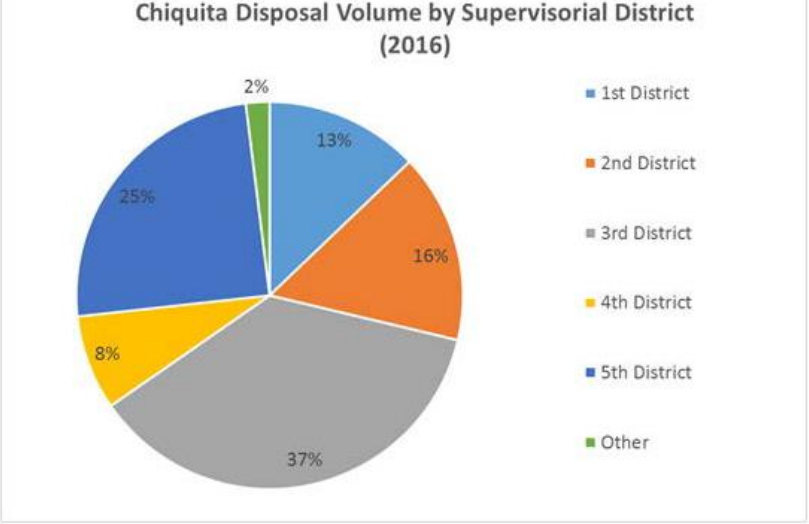
- Increase waste reduction and recycling
- Provide in county disposal capacity to the extent that is environmentally and technically feasible
- Facilitate the development of alternatives to landfills such as conversion technologies
- Facilitate access to out of county/remote disposal facilities
- Board of Supervisors' adopted policy to achieve a diversion rate of 95 percent or greater by 2045 for the Unincorporated County Areas

# Existing Sources of Waste Disposed at CCL in 2015




| Place | % |
|---|---|
| Los Angeles City | 55 |
| City of Santa Clarita | 13 |
| Unincorporated SCV | 4 |
| other unincorporated LA County | 1 |
| City of Santa Monica | 6 |
| Other Cities in LA County | 19 |
| outside LA County | 2 |
| total | 100 |

# Origin of waste at CCL, 2016




SD1 – 13%
SD2 – 16%
SD3 - 37%
SD4 – 8%
SD5 – 24%
Other – 2%

# Main Regulatory Agencies for the Landfill

- State-Cal Recycle (landfill), AQMD (air quality), RWQCB (water quality); CDFW (fish and wildlife impacts); CARB (Greenhouse Gases)
- County- Local Enforcement Agency (LEA) (DPH Solid Waste Management Program)(Solid Waste Facility Permit); DPW-Environmental Programs Division (collects landfill fees, verifies waste and beneficial use quantities, disposal capacity planning); DRP (enforcement of CUP, IMP & MMRP)

# Existing Landfill Working Face



# Existing LFGTE Plant



# Main Landfill Expansion Area



# Aerial of Chiquita Canyon Landfill from Southeast



# Main Landfill Expansion Area





# Existing and Proposed Land Uses

- Existing Land Use: Class III Landfill
- Maximum 6,000 tons per day of waste disposal
- Proposed Land Use: Class III Landfill
- Maximum 12,000 tons per day of waste disposal requested

## Existing and Proposed Landfill Map

- Current approved waste footprint area: 257 acres
- Current area used: 251 acres
- Proposed expansion area: 143 acres
- Proposed total waste footprint area: 400 acres
- The property will remain 639 acres overall.
- Maximum landfill elevation of 1,573 feet above sea level requested

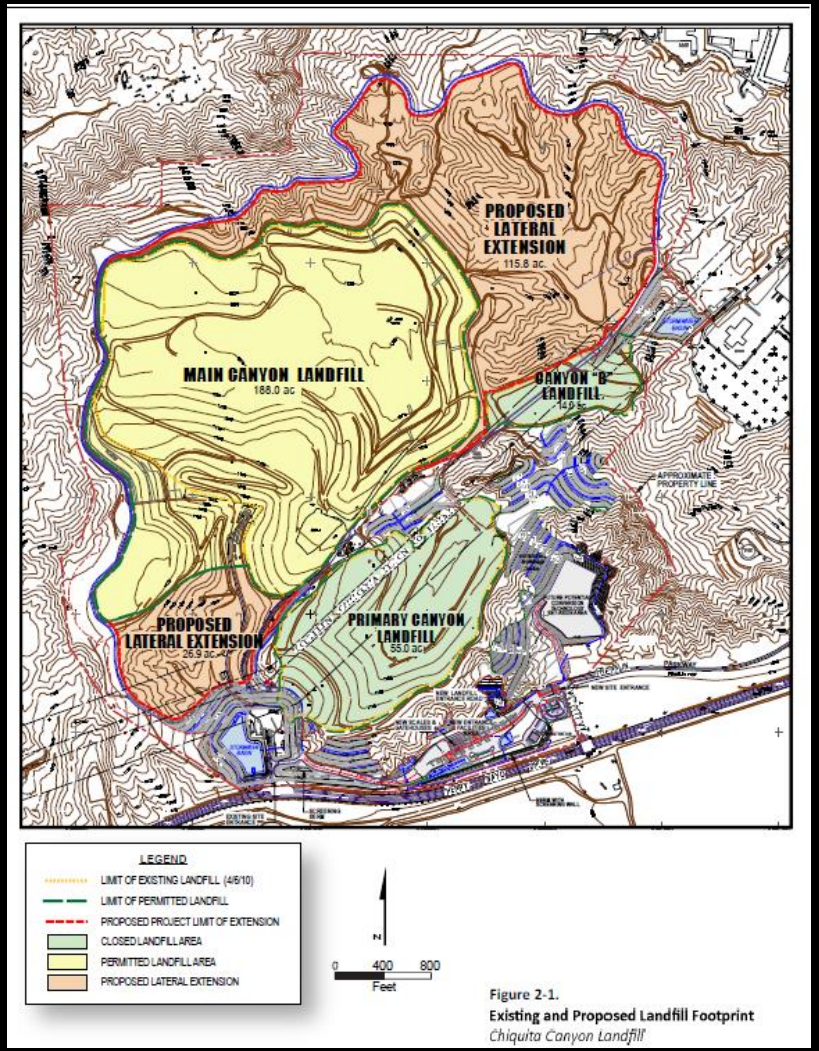



Figure 2-1.
**Existing and Proposed Landfill Footprint**
*Chiquita Canyon Landfill*

# Project Comparison

**Proposed Project**

| Type of material | maximum tons per year |
|---|---|
| waste disposal | 3,120,000 |
| beneficial use + composting | 910,416 |
| total | 4,030,416 |

**Recommended Conditions**

| Type of material | |
|---|---|
| waste disposal | 1,400,000 |
| beneficial use + composting | 700,000 |
| total | 2,100,000 |

# Maximum Landfill Height

- Existing maximum landfill height allowed is 1,430 feet.
- Applicant requested maximum height of 1,573 feet.
- Based on the total tonnage of 46.8 million, the maximum landfill height would be 1,495 feet.
- If the maximum landfill height remains at 1,430 feet, then tonnage limit would be 34 million tons.

# Recommended Project Conditions

- Daily combined waste disposal limit plus beneficial use materials of up to 12,000 tons per day; Maximum weekly limit is 30,000 tons and maximum limit of 50,000 tons per week of all materials; Annual limit of 2,100,00 tons, including up to 1,400,000 tons of waste and 700,000 tons of beneficial use materials.
- New entrance and support facilities on Wolcott Way
- Development of a Household Hazardous Waste Facility (HHWF)
- Mixed organics composting operation
- Set-aside of land for potential future conversion technology
- No sludge, medical waste, hazardous waste, radioactive waste, and other prohibited materials
- Reporting requirements and Implementation and Monitoring Program (IMP)

# Key Conditions & Mitigations

- The CUP may be in effect for up to 30 years, or when the tonnage limit of 46.8 million tons is reached, whichever occurs first.
- Periodic Review at 10 years and 20 years
- IMP may be updated during Periodic Reviews
- Air Quality Monitoring
- Odor Impact Minimization Plan & odor control measures
- Leachate liner systems for groundwater protection
- Annual reports and regular ongoing monitoring.
- Out of Area fee:  higher fees for waste from outside of the Santa Clarita Valley; fee is highest for waste from outside LA County.

# Environmental Impacts in Final EIR

- All Project Impacts, including Traffic, Biological Resources, Geology, Hydrology, etc. to be reduced to less than significant after implementation of mitigation measures of MMRP.
- Significant and unavoidable impacts:
  - Air Quality
  - Greenhouse Gases & Climate Change

# Oak Tree Permit

- Removal of 4 existing oak trees in area of new entrance facilities, near existing office and the south landfill expansion area are required due to the project.
- Trees are to be replaced with mitigation trees at a ratio of 2:1.

# Conclusion

- Recommend approval of the CUP and OTP for Chiquita Canyon Landfill, subject to the draft Conditions, IMP, and MMRP and certification of the EIR.




# Master Plan Revision

An environmentally sustainable future for solid waste disposal

# Tonight:

- Who we are
- Who we are not
- Environmental impacts
- Conditional Use Permit
- Support and Supporters

# Who We Are

- First permitted in 1965
- We are a regional landfill serving all of Los Angeles County
- We are “Switzerland”
- We are NOT Sunshine Canyon Landfill
- We are the most compliant landfill in Los Angeles County

# Who We Are - Large

"Status Quo" 2016

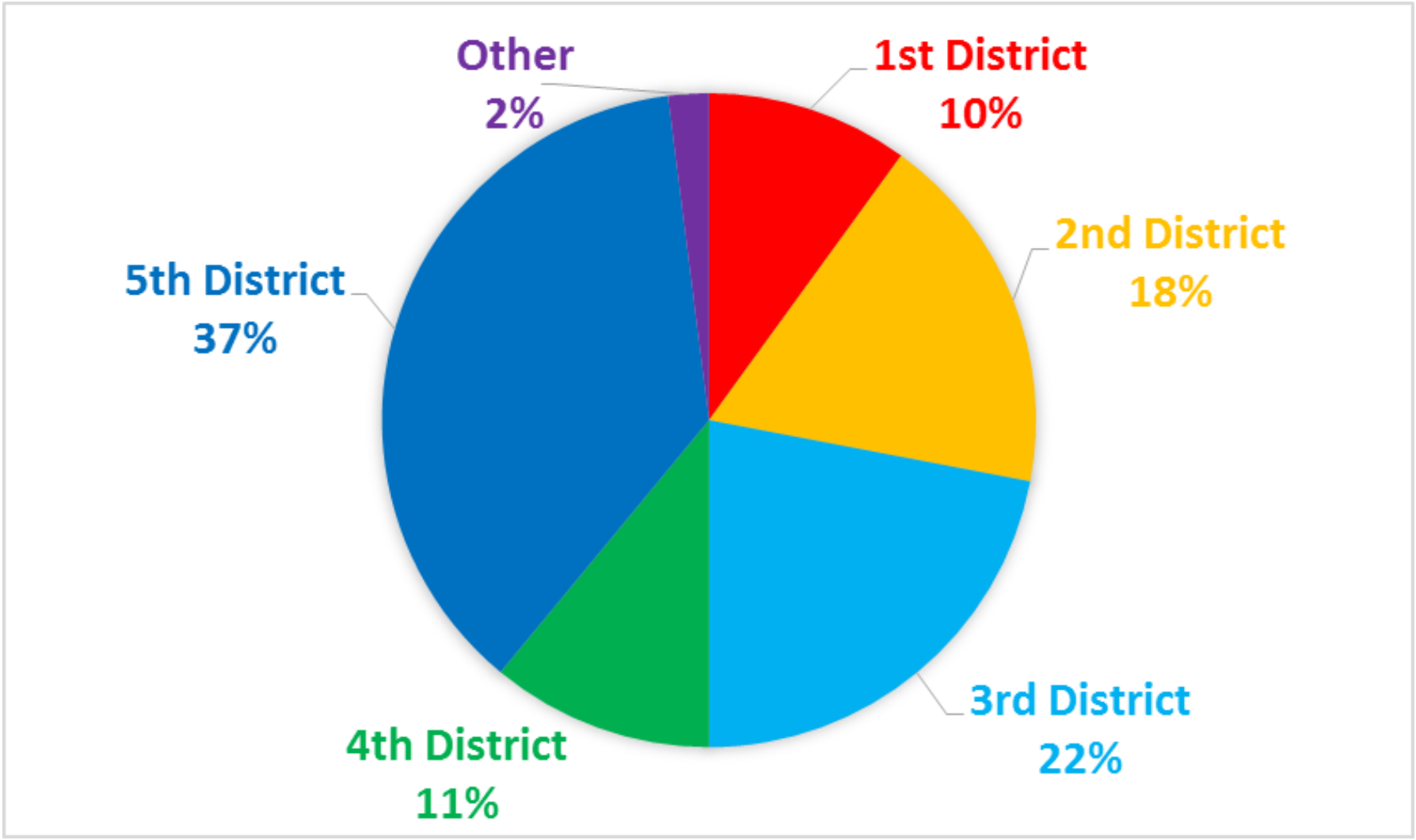
Volume - Tons

- Annual 2,892,887
- Peak Week 68,573
- Peak Day 15,125

Nighttime Operation

- 184 times in 2012
- 51 times in 2016

# Who We Are – Regional



# Who We Are - “Switzerland”

- Neutral: we don’t compete with our customers
- No predatory pricing
- Critical to independent/family-owned haulers

# Who We Are Not

- We are not Sunshine Canyon Landfill
- We are bigger

| | CCL | Sunshine |
|---|---|---|
| Annual volume | 2.9 MM | 2.4 MM |
| Higher peak days | 15,125 | 12,100 |
| Average day | 9,362 | 8,300 |

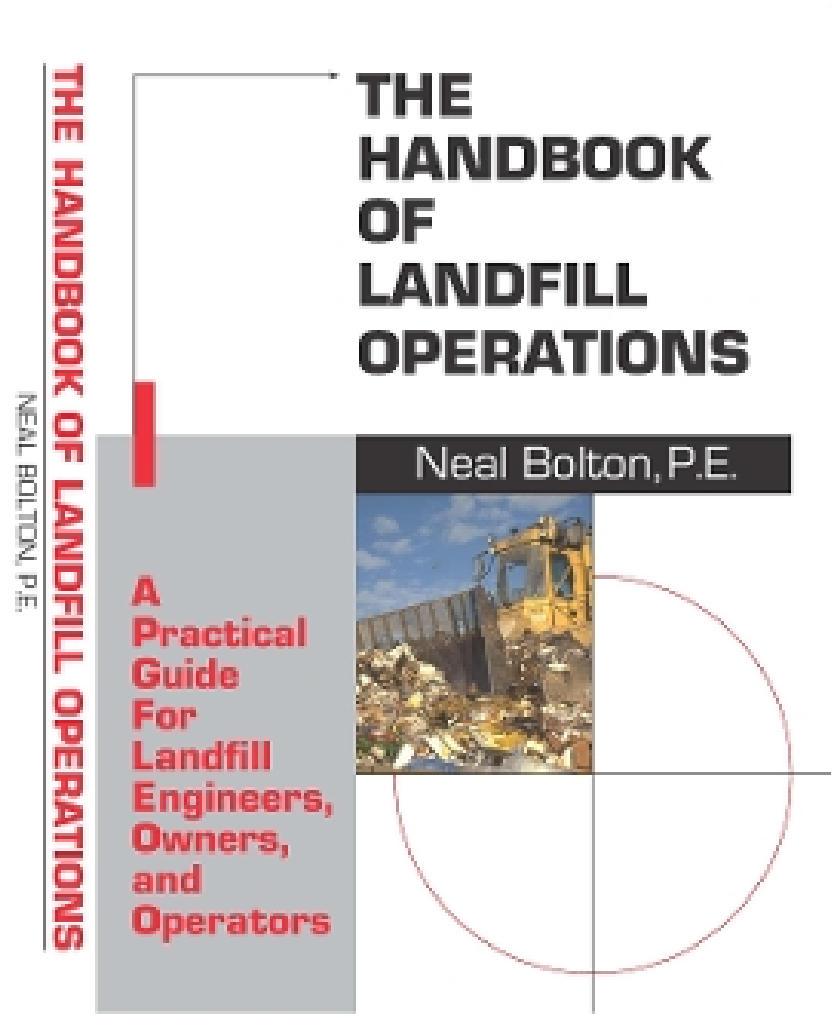
- Most compliant vs least – Polar opposites

# Who We Are Not

| | Chiquita Canyon | Sunshine Canyon |
|---|---|---|
| Notice of Violations | 1 (10+ years) | 180 (8+ years) |
| Class Action Litigation | NO | YES |
| Orders of Abatement | NO | YES |

# Excellent Compliance Record

- Blue Ridge Services
  - Wrote the book
  - Trained CalRecycle staff



# Blue Ridge Findings

*"Chiquita Canyon Landfill is a well-run facility as evidenced by the cleanliness of the site and its excellent compliance record. It is able to achieve this high standard, in part, by wisely utilizing beneficial reuse materials."*

*"The more material a facility diverts from the landfill and uses for beneficial use, the more likely it will be in compliance with Title 27 regulations."*

# Environmental Impacts

- No significant impacts in 12 resource areas. Notably:
  - Traffic
  - Noise
  - Water Quality
  - Visual

# Environmental Impacts

- Significant environmental impacts – two areas
  - Air Quality
  - Greenhouse Gas Emissions
- Reducing the size of the project **does not** eliminate these impacts

# Current Reality vs. Proposed CUP

| Tons | 2016 | Proposed CUP | Variance | |
|---|---|---|---|---|
| Daily Average | 9,362 | 6,730 | 250 days | 81% |
| Peak Day | 15,125 | 12,000 | 46 days | 16% |
| Peak Week | 68,573 | 50,000 | 37 weeks | 71% |
| Annual | 2,892,887 | 2,100,000 | 38% higher | |

# County Goals

- *"The County acknowledges that although all the scenarios assume an increase in diversion rate, there will be significant challenges in developing the processing capacity needed by the 2020 deadline."*
- *"Therefore, maintaining adequate reserve (excess) capacity will be essential in ensuring that the disposal needs of the County are met throughout the 15-year planning period."*
- How does reducing all current tonnage metrics accomplish this?

# Proposed Conditional Use Permit Fees

- 356% increase $7.7 MM → $27.3 MM
- Unrelated to project impacts
- Cut and paste from Lancaster Landfill CUP
- Highest fees for any landfill
- Customers will leave
- Duplicate community agreements

# Proposed CUP - Other Exactions

- Future public park on private land - $25 MM
- New entrance + HHWF - $17 MM
- Enclosed composting - $12 MM

# Giving Back to the Community

SANTA CLARITA VALLEY Chamber of Commerce

WEST RANCH TOWN COUNCIL

SANTA CLARITA VALLEY ECONOMIC DEVELOPMENT CORPORATION

VICA SINCE 1949

Castaic CHAMBER OF COMMERCE

VIA VALLEY INDUSTRY ASSOCIATION

BizFed Los Angeles County Business Federation

SCV Latino Chamber of Commerce

# Giving Back to the Community

SCV Senior Center
SANTA CLARITA VALLEY COMMITTEE ON AGING

SOROPTIMIST
Best for Women
Greater Santa Clarita Valley

Samuel Dixon
Family Health Centers, Inc.

YOUTH PROJECT

cal ARTS

LIONS INTERNATIONAL

CHILD & FAMILY CENTER

10th Anniversary

Habitat for Humanity

WiSH Education Foundation

The Foundation for Children's Dental Health

ZONTA CLUB

singlemothersoutreach of Santa Clarita

CASTAIC AREA TOWN COUNCIL

# Logix Story

- Logix Federal Credit Union new campus on Franklin Way
- Extensive research conducted by Logix staff
- Concluded no negative impact from CCL on 700+ employees

# Supporters

- Elected officials
- Residents
- Community business groups
- Community non-profits
- Customers
- Vendors
- Employees




# Thank you

and type of trees to do this and to provide adequate access to monitoring wells. Trees may be planted on slopes on either side of the ridgeline provided the above objectives are met and such planting is practical.

c. Nothing in Condition 9b or elsewhere in these conditions shall be construed to prohibit the permittee from applying for new permits to expand the landfill or to otherwise modify the conditions of this grant.

d. The net tonnage placed in the landfill shall not exceed 30,000 tons per week (5,000 tons per day average based upon 6 working days per week).

e. The net tonnage of waste placed in the landfill on any given day shall not exceed 6,000 tons.

f. Net tonnage shall not include:

- Clean dirt or other approved materials used for daily cover, to cover and prepare interim and final fill slopes, or for [illegible] construction purposes; and

c. Nothing in Condition 9b or elsewhere in these conditions shall be construed to prohibit the permittee from applying for new permits to expand the landfill or to otherwise modify the conditions of this grant.

[illegible] and 7,700 tons maximum [illegible] Board of Supervisors, upon the joint recommendation of the Local Enforcement Agency and the Director of Public Works, determines that an increase is necessary to appropriately manage the overall County waste stream for the protection of the public health and safety. Not more than 355 days of overages may be given over the life of this grant.

# LETTERS RECEIVED

# REGIONAL PLANNING COMMISSION MEETING WEDNESDAY, MARCH 1, 2017

# PROJECT NO. R2004-00559-(5)

Clayton/Ruiz 2004-00559-5

RECEIVED
MAR - 1 2017

# Chiquita Canyon Landfill

## Analysis by SWAPE

# Paul Rosenfeld Ph.D.

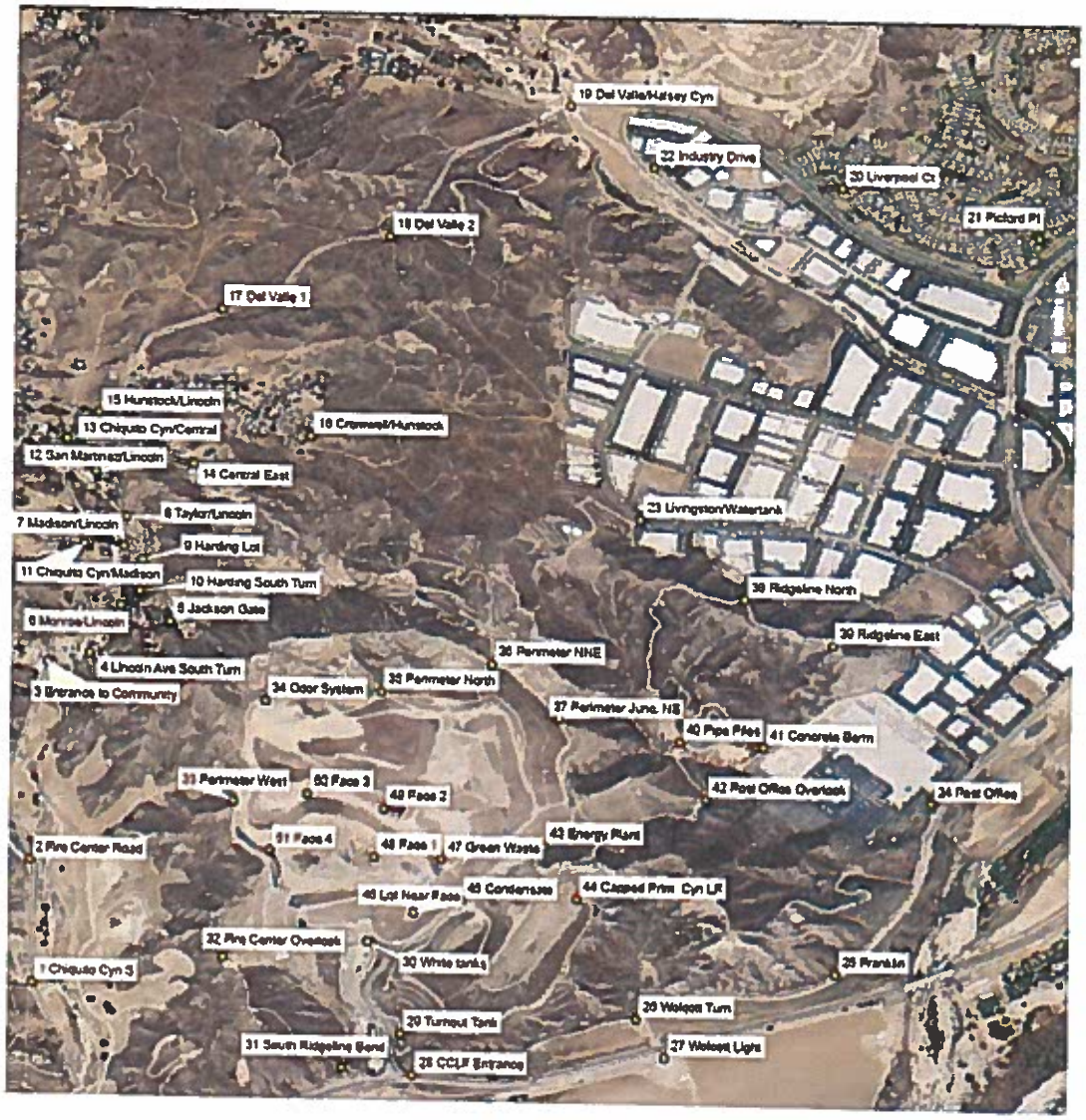
- Credentials:
  - Ph.D. Soil Chemistry, University of Washington, 1999
  - M.S. Environmental Science, U.C. Berkeley, 1995
  - B.A. Environmental Studies, U.C. Santa Barbara, 1991 (evaluated biosolids and related odors)
  - Testified at deposition and/or at trial as an expert witness on numerous cases involving environmental contamination and exposure assessment and human health risk assessment
  - Co-authored several books concerning environmental contamination and best practices in the chemical industry and authored numerous papers
  - Founder and principal environmental consulting scientist at SWAPE
  - Developer of the urban odor wheel and author of papers on its applications

# Work with Chiquita Canyon Landfill

- Have also worked with many landfills on behalf of regulators and community groups related to odors.
- First conducted an odor study at CCL in 2005.
- Chiquita Canyon is one of the most clean, most well-run landfills I have witnessed.
- The landfill has vertical and horizontal vapor extraction pipes, which is among the most extensive systems I've observed.
- My most recent report (2016) is included in the EIR for the Proposed Project (Appendix H5).

# Odor Sampling at CCL

- 51 locations sampled
  - 24 locations on the landfill
  - 27 locations in surrounding areas
  - 14 locations in Val Verde
- Total of 3,789 data points collected



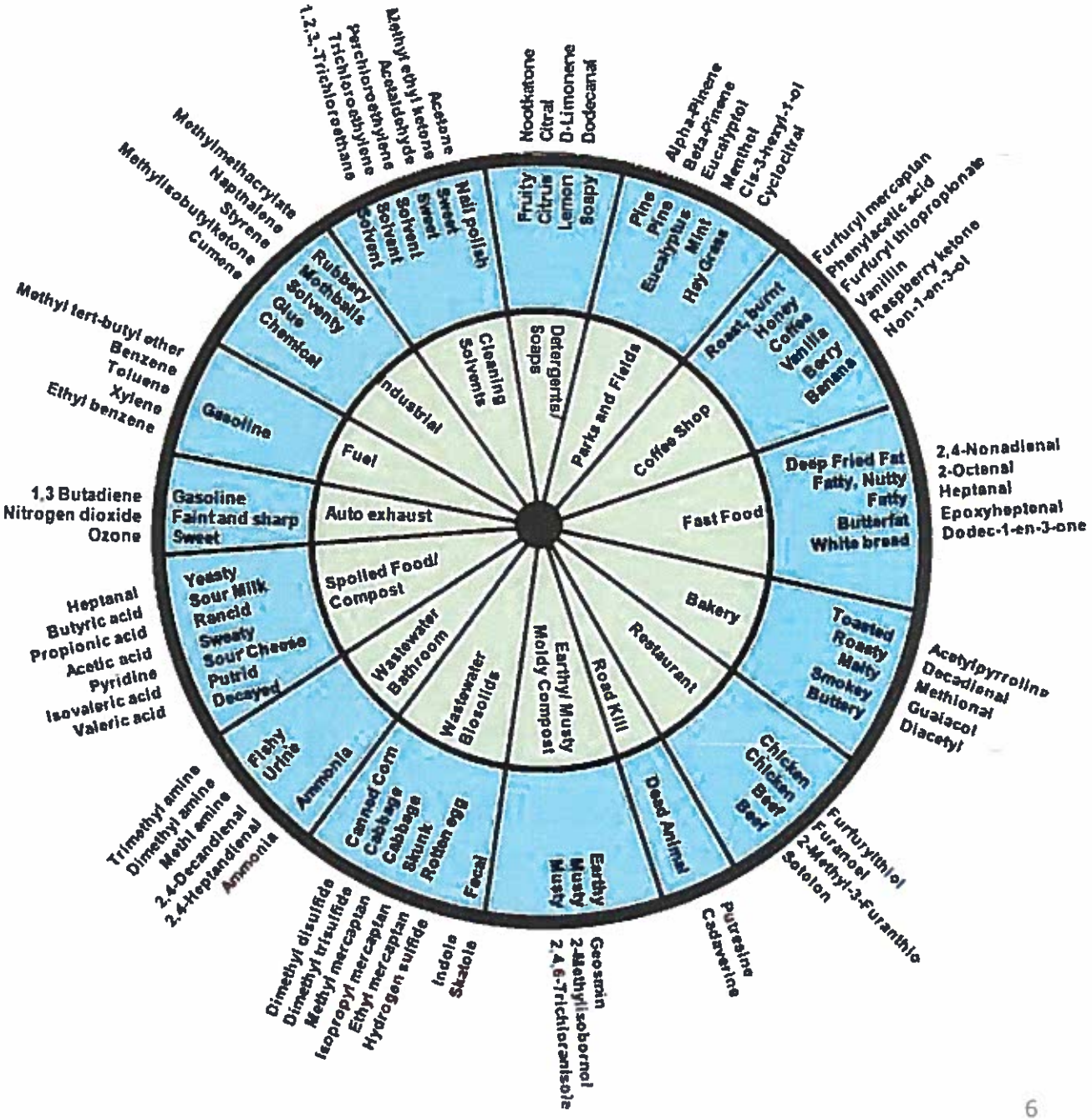

Source: Soil / Water / Air Protection Enterprise. Chiquita Canyon Landfill Odor Survey Draft Report.

# Summary of Sampling Results

| Landfill or Offsite | Location Group | Average D/T | Average Hedonic Tone | Most Common Descriptor | 2nd Most Common Descriptor | Percent of Odors Attributed to Landfill | Percent of Odors Suspected Unknown Sources |
|---|---|---|---|---|---|---|---|
| Offsite | Chiquito Canyon | 0.8 | -0.2 | No Odor | Parks and Fields/ Nature | 9% | 7% |
| | Val Verde South | 0.8 | -0.1 | No Odor | Parks and Fields/ Nature | 1% | 5% |
| | Val Verde North | 1.0 | 0.2 | Parks and Fields/ Nature | No Odor | 1% | 9% |
| | Del Valle | 0.7 | -0.2 | No Odor | Parks and Fields/ Nature | 1% | 5% |
| | North Community | 0.9 | 0.6 | No Odor | Fragrant/ Fruity | 0% | 2% |
| | Industrial | 1.2 | 0.3 | No Odor | Soapy | 3% | 8% |
| | Southeast Roads | 0.6 | 0.2 | No Odor | Parks and Fields/ Nature | 1% | 5% |
| Landfill | Landfill Entrance | 1.1 | -1.0 | Spoiled Food/ Decomposition | No Odor | 49% | 2% |
| | South Landfill | 1.6 | -0.8 | No Odor | Spoiled Food/ Decomposition | 36% | 4% |
| | Southeast Landfill Perimeter | 2.2 | -1.1 | No Odor | Spoiled Food/ Decomposition | 37% | 0% |
| | North Landfill Perimeter | 1.9 | -0.4 | No Odor | Spoiled Food/ Decomposition | 35% | 0.3% |
| | Northeast Ridgeline | 1.3 | 0.7 | Parks and Fields/ Nature | No Odor | 2% | 3% |
| | East Landfill | 0.4 | 0.2 | No Odor | Parks and Fields/ Nature | 1% | 1% |
| | Working Face | 28.9 | -4.0 | Spoiled Food/ Decomposition | Musty/ Moldy Compost | 96% | 0% |

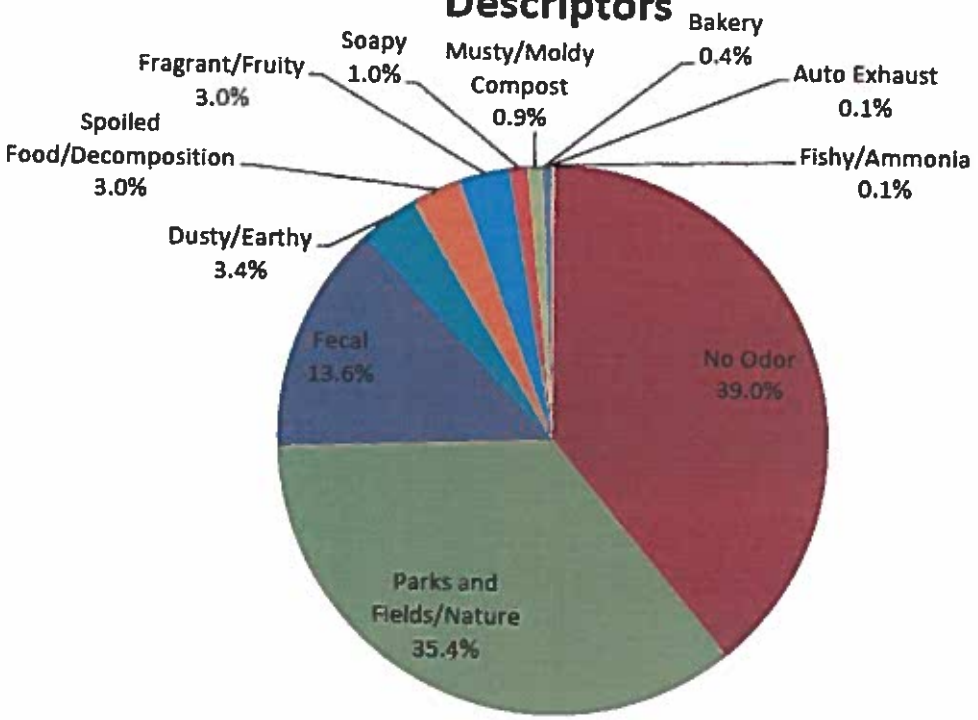
Source: Soil / Water / Air Protection Enterprise. Table 3.1. Chiquita Canyon Landfill Odor Survey Draft Report.

# Urban Odor Wheel

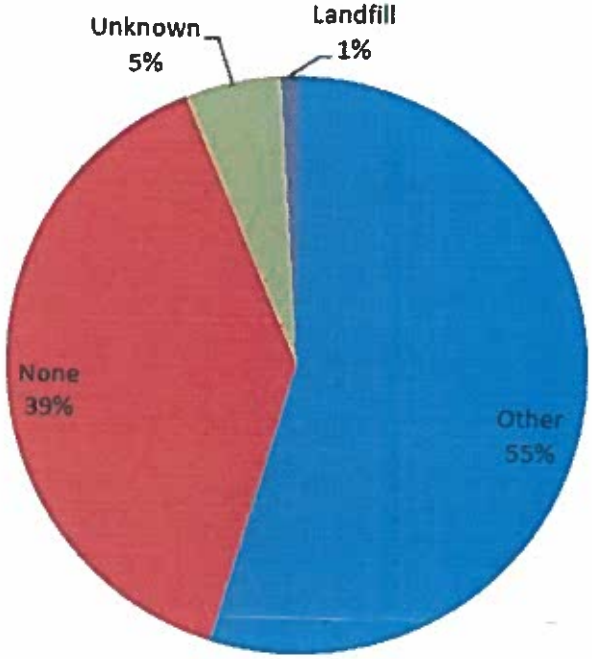


# South Vale Verde Community

## South Vale Verde Community Locations: Odor Descriptors

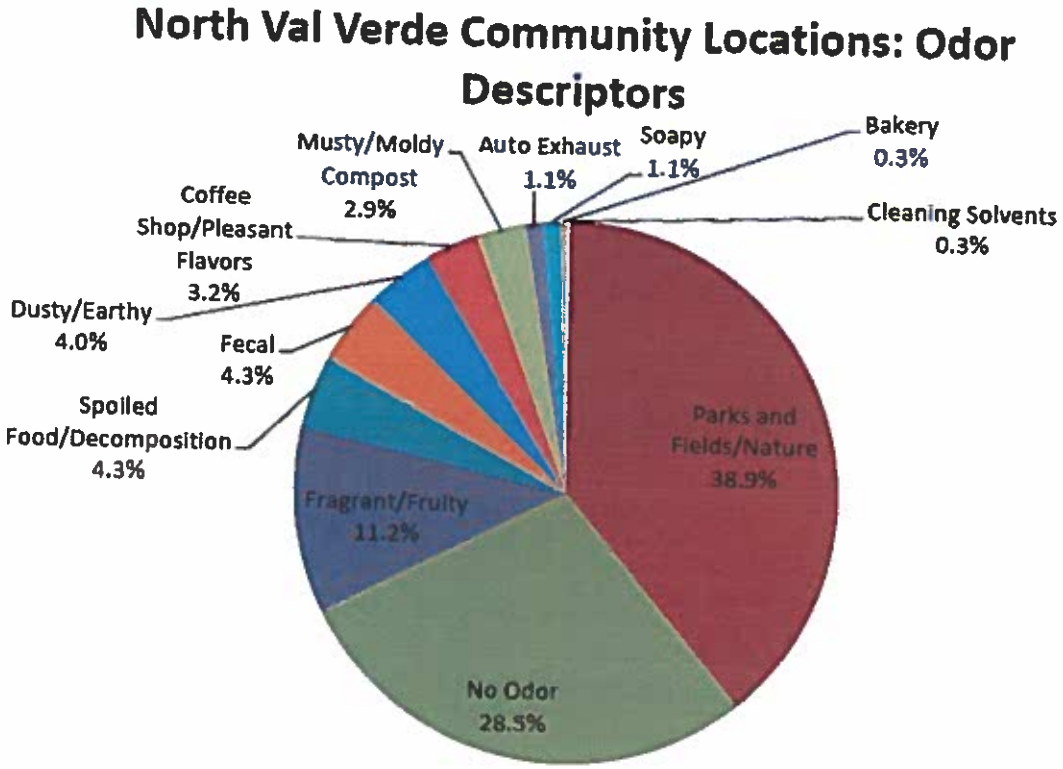


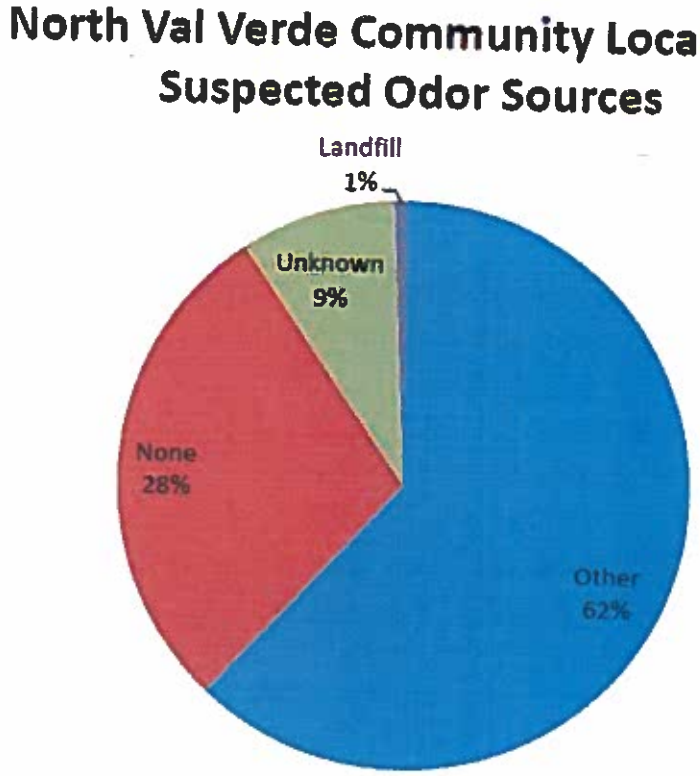

## South Val Verde Community Locations: Suspected Odor Sources




Source: Soil / Water / Air Protection Enterprise. Appendix D. Chiquita Canyon Landfill Odor Survey Draft Report.

# North Vale Verde Community

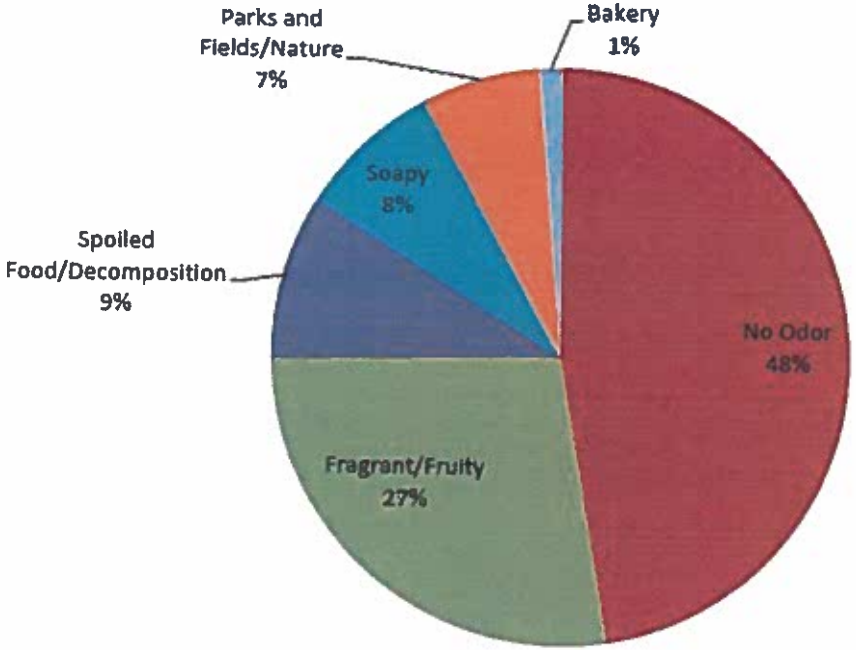


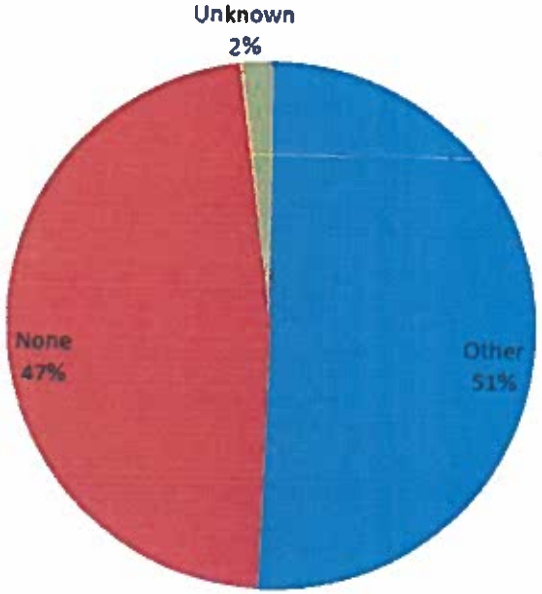

Source: Soil / Water / Air Protection Enterprise. Appendix D. Chiquita Canyon Landfill Odor Survey Draft Report.

# North Community

## North Community Locations: Odor Descriptors




## North Community Locations: Suspected Odor Sources




Source: Soil / Water / Air Protection Enterprise. Appendix D. Chiquita Canyon Landfill Odor Survey Draft Report.

# Conclusion

- Within the boundaries of the landfill itself, trash odors were only regularly detected very close to the active working face.
- Very few odors were detected outside of the landfill.
- Odors potentially related to the landfill were only confirmed once within the Val Verde community.
- Odor impacts from the landfill are less than significant.

Sara Sage

Sageknees@gmail.com

29069 Keningston Road

Val Verde, CA 91384

R2004-00559-5
3-1-17 RPC
Clagnon/Ruiz

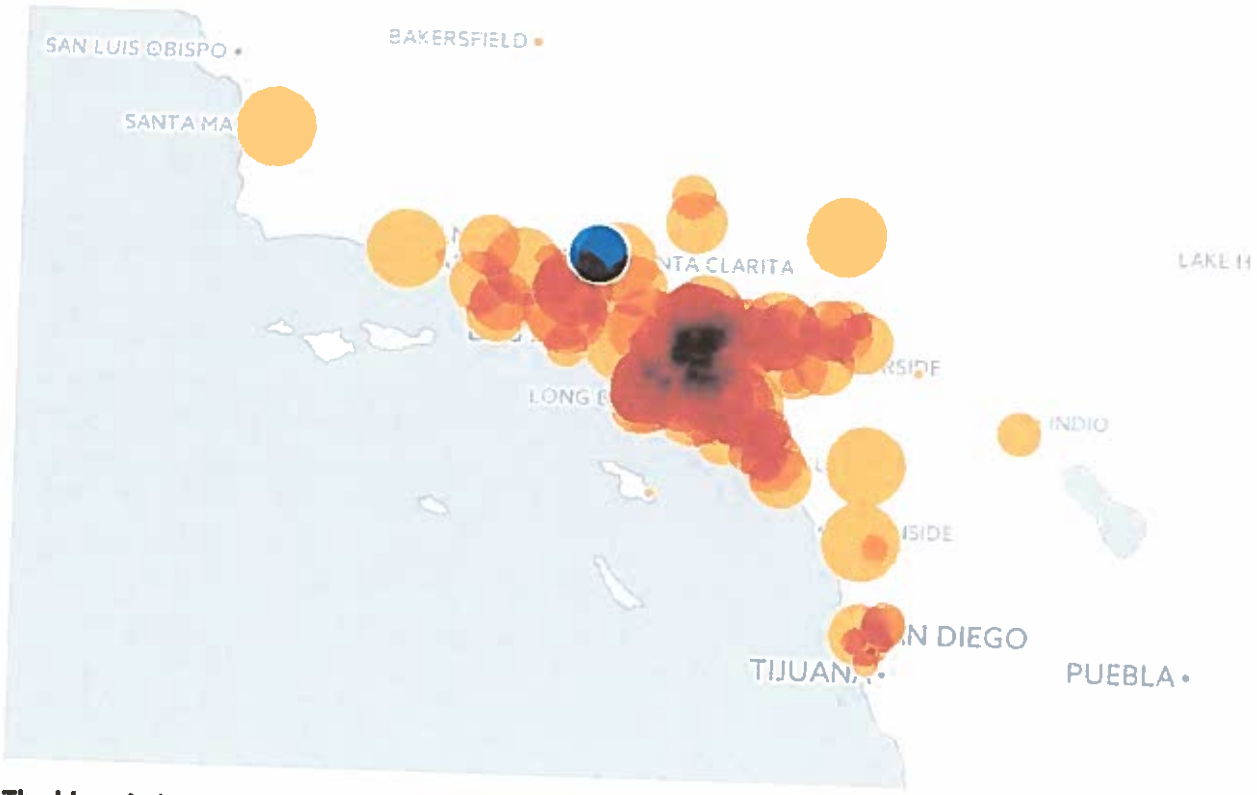
**Resident opposed to the expansion of Chiquita Canyon Landfill and opposed to a permit renewal.**

One of the most concerning aspects of the Chiquita Canyon Landfill expansion request is that the City of Los Angeles and the County of Los Angeles will increase reliance on out-of-area land disposal sites in which waste (items that are no longer wanted or needed) will be transported via prime roads and prime fuels as big rig trucks carry literal waste.

How will the County of Los Angeles meet air-quality standards **for Santa Clarita Valley** if Chiquita Canyon Landfill is expanded?

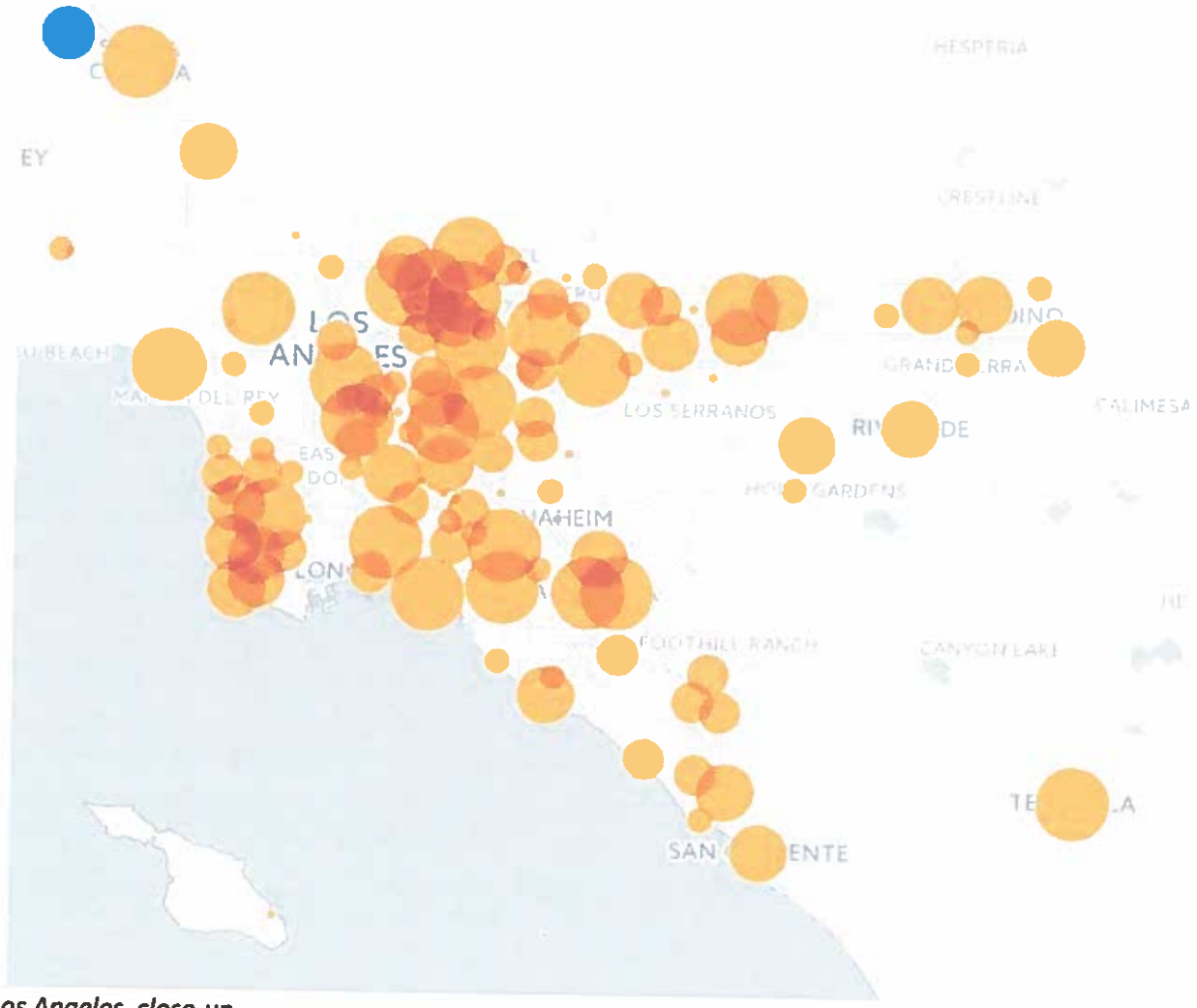
Santa Clarita is a **current** nonattainment zone for Lead, Methane, Ozone, Carbon Dioxide, Nitrogen Dioxide, PM 2.5 and PM 10. Traffic from waste trucks will increase levels of these air pollutants.

Below is a heat map using waste-origin data from Cal Recycle, using years 2009-2015:

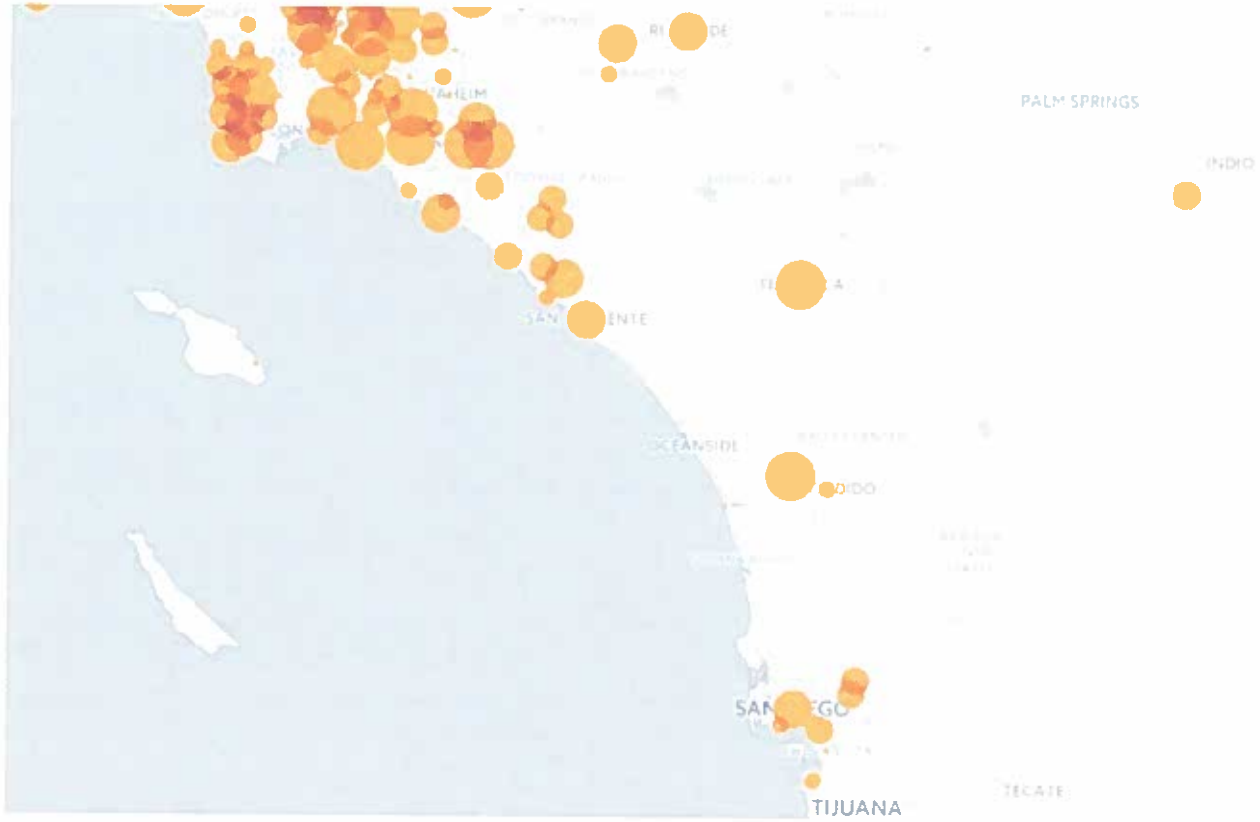



**The blue circle represents Chiquita Canyon Landfill and the orange circles represent municipalities sending waste to Chiquita Canyon Landfill. The more waste a municipality sends to CCL, the larger its circle is on the map.**

*Data retrieved from: http://www.calrecycle.ca.gov/LGCentral/Reports/DRS/Origin/FacSummary.aspx*




*Los Angeles, close-up*




*South Bay/San Diego close-up*



*Santa Clarita/North Valley close-up*

R2004-00559-5
3-1-17 RPC
Claghorn / RRUIZ

Comments for Public Hearing
On Chiquita Canyon Landfill expansion permit
By
Laurel Taylor
Silver St., Val Verde

There is nothing new here. This is a familiar story played out repeatedly in this country on very large scales, like the Dakota Access Pipeline or Flint Michigan, or in our case, a very small scale. But the theme is the same. Powerful and wealthy corporations profit by marginalizing and diminishing people who do not have the resources to defend themselves. This wouldn't be happening in Stevenson Ranch , just as Bismark flatly refused the pipeline access under it's citizens which then sent the project onto the reservation where poor indigenous peoples can be exploited.

Well, I'll tell you something. I love this little community. I love that it is rural and quiet. I love that I have neighbors who watch out for each other. I don't love one neighbor though. There is one neighbor who seems to always take advantage of us and that's Chiquita Canyon Landfill. I am frankly terrified at the thought of them doubling their acreage. If I can smell the odors now, sitting in my backyard filled with rose bushes ,I cannot imagine the stench if you allow this expansion to happen. The barrage of odors are a clear nuisance not to mention disgusting. I had a Halloween party and late at night my friends started asking, "What is that awful smell?!!" So, yeah, does the landfill impact me, my quality of life, and my enjoyment of my home and property, an emphatic yes!! If you allow this expansion, you deny me my right to enjoy my home.

Like a pusher that has created a parasitic relationship , CCL has purchased our compliance and silence with programs and assistance. By virtue of the fact that they spend that moneu is proof positive that they are doing something shady and need to bribe people. I, for one, say keep your handouts: it is not worth the cost to have the countries largest landfill, accepting 12,000 tons a day of waste and 240 more trucks a day clogging and smogging my backyard with nuisance odors. I want to keep my rolling hills, and quiet neighborhood. I have a right to enjoy my home. We are no longer for sale. But this pusher, CCL needs your collusion . Consider this carefully: they can't do anything that you don't allow them to do, and we don't have a draw down account to protect us from them.

Let's end this. You have the opportunity to do the right thing, if not the profitable thing, the right thing. I am asking you to please deny the expanxion of CCL. Don't enable another corporation to marginalize and victimize people. I hope you will consider my thoughts as if you and your children lived in our quiet, humble community.

The very fact that we are here tonight proves that CCL cannot be trusted to act in good faith. The fact that they have asked for this expansion proves that they won't even honor their own agreements which stated that they would close when a certain tonnage or date was reached. Well, that was passed by. They have been engaging in nasty little tricks with our neighborhood, like getting people to sign pro landfill documents when they didn't know what they were signing. They claimed

sponsorship of a local children's camp activity which was patently false! They have taken sludge, which they were never permitted to do. They are only interested in profiteering, not what's best for my community, our health and enjoyment of our homes. We live here and we don't need this ongoing nuisance!
I want to know, specifically how you plan on addressing the multiple issues this will cause.

-Traffic- the 5freeway is already a nightmare commute, we don't need 240 trucks coming up here, particularly from as far away as Riverside county where there current landfill facility is still able to take waste

-Air quality, which includes smog and diesel fumes from the aforementioned additional trucks, as well as additional on site vehicles, bulldozers etc.

-Air quality, meaning noxious fumes and the stench which could only escalate dramatically if this is put through

Let me quote someone here, "the permittee shall comply with all rules for odor abatement and prevention. The permittee shall not allow odors to become a nuisance in adjacent residential areas. Permittee shall take all steps to abate that nuisance. If permitttee despite the application of the best available technology cannot abate the nuisance odors .... The permittee shall terminate such operations."
It is clear to me that CCL cannot or will not abate the nuisance odors. It is time they honored their original agreements and close, having met their maximum tonnage. I realize, trash must go somewhere. Well, it's time to utilize Mesquite rail waste facility which sits idle waiting. Why risk nuisance lawsuits, poisoning groundwater, and harming a residential community.
Let's end this. You have the opportunity to do the right thing, not necessarily the profitable thing, but the right thing. I am asking you to please deny the expansion proposal of Chiquita Canyon Landfill. Don't enable another private profiteering corporation to marginalize and victimize people. I hope you will consider my thoughts as if you and your children lived in our quiet, humble community.

Comment [11]:
Comment [12]:
Comment [13]:

R2004-00559-5
3-1-17 RPC
Claghorn/Ruiz

History of Dishonest Acts by the Chiquita Canyon Landfill

- Made agreements with the Val Verde Civic Association that they broke (tonnage intake, date landfill would close)
- Substituted a paragraph into that agreement that nothing in the agreement would prohibit the landfill from re-applying for a new date. Residents and signers did not realize the document had been switched. Fifteen years later we thought it was nearly over. (Some of the original signers are still in Val Verde and deny they ever agreed to this.)
- Flyer circulated to residents designed to look like it was from the Val Verde Civic Association, urging residents to support the landfill (I have a flyer.)
- Having Spanish speaking residents sign landfill support statements before admitting them to the Free Dump Day agreed to in the original contract between Val Verde and the landfill
- Bribing (I have the emails from him about it) my "independent" scientist, Dr. Paul Rosenfeld, who I originally recruited for the VVCAC, away from the VVCAC
- Now claiming that the independent scientist reportedly made over 2025 air tests in 25 days. However, he has a contract now, in which he is sworn to secrecy and could not confirm or deny this.
- Pretending not to know why the scientist didn't come to our VVCAC meeting (when they knew he would not be coming, as they had bought him off)
- Having their attorney write us a letter about how there is nothing the CAC can do except have public meetings, and that any more (like testing the air, consulting an expert for advice) would put us in jeopardy. (No sub committees allowed, no informal meetings, no consultations, no attorney advice, none of which is true.)
- Declined to stop using green waste, until after stealing Rosenfeld.
- Stopped using green waste, but denied they had made any changes. (They never acknowledge anything was ever wrong.)
- Knew that they were over their limit, but didn't tell us.
- When we learned at a meeting that they were over limit, Steve Casullo sat there, playing dumb and didn't tell us that they had already applied for a Clean Hands Waiver
- Lying to the press, saying that the VVCAC has been doing independent air testing with no negative results (our tests have been training/practice tests).
- Bribed the Castaic Area Town Council with 30 percent of our reparations if they never opposite the landfill, which caused our neighbors in Castaic to become hostile toward us.
- Circulated rumors to various organizations around Santa Clarita and Castaic that residents in Val Verde were hysterical, and the smells we complained about were from our own septic tanks.
- Threatening to sue members of the board for going against the landfill. So far three directors have resigned under threats.

Suspicions

- Bribed Vanessa (former VVCAC president and resident of Val Verde who was vehemently supportive of the landfill and hostile to neighbors and residents)
- Bribed Greg Kimura on the Castaic Area Town Council (who suddenly switched his position from anti-landfill to pro-landfill)
- Influenced LA County Supervisor Deputy Rosalind Wayman to cancel meetings of the VVCAC until after the deadline to submit complaints on the DEIR.

Comments I Hope to Make Tonight RE: The renewal of the Chiquita Canyon Landfill
By Dr. Faye Snyder, forensic evaluator
Resident of Val Verde since 1994

I evaluate contrary and competing arguments and character for a living.

I joined the Val Verde Community Advisory Committee to find out if our air is toxic or not by pushing for local testing of the air. Since then, I have seen the real politics of this landfill and experienced their dishonesty as a primary tool of persuasion. I actually heard Board of Supervisor Deputy Director Rosalind Wayman slip and say, "We have been focused on trying to get the landfill approved." (See VVCAC Minutes posted to the website for late 2016, probably September.)

I have found that the pro-landfill people—including all of you—are not honest people. We acted with honor and we have been met with deception.

- We obtained an agreement with the landfill and the county in 1997 that guaranteed us that the landfill would close at a certain date or tonnage. All of you broke that promise in both ways, by tonnage and date.
- After we discovered that the landfill was over tonnage, they threatened members of the VVCAC legally for accepting information from the community and for meeting without their supervision, even though they are not members of the board.
- I found a top scientist for the VVCAC, but before I could hire him, he told me the landfill was trying to bribe him not to test for us. I know they succeeded, because he didn't show up to our meeting and left a message on my voicemail representing that he couldn't talk to me anymore.
- After they exceeded tonnage, you granted them a clean hand's waiver behind our back. We never saw that coming. That's apparently your hidden ammunition to break agreements with the residents who needed your protection and integrity.
- I've seen flyers created by the landfill to look like they were by the Val Verde Civic Association, urging residents to vote for the landfill to keep the mitigation fees, which the residents never see anyway.
- With over 100 in attendance our residents voted unanimously to reject landfill money so we wouldn't have to live with the bad smelling air anymore.
- The landfill began asking Spanish-speaking residents who brought trash in on the free dump day to sign a document in English before they could leave their trash; it said they were residents of Val Verde that support the landfill.
- Our once pro-landfill board hired a friend of the landfill to assess their compliance and give them a clean report card. He didn't tell us the landfill was near capacity.
- He then solicited the job of hiring someone to test the air, thereby replacing the scientist they stole. He refused to answer to me; and notified the landfill of the days and the locations before testing.
- The landfill now advertises in their public relations campaign that their scientist and our scientist has reported no problems with the air, and they use the VVCAC as a source. This information is untrue. We have not been able to test, because of shifting air in the canyon and a research requirement of simultaneous multiple tests at different sites.
- The landfill made a video with the only two residents of Val Verde who have politically allied with them and sold us out. The video states we used to have gangs and now we don't, because of money from the landfill. That is a complete misrepresentation. We never had gangs.
- The landfill has so much money to drum up support that it looks very much like they are buying votes. They are also connected to our local newspaper and other Santa Clarita

politicians. These pro-landfill people here must also be clearly bought off with donations. They have no skin in the game.

For someone else to read:

We have an inordinate amount of medical issues all along Lincoln less than 500 yards from the landfill including asthma and other lung problems, headaches and major memory deficits, such as expressive language disorder and cancer. The VVCAC asked the county for a medical survey, but we were stalled into oblivion. Everything is too late now, and there will be no meaningful mechanism on the horizon for overseeing this landfill, not that there ever was.

You chronically lie to us, mislead us and deceive us. We have witnessed the politics of this process and find that all of you lack integrity. We are being emotionally abused and physically neglected by the government that was supposed to protect us. You are complicit in all of this, when you are not literally shepherding the landfill, because you want their money.

We have been reporting the smells of landfill stench for years, for nothing. It doesn't matter. It makes it look like you have considered our opinion without having to consider us at all.
You have been making promises and breaking them without informing us. You have these community meetings to make it look like our opinions matter. This is all busy work. But, our opinion never mattered. This is a charade. Our compliance with this process makes it look like we were considered. This is politics. You don't care about us. You never did. You never will. We have been scammed.

R-2004-00559-5
3-1-17-RPC
Flaghorn/RRUIZ

March 1, 2017 Chiquita Canyon Landfill Expansion Hearing Comment

Hello my name is Louise Logan
I have been a resident of Valencia since 1989.

I oppose the expansion of the Chiquita Canyon landfill.

It is a corporation like any other: Its goal is to make a financial profit.

But the department of regional planning responsiblities are much broader. Please consider the frequent odors and other issues that individual homeowners in Val Verde and parts of Castaic must endure with even the current landfill size.

When the Chiquita landfill originally opened it was placed in a relatively unpopulated area outside of Los Angeles. Not unlike the location of the Mesquite landfill today.

Since then however the Santa Clarita Valley has become an incorporated city with a growing population.

The expansion of this landfill will overburden our local roads and other infrastructure. It will place current and future residents, schools and businesses into close proximity with the landfill.

A large master-planned community collectively known as net zero and others will likely become its neighbor.

Even the best run operations make mistakes.
No one controls when or where earthquakes will occur.

Please do not put the air-quality and water resources at risk in this ever-growing Santa Clarita Valley. I urge you not to allow this proposed expansion to go forward.

Thank you for your time.

Clagnwm/RRuiz
Project R2004-00559-5

RECEIVED
MAR - 1 2017



February 18, 2017

Mr. Sam Dae
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012

RE: Chiquita Canyon Landfill CUP Application

Dear Mr. Dae:

I'm writing on behalf of the West Ranch Town Council, and a 37-year local resident, in support of the Chiquita Canyon Expansion. Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring environmental and related impacts to ensure the Valley's natural resources are protected.

I believe that there is one thing that we can all agree on. Our trash needs to go somewhere, and if people don't want the landfill then people need to stop creating trash. They have been providing an important service to the homes and businesses in the Valley and this expansion will ensure that the landfill can continue to responsibly meet solid waste needs. The West Ranch Town Council looks to the expects at the Department of Regional Planning, L.A. County, and the 5th District Supervisorial office, for their recommendations regarding daily waste capacity at the Chiquita Canyon Landfill.

The Council believes that the Partial Recirculated Draft EIR addresses community concerns and that the expansion of Chiquita Canyon is in the best interest of the unincorporated Los Angeles communities (Sunset Pointe, Southern Oaks, Stevenson Ranch, and Westridge) represented by the West Ranch Town Council.

In looking at the Partial Recirculated Draft EIR, it is clear that Chiquita Canyon is carefully considering the potential environmental, noise, traffic, and cultural impacts of daily operation, as well as the resulting byproducts of the construction and expansion process. Through monitoring and mitigation, Chiquita Canyon will be able to address needs and issues as they develop – something we feel is vital to protecting the long-term interests of the region and ensuring the ongoing support of area residents.

I applaud the continued efforts of Chiquita Canyon Landfill to manage and process the solid waste needs of the region in a responsible and safe manner. The members of the town council look forward to our continuing partnership with Chiquita Canyon and to helping protect the solid waste needs of the Santa Clarita Valley and the LA region for years to come.

Sincerely,

Dave Bossert
President, West Ranch Town Council

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

**David Bossert/ West Ranch Town Council talking points 02.01.2017:**

- Good evening. My name is Dave Bossert, President of the West Ranch Town Council.
- Tonight, I come before you as both the WRTC President, as well as a resident of Stevenson Ranch, who is in full support of Chiquita Canyon.
- The West Ranch Town Council voted unanimously to support Chiquita two years ago, and we recently reaffirmed that support with yet another unanimous vote two weeks ago.
- I believe that there is one thing that we can all agree on. Our trash needs to go somewhere, and if people don't want the landfill then people need to stop creating trash.
- Chiquita Canyon has been providing an important service to the homes and businesses in the Valley and this expansion will ensure that the landfill can continue to responsibly meet solid waste needs.
- Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring environmental and related impacts to ensure the Valley's natural resources are protected.
- Only 1 acre of the entire landfill is used as the working face during the day where waste is disposed of, compacted and covered over.
- That's only 1 acre in the middle of a 649-acre site.
- There is no question that this is a sound and environmentally sensitive project being thoughtfully managed for the future of our communities.
- Yet, there is a small but vocal group of bullies that tried desperately to whip up some residents with bogus information while bullying others, including me, with threats, rumors, and outright lies.
- Any one of these bullies coming before you tonight talking about tonnage and truck traffic is ill-informed about the project.
- This is why the West Ranch Town Council, which represents more than 18,000 residents, looks to the County for determining issues related to trash tonnage.
- We applaud the ongoing efforts of Chiquita Canyon Landfill to manage and process the solid waste needs of the region in a responsible and safe manner.
- Thank you.

Claghorn/Ruiz

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MAR - 1 2017
R2004-00597-5

# THOUGHTS ON CHIQUITA

March 1, 2017 Hearing

**Like the Blind men assessing an elephant, one can consider Chiquita from many differing perspectives. Positive benefits are accrued to:**

| | |
|---|---|
| • Profit Center for a large Corporation Shareholder value | 12.09% ytd |
| • Invests in Val Verde amenities, non-profits in community | Good PR |
| • Value of service provided to Southern California communities | Trash Removal & Disposal |

**On the other hand, the cost is totally born by residents of Val Verde & the SCV:**

| | |
|---|---|
| • Impact to air quality | BAD AIR |
| • Impact to I-5 traffic | Commute Time & Accident Rise |
| • Reduces the quality of life for all residents | At home time & Health Issues |
| • Potential impact to Santa Clara river & local aquafers | Pollution of Water resources |
| • Damage to the health residents of nearby communities | Illness/Reduced longevity |
| • Lowered property values | Never a good outcome |
| • Social Justice -Should Val Verde & The SCV bear the cost? | Moral Ethical Issues |

**THE WISDOM OF SOLOMON ~~is~~ Should not be required here. How would he divide the elephant? How will YOU?** An easy decision; people first — then profit!

**Sally White, 26242 Park View Road, Valencia CA 91355** sallywhite24@sbcglobla.net

Sally White

Fernandeño Tataviam Band of Mission Indians
Tribal Historic & Cultural Preservation

Rudy J. Ortega, Jr.
*Tribal President*

*Tribal Historic & Cultural Preservation Committee*
Steve Ortega
*Chairman*

Project No R2004-00559-5

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MAR - 1 2017
Claghorn / R-Pln

Sent via e-mail: Richard Claghorn (rclaghorn@planning.lacounty.gov)

Sent via mail to:

Richard Claghorn
Los Angeles County Department of Regional Planning
320 W. Temple St., Los Angeles, CA 90012

March 1 2017

**RE: Formal Comments Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code section 21080.3.1, subdivision (b), (d) and (e) on the Final Environmental Impact Report (ENV-200400039) for the Chiquita Canyon Landfill Project (CCLP) (Proposed Project)**

The Fernandeño Tataviam Band of Mission Indians (the Tribe) thanks you for the opportunity to comment on the Final Environmental Impact Report (ENV-200400039) for the Chiquita Canyon Landfill Project (CCLP). As expressed in our letter of April 12 2014, the Tribe entered into an agreement with Chiquita Canyon, LLC (CCL) on the matter of the Chiquita Canyon Landfill Project (CCLP). The Tribe is providing CCL with construction monitoring and cultural resource oversight services for the CCLP.

The Tribe feels strongly that mitigation measure CR-3 as stipulated in *Chapter 9- Cultural and Paleontological Resources* adequately ensures the Tribe's involvement in the protection of tribal cultural resources. We also agree with "9.9.2.1 Cultural Resources" of the FEIR, which stipulates that the implementation of mitigation measures CR-1 and CR-3 would address both potential Proposed Project impacts to cultural resources, as well as potential cumulative impacts. In addition, we support mitigation measure BR-15, which requires CCL to coordinate with the Tribe to provide a monitor during the removal or disturbance of native oak trees at CCL, if desired by the Tribe.

The Tribe has not only identified the potential for cultural resources within the CCLP proposed grading and excavation, but also protected and preserved known significant cultural sites within the Project's area of effect. As the Tribe tied ancestrally and historically to the Project property, we are confident that the FEIR adequately protects our cultural spaces and materials, and ensures appropriate measures of preservation.

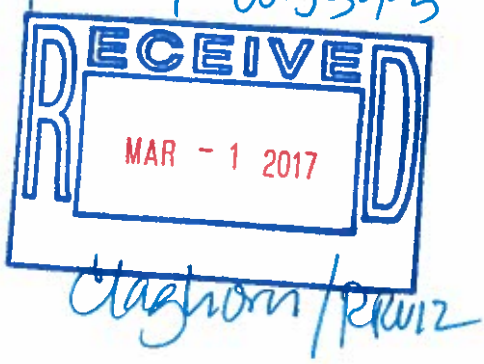
Sincerely,

Rudy Ortega Jr.
Tribal President

1019 Second Street, Suite 1 | San Fernando | California, 91340 | (818) 837-0794 | Fax (818) 837-0796 | thcp@tataviam-nsn.us

L. Carder

R 2004-00559-5




Claghorn/RPC12

March 1, 2017

**To:** Mr. Richard Claghorn
Los Angeles County, Department of Regional Planning
320 West Temple Street, Room 1348
Los Angeles, CA 90012

**From:** Lloyd Carder II
30530 Remington Rd.
Castaic, CA 91384

CHIQUITA CANYON LANDFILL, DRAFT ENVIRONMENTAL IMPACT REPORT

Chiquita Canyon Landfill Final EIR
Project No. R2004-00559-(5)
Conditional Use Permit No. RCUP200400042
Environmental Case No. RENV 200400039
State Clearinghouse No. 2005081071

Dear Mr. Claghorn,

As President of the Castaic Area Town Council, I have the following comments on the EIR. These comments are not the position of the council, nor do they contain any motion from the council, but rather they are my comments in representing my community that elected me to the council:

I would like to start by stating the time given for the public and local agencies to comment on the final EIR is totally inadequate. The gravity of the project impacts to my community and number of pages in this document would require **90-120 days** for proper commenting. **Example**: The Castaic Area Town Council is blocked form commenting due to the Brown act notification time lines we must adhere to, due to the very short comment period given on this EIR.

**Topical Response 5.**
From the EIR
*"A number of commenters stated that Val Verde and the Chiquita Canyon Landfill (CCL) signed a legal agreement in 1997 stating that the landfill would close when the total capacity of the landfill reached 23 million tons or on November 24, 2019, whichever came first. Commenters stated their belief that it was "guaranteed" that the landfill would close by 2019. It was suggested that the "agreement" or "contract" will be breached if the expansion is approved and that an extension of the landfill should be put on hold until the community and landfill come to agreement regarding the "agreement."*

This document formation was at the direction of the of LA County Planning and the Supervisors office, that the community make agreements and that the county would not be involved. This agreement was not only signed and authorized by members of the Val Verde community and

VVC as stated, but by the president of Newhall Land and Farm president: Gary Casamino, Castaic Area Town Council Member: Ruth Griffin, Landfill representative and SCOPE Member: Marry Farmer. This document was agreed to be added to the final document as negotiated by the signers along with similar documents by these same signees that were not left out. This seems to be a case of **"fraudulent omission"**, knowing that the community did not have the resources to have any legal apparatus pour over the hundreds of pages of the finalized documents to look for missing agreements.

Today our community is **again NOT being represented by LA County** in any fashion including support of how to prevent a repeat of the fraudulent contract tactics of Chiquita Landfill in 1997. Therefore, the reasoning for my request asking for the California Attorney General to be added to this process so that the county rightfully will be held accountable for any future agreement failures was denied by the Landfill setting up a repeat of the same possible crime.

From the outside LA County, has chosen only some of the document thus the hands free waiver to continue operation after the tonnage max was reached and ignores the closure requirements of this same contract. How this agreement can only be partially used by the county must be reviewed.

**Topical Response 27B**
The following statement by the EIR is extremely misleading and false in content. The One Valley One Vision (OVOV) general plan was adopted by both the City of Santa Clarita and the unincorporated areas of the entire Santa Clarita Valley. Any added restrictions such as the CACSD will be used as an overlay to the OVOV rules. The OVOV regulations supersede to original county regulations for such designations as Heavy Algaculture or A2-2.

**Statement 27b**:
"*The One Valley One Vision General Plan, June 2011, describes City of Santa Clarita and County of Los Angeles standards to preserve hillside areas and significant ridgelines. The Proposed Project is not located within the City of Santa Clarita and therefore, the discussion of hillside areas and significant ridgelines within the city is not applicable to the Proposed Project. The Proposed Project is located within the County of Los Angeles. Los Angeles County standards to preserve hillside areas and significant ridgelines relevant to the Proposed Project are found in the CACSD .*"

The One Valley One vision plan along with the CACSD is required to be incorporated into the any expansion plan if approved.

**Topical Response 56-24**

The concern comments over the 114 acre proposed advancement to the north into the Industrial park is further made extremely important by the recent finding of **extreme land slide activity** in this area. The resent CSD violation caused by the grading on the Catellus Valencia LLC project (Tract PM60030) has raised cause to reconsider any development of this area due to sever landslide potential. If for any reason should grading for the landfill cause an extremely possible landslide condition. Such a landslide would cause possible leachate, daily cover and trash flowing downhill into the industrial park and school locations. This proposed site is extremely concerning along with the potential impacts on the local businesses in the park. Grading on this site has caused slides on the back sides of the remaining hills affecting trails along them.

**Response to Comment No. 56-15 and topical 7-1**

*"Please see revised Chapter 11, Air Quality, of the Partially Recirculated Draft EIR, which includes an updated health risk assessment for the Proposed Project.* " In a recent ARB report it was shown that the air calculations used by generators following their regulations are up to 80% low. It is stated in that report that the recommendation is that real data be collected to confirm calculated data.

Supervisor Antonovich requested the real long term data be gathered by a true 3rd party and be presented before any decision is made by the board. To date NO long-term data gathering has been done to meet this promise to the CATC members at that meeting.

I ask again that the county supply the needed funds for the University of San Diego to do the study since they have the most experience and their data was used to formulate the CARB report.

**10e. Air Quality Monitoring and Topical 7-1**

*The EIR statement "Air Monitoring Data, of the Partially Recirculated Draft EIR, three of the nearest monitoring stations were used to gather information regarding the air quality around CCL: Burbank – West Palm Avenue, Reseda, and Santa Clarita stations. The Santa Clarita station is the closest to the Proposed Project site, approximately 7 miles from the landfill entrance.*

**The use of data so far from the Landfill site is not representative of the true nature of the effects to local, residents and business. The Santa Clarita Valley is a separate isolated smog zone.** While we are part of a larger smog area we are isolated from the remaining section by a mountain range and high pass. The landfill is west of the incoming wehter pattern called the "costal eddy" which pushes landfill gases into the City of Santa Clarita and the Landmark Village project. SCV has annually more first stage smog alerts than any area in the SF Valley, and one must ask why? We do not have the number of freeways and roads the valley does so what is the cause? We do not know.

Again, without real monitor data we cannot possibly know the effects of this proposed expansion. The present landfill alone will continue the present output of pollution, additional fill will only mean more pollutants being expelled into the air causing a larger area to be impacted.

**Topical Response 22**

The landfill contends that they are complying with the law concerning notification area of 1000 ft. The true impact of a land fill is beyond 1000ft. in the in our region. Presently landfill gases are detected in the Live Oak area, Hasley Hills and Castaic- Valencia industrial park. In Balboa and Granada Hills the effects of the landfill are seen as far away as 2.5 -3 miles away, causing schools to have to install special AC filter systems to remove the smells so classes can be taught and residents not being able to sleep with their windows open at night.

*"Los Angeles County has not only complied with the state's notification and review process, but has substantially exceeded the required public review period, and is not in violation of the Civil Rights Act. Notifications were sent to all property owners and tenants within a 1,000-foot radius of the landfill, according to state and county requirements. There is no requirement in the CEQA, or Los Angeles County's process, for an expanded notification process. However, notices were also sent to all addresses in Val Verde."*

An expansion will only further the effects presently being felt by the residents of Val Verde, Live Oak and Hasley Hills neighborhoods. This is not a standard housing project but rather a health hazard to both air and water. **The notification should have been increased but was not to minimize the negative outcry of the residents already in the affected zones**.

**56-19 Ground water Monitoring:**
**The following proposed sampling does not meet the federal standards:**

"Annual collection of a leachate sample, as required by the WDRs and MRP for CCL, is adequate, particularly as leachate is currently transported offsite for disposal. The Proposed Project proposes using leachate onsite for dust control only if WDRs for CCL are revised by the RWQCB"

**EPA Requirements for Municipal Solid Waste Landfills (MSWLFs)**
Groundwater Monitoring Requirements

MSWLF must begin an assessment monitoring program within 90 days of detecting a statistically significant increase in the constituents listed in Appendix I constituents. Samples must be taken from all wells and analyzed for the presence of all 214 constituents listed in Appendix II of 40 CFR Part 258 as a first step. The owner/operators must then establish the background levels for these constituents and establish a groundwater protection standard (GWPS) for each if any of the constituents listed in Appendix II are detected.
The GWPS represents the maximum allowable constituent level in the groundwater and is based either on the Safe Drinking Water Act (SDWA) Maximum Contaminant Level (MCL) for that constituent or the background level of the groundwater at the site if no MCL exists. The

background level is used for the GWPS in cases where the site-specific background level is higher than the MCL.
The owner/operators must resample for all previously detected constituents that are listed in Appendix I and Appendix II within 90 days of establishing the background levels and the GWPS. **Resampling must then be repeated at least semiannually.** The facility may return to the detection monitoring phase if none of the Appendix II constituents are found to exceed the GWPS for two consecutive sampling events. However, the owner/operators of the MSWLF must characterize the nature of the release, determine if the contamination has migrated beyond the facility boundary, and begin assessing corrective measures if any of the constituents are detected at a statistically significant level higher than the GWPS.

**Response to Comment No. 56-11**
Clarification on the landfill response to my comment. I was asking that the county require if they approve expansion that the Chiquita Landfill have a fully active green waste program and not have it shut down because it is not economical. Diverting green waste from the landfill must be a regulation not an option.

**Response to Comment No. 56-29**
Most residents in the surrounding area are aware of the 1997 agreement and that this facility should now be closed. The expansion will further impact the area of CATC regions 1-2-and 3 of the Castaic area. This furthered impact is believed to adversely impact the local land values as seen the Balboa area. Thus my request that the assessor's office submit a report on expected values if expansion is approved.

**Response to Comment No. 56-31**
The comment was in response to instructions given at the meeting where were not given comment cards but only requests to speak! We were instructed by the meeting door staff that we could comment on line or send written comments. This happened to my daughter so I am very informed on this.

The next issue was that it took over 20 mins to figure out how to translate for the first of 3 potential speakers after the equipment had broken down (never worked). After the one finally spoke and was translated the others left. As a member of the CATC I was embarrassed by this poor implementation of the meeting. I attended the meeting and will willingly testify under oath to the statements.

*"The County is in compliance with the State's notification process. Please see Topical Response #22, Public Scoping and Public Outreach.*
*The commenter is incorrect about the ability for attendees of the hearing examiner meeting to submit written comments. Attendees were provided with a comment card that could be filled out and provided to Lead Agency staff at the meeting or mailed to Lead Agency staff at a future date.*

ANTELOPE VALLEY DISTRICT OFFICE
848 W. LANCASTER BLVD., SUITE 101
LANCASTER, CA 93534
TEL (661) 729-6232
FAX (661) 729-1683

VICTOR VALLEY DISTRICT OFFICE
14343 CIVIC DRIVE, FIRST FLOOR
VICTORVILLE, CA 92392
TEL (760) 843-8414
FAX (760) 843-8348

SANTA CLARITA DISTRICT OFFICE
23920 VALENCIA BLVD., SUITE 250
SANTA CLARITA, CA 91355
TEL (661) 286-1471
FAX (661) 286-2543

# California State Senate

SENATOR
SCOTT WILK
TWENTY-FIRST SENATE DISTRICT

COMMITTEES
EDUCATION
VICE CHAIR
AGRICULTURE
VICE CHAIR
BUSINESS, PROFESSIONS & ECONOMIC DEVELOPMENT
VETERANS AFFAIRS
BUDGET SUBCOMMITTEE #4

3/1/17 RPC
Project No R2004-00559-5
Chagnon/RRuiz

March 1, 2017

Mr. Sam Dea
County of Los Angeles
Department of Regional Planning
320 West Temple Street
Los Angeles, CA 90012

Dear Mr. Dea:

As a State Senator representing the Santa Clarita Valley, I am pleased to write you to express my full support for the Chiquita Canyon Landfill.

Solid waste management and disposal is key to the success of any region, and Chiquita Canyon has provided this valuable service to the people of the Los Angeles area for more than 40 years. The proposed Master Plan Revisions will play a significant role in ensuring that the company is able to effectively handle our solid waste for decades to come.

Chiquita Canyon has emerged as a leader in environmental sustainability. They convert landfill gas to clean energy which powers more than 10,000 homes in the region each year. With the proposed project, they will not only create even more clean energy, but they have set aside space for a potential future conversion technology facility which will help redefine the way we dispose of waste.

The need for, and the benefits of continuing the landfill's operations, are carefully considered and supported by the environmental review documents. We need to be able to handle the waste we generate in the best way possible and with the lowest impact to the environment. Chiquita has shown both the desire and ability to fulfill those needs.

Chiquita Canyon hired a nationally recognized firm specializing in odor analysis to conduct an independent Odor Survey at Chiquita Canyon. The findings showed Chiquita does not create significant odor impacts to the surrounding community.

In addition to Chiquita Canyon's independent odor analysis, the Val Verde Community Advisory Committee paid for third-party air quality testing and review of Chiquita's CUP and permits. Val Verde's own consultants also concluded there were no issues related to air quality in Val Verde from the landfill. Additionally, the third-party report showed Chiquita Canyon was operating in full compliance with their operations permit.

CAPITOL OFFICE: STATE CAPITOL, ROOM 4090 • SACRAMENTO, CA 95814 • TEL (916) 651-4021 • FAX (916) 651-4921
SENATOR.WILK@SEN.CA.GOV

I applaud the ongoing efforts of Chiquita Canyon Landfill to manage and process the solid waste needs of our region in an environmentally responsible manner. I believe the proposed project will help the company effectively address the community's growing and ever-changing needs.

Sincerely,

Scott Wilk

Scott Wilk
State Senator, 21st Senate District

cc: Supervisor Hilda L. Solis, 1st District
Supervisor Mark Ridley-Thomas, 2nd District
Supervisor Sheila Kuehl, 3rd District
Supervisor Janice Hahn, 4th District
Supervisor Kathryn Barger, 5th District

3/1/17 RPC
Project no R2004-00559-5
Claghorn/RRuz

Dear Supervisor Barger,

When the Chiquita Landfill was opened in 1972, Santa Clarita and the surrounding areas consisted of beautiful countryside filled with open space. When the county renewed the contract in 1997, we were considered a small city. At that time, the contract specified that, when the landfill reached the level of 23,000 tons of waste, it would be closed. Today, we are a thriving metropolis with many plans for new construction on the drawing boards. Today, also, the landfill has reached its 23,000 ton footage capacity.

I respectfully request that you and the County of Los Angeles honor the contract that was signed in 1997, close the Chiquita Landfill and arrange for Southern California's waste to be shipped by rail to the Mesquite Landfill which has tremendous capacity and no residential areas anywhere near it.

Thank you,

Marguerite O. Stabile

Marguerite O. Stabile
23515 Lyons Avenue #178
Valencia, CA 91355
(661) 993-1881

**This is the letter circulated by Joe Messina, Chair 38th Republican Central Committee, and President of the Wm. S Hart School Board, POLITICIZING this issue.**

**Friends,**

As many of you know, the Democrats in the SCV have been actively mobilizing in preparations for 2018. They have disrupted events with Congressman Steve Knight, Senator Scott Wilk, and Assemblyman Dante Acosta. Every time they protest these events, and we do not show up to support for our legislators they feel more and more emboldened.

So emboldened they are now attacking one of our corporate friends and partners to our local Republican Central Committee, Chiquita Canyon landfill. Chiquita has been providing safe disposal of our waste in the Santa Clarita Valley for over 50 years. From all the information I have, and that has been studied by over-burdensome regulatory agencies I can attest to the fact they are doing a near perfect job. They have gone out of the way to minimize impacts and go above and beyond to be a good neighbor and community partner. Moreover, they create clean energy to power 10,000 homes each year.

The Democrats are headlining slick, Beverly Hills lawyer Bryan Caforio to speak out against Chiquita at their public hearing next week in an attempt to make the "Faux Santa Claritian" look like a local hero. Now is the time we mobilize for the good of the cause and turn out and support those who support us and to show the Democrats that we are not going to let them run wild unchecked and start disrupting long-term local businesses.

This is why it is vital that all Republicans be involved. **The fight starts NOW!**

Our friends and supporters at Chiquita have an important, high-profile hearing on their permit extensions next Wednesday, March 1, 2017, at 6 p.m. at Rancho Pico Jr. High in Valencia. Republican leadership has committed to bringing our supporters in mass to counteract the Democrat protests and lies. We do not need to speak; we just need to show up in support and wear a support sticker, t-shirt, or hat. That is all they are asking of us!

Please give us just a couple of hours of your time to be part of our movement!

**Thanks and see you next Wednesday, March 1!**

**Joe Messina**
**Chair 38th Republican Central Committee**




Here are the details:

**Wednesday, March 1, 2017, 6 p.m.**
**Rancho Pico Junior High School**
**26250 W. Valencia Blvd.**
**Valencia, CA 91381**

Please arrive by 5:45 p.m. and help support a long-time local business who has been supporting Republican candidates and organizations in the SCV! You can get your support materials in advance of the hearing by stopping by the TPC at Valencia between 4:30 and 5:30 p.m. that day.

2/1117 RPC
R2004 00559-5
Clagnon/Ruiz

**TALKING POINTS:**

Commissioners

- Good evening. My name is Lois Bauccio and I am the President and CEO of the Santa Clarita Valley Chamber of Commerce.
- Tonight, I come before you to speak in favor of keeping Chiquita Canyon operating, Business as Usual.
- The responsible management of solid waste is key to our growing region, and keeping Chiquita Canyon operating into the future with Business As Usual will address this issue.
- Chiquita Canyon Landfill is regulated by over 2 dozen government agencies, and after looking at the 10's of thousands of pages of reporting, we can conclude that Chiquita runs a clean and safe operation.
- Chiquita Canyon is a local business that contributes to the economy and was recognized as the Business of the Year by the Chamber in 2014.
- Local businesses have located and relocated to the Valencia Commerce Center adjacent to the landfill, knowing that Chiquita Canyon is a neighboring business.
- We recognize the important role that Chiquita Canyon plays in the Santa Clarita Valley and the region as a whole.
- The Santa Clarita Valley Chamber of Commerce supports the continued operations of the landfill, which will continue the region's ongoing partnership with the company and protect our solid waste needs now and in the future.
- We ask that you approve Chiquita Canyon so they may continue their business operations into the future.
- Thank you

*Dave Bossert- Commentary*

*Dave Bossert is a community volunteer who serves on a number of boards and councils. He is an award winning artist, filmmaker, and the author of Remembering Roy E. Disney: Memories and Photos of a Storied Life. He also co-authored Disney ANIMATED which was named by APPLE iPad APP of 2013. His commentaries represent his own opinions and not necessarily the views of any organization he may be affiliated with or those of The SCV Beacon.*

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**Vanessa Brookman**-Commentary

In response to Ramon, he's correct, flyers went out to every home, approx 780 houses (not sure who paid for the VVCA distributed ones) but they went out TWICE, so every home was aware. And only 112 or so residents turned out for a meeting to show they wanted the landfill closed. ♦♦♦Out of approx 2500 residents, only 112 people are concerned enough to show up!♦♦♦ So, now... Let's think about that! That leaves 2388 (approx) who either don't care, aren't concerned, or just know the landfill will stay open and are happy with the funds continuing and even increasing to do when more in our community! Anyone who has dealt in local politics for any amount of time, and Ramon is new to this arena so it's not really his fault, but we KNOW, people only turn out when they are against something, very few ever turn out in support of something, especially in Val Verde... People on the side of closing the landfill have already been playing with intimidation tactics, yelling, name calling and as you've even seen here in this article comments... Impersonation. 2388 people didn't care to show up, they obviously aren't worried. I know I've never been worried. Vanessa Brookman, Val Verde resident since 2005

**admin**-Commentary

LOL!! Is that all you got? I am always entertained by individuals who cannot engage in a conversation that has any substance or deals with the subject at hand. All you can do is attack me on a misspelled word. I guess I will have to run my "I'm a terrible speller" commentary again. As for "ubiquitous" it means "ever-present," as in ever-present environmental club members that show up at any expansion or building/development related matter in SCV; you know the no-growthers! We'll have to disagree on the semicolon use. I actually like semicolons to breakup thoughts; you seem to be very angry in your comments and apparently unable to string constructive ideas together that pertain to the subject matter. I can sense your jealousy about my book; you should use you real name when you write comments it would show that you have a spine.

**Vanessa Brookman**-Commentary

As always Dave, a spot on article. When I was looking into the methane issue here in town myself, and asking around about gas monitors with various monitor manufacturers... they laughed when I told them that I was interested in a monitor to detect potential methane (and other gases) that might be coming from our landfill, when we live in a community of more than 750 houses on individual septic tanks, they LAUGHED! They were all very direct in asking how the community expected a monitor to determine IF there were gasses in the air, whether they were coming from the landfill OR from their own septic systems. Keep up the good work – you really help those that want the factual truth, not the fear based, exaggerated and often made up fairy tales that keep getting printed over and over again in SCVNews.

**Ramon H.**-Commentary

I posted this in another thread, but want to share this with the readers here. This vote that Val Verde had needs to be looked at into perspective. Attempts to discredit the vote are misleading. Take a look here:http://california.hometownlocator.com/ca/los-angeles/val-verde.cfm As of July 1st, 2014 the population of Val Verde was 2,492. Of that number, 2,161 were in families. The average family size was 4. Typically, families consist of a mom, dad, and children. Of course, there are several exceptions. What needs to be found is how many of the 2,492 residents are actually children. This is an important number, because we all know that children cannot vote. Once that number is found, and it should be somewhere online, then we can have a more accurate number of residents that are 18+, and we can see what percent of Val Verde actually came out to vote. Additionally, very rarely will any

vote get 100% of people to show up. Even expecting 50% of eligible voters to show up is not a reasonable expectation. At the last election for LA City mayor, they had 23% voter turnout. That did not discredit the vote, and a mayor was elected. Lastly, let's not lose sight of the fact that nobody came out to vote in favor of the expansion. If people really want to see this expansion, you would expect at least one person to be passionate enough and vote in favor of the expansion. Nobody did. The 112 votes in opposition is a great number, but the 0 vote in favor speaks volumes.

**Thomas Leeb**-Commentary

Funny how nobody in Hasley Canyon, Agua Dulce or Green Valley is complaining about their septic systems.

**Ramon H.**-Commentary

I need to clarify a few things. It's not a small group that is opposed to the expansion. It's the entire community of Val Verde. On September 11th there was a vote at the Val Verde Civic Association (VVCA) special meeting regarding the expansion. The vote was very simple. Are you in favor, or opposed to the expansion? Flyers were distributed to all households in both English and in Spanish by community volunteers. These flyers announced this special meeting. Additionally, the landfill also distributed flyers throughout all of Val Verde in both English and Spanish. It's safe to say the entire community was well notified of this important meeting. The meeting had one of the highest attendances that I've seen in years. At the end of the meeting the votes were as follows: 112 opposed, 0 in favor. Let's really think about that. The entire community was canvassed with flyers made by the VVCA and by the landfill itself, and yet not a single person felt passionately enough to come out and vote in favor of the expansion. No one at all. Also, just a little bit of information. The flyer that was distributed by the landfill actually referred to themselves as a"dump". At the bottom of their own flyer it reads "Special Dump Money Meeting @ 6 p.m TONIGHT!!" Here's the link where you can see the flyer: http://scvnews.com/2014/09/21/mendacity-commentary-by-darryl-manzer/ No need to read the article, because you won't agree with it. Nonetheless, the dump's own flyer is there for anyone who would like to take a look. So, if they call themselves a dump, why should anyone else call them something different? If someone says my name is Fred, why would I call him William? They call themselves a dump, so we should honor that, and call them as they call themselves.

**JohnM**-Commentary

Dave, if you're going to diss people for poor writing, learn punctuation (you still don't know how to handle a semicolon) and write more than a picture book about Disney. Also, learn the definition of "ubiquitous". Also, it's not "actual facts to be sighted" but "actual facets to be cited". Perhaps you should be more modest in your aims until you master basic writing. Thanks! :)

# Leave a Reply

Archived Posts from this Category

08/11/2014

## Commentary: Chiquita Canyon Landfill Should Expand; Look at the Real Facts!



Human beings generate garbage. We always have and we always will. It is very simple that whether it is organic or solid waste that is generated, the mere fact is that it must be disposed of somehow. The Penobscot tribe of Abnakis Indians in coastal Maine piled used oyster shells in the same location year after year. Those piles can still be seen hundreds of years later on some of the coastal islands. That was their method of disposal; pile it up in one location.

In the Santa Clarita Valley we have one solid waste disposal area; the Chiquita Canyon Landfill. It has served our valley communities for more than forty years and is currently operated by Waste Connections. It is a Class III solid waste landfill which means it only accepts non-hazardous wastes including residential and commercial waste, industrial and demolition debris, wood, and yard waste (green waste).

The landfill is an environmentally sound operation that uses a state of the art composite liner that creates a barrier to hold waste safely in the landfill. Any liquids stay in the lined landfill and are drained off to be treated and cleaned off-site. There are monitoring wells placed throughout the Chiquita Canyon property to ensure that the landfill does not affect the quality of the groundwater. And, all naturally occurring methane gas generated by the landfill is used to power a 9.2 Mega Watt clean energy facility.

Every week we all put our trash barrels (garbage cans) out to the curb and a truck comes by and empties those receptacles so that we can fill them again in the coming weeks. All of that trash (garbage, junk, compost, etc.) generated by all of us that live in SCV goes to the Chiquita Canyon Landfill.

When the garbage trucks go to Chiquita Canyon Landfill they dump out all that trash in a one hundred by one hundred foot area where it gets compacted down by heavy equipment. That section is then covered over at the end of each work day with dirt and the next day the process starts again. It has been like that for decades and the responsible operators of this landfill take extraordinary measures to ensure that the landfill is managed well.

The Chiquita Canyon Landfill should have the lateral expansion that they are seeking so that the landfill will continue to serve our valley communities. The landfill currently only utilizes 1/3 of their property and needs to expand to maximize the disposal capacity of an existing landfill location for the next twenty years.

Some of the folks in Val Verde have claimed that Chiquita Canyon promised to close by 2019. Well, that is just flat out wrong. Chiquita Canyon Landfill's current permit to operate ends in November 2019 and being the responsible business owners they are, they are seeking to continue operations before that permit expires. Some Val Verde residents seem to believe in their own minds that despite what the permit says about allowing future expansions, that Chiquita must close. Nonsense!

Some of the Val Verde residents are pulling stunts. Antics such as needlessly flooding the Air Quality Management District with false claims of odor complaints ever since the County of Los Angeles released the Draft Environmental Impact Report (DEIR) for the landfill's new Master Plan. In past years there may have been a handful of odor complaint calls to the AQMD. According to the Chiquita Canyon Landfill management, last week, there was double that number of calls. Why you ask? Because some Val Verde

residents believe if they keep calling the AQMD then Chiquita Canyon Landfill will be issued a "Notice of Violation" which might make the landfill look bad during the expansion approval process.

The problem with that tactic is that the AQMD must verify the odor complaint. Again, according to the Chiquita Canyon Landfill management, in the last month, the AQMD has been out in Val Verde dozens of times. And guess what? The AQMD has yet been able to verify the odor complaints. Maybe the residents that are serial complainers in Val Verde should start being fined each time they call to report non-existent odors and waste taxpayer money by making a government agency send someone out only to find no odor.

Perhaps the most egregious statements being made by some Val Verde residents is the fact that they keep saying they're being poisoned by the landfill. This is completely false, and I'm certainly surprised that the operators of the Chiquita Canyon Landfill have not sent them a cease and desist letter as they are damaging the good name and reputation of the Chiquita Canyon Landfill by making completely false claims about toxic waste. As I mentioned above, Chiquita Canyon Landfill is a Class III landfill which means it takes municipal solid waste; basically trash from our homes and construction debris, etc. It's a non-hazardous waste facility; no toxics allowed. Yet the some Val Verde lunatics scream "toxic dump." Despite only taking non-hazardous waste, the Chiquita Canyon Landfill is regulated by over two dozen government agencies, prepares tens of thousands of pages of reports each year on its operations, maintains about 3 dozen ground water monitoring wells, etc. There is so much reporting; monitoring, inspecting, etc. that it is one of the best run landfills in the country.

One would probably think that they wouldn't ever want to live by a landfill. Yet, the Chiquita Canyon has been operating in the same location for more than 40 years. Most, if not nearly all of the Val Verde residents that are complaining have moved in to their homes knowing verywell that the landfill was in full operation. So they knew when they purchased or rented their homes that there was a landfill in operation! And, if the landfill truly had an odor issue, don't you think they would have noticed that when they were looking at their homes and decided not to move to Val Verde? It's just further proof that these Val Verde residents have no basis for their fabrications and complaints about the local landfill.

It is also further proof that Darryl Manzer, a commentator at the local T.V. station's website, is a totally ill-informed and uneducated individual about the landfill. He keeps referring to it as a "dump" and just regurgitates whatever baseless rumor, innuendo and flat out lie he hears. According to the landfill management, Manzer has never even bothered to take a tour of the facility to get the whole and complete story.

What's even more surprising is that the SCVTV advisory board; Dr. Dianne Van Hook, Fred Arnold, Hunt Braly, Chris Clark, Tom Dierckman, Don Fleming, Bob Kellar, Kathy Norris, Rosalind Wayman and Michael Mazzetti, is allowing the Manzer pieces to be published unchecked. The entire advisory board should all be embarrassed and mortified by the misleading, misguided, blatantly false and thoroughly idiotic op/ed pieces written by Darryl Manzer on the landfill. It is a complete disservice to the entire SCV community and shows that there is a lack of integrity at SCVTV for allowing such dishonest and fictitious writing to be passed off as commentary. Here's your new slogan: SCVTV, Home of the Village Idiot! I hope the advisory board actually puts some controls in place for simple fact checking in the future to prevent individuals like Manzer from passing themselves off as authoritative writers.

There is no reason not to allow the Chiquita Canyon Landfill to expand if you understand all the facts. If it does not expand but instead closes in 2019, then you will be paying a lot more for your trash to be hauled away; a lot more money. There will also be a lot more trucks traveling greater distances on our freeways, sucking fuel, spewing exhaust for longer periods of time which will truly impact air quality.

Finally, Waste Connections and Chiquita Canyon Landfill have been great community partners. Donating funds annually to community organizations and arts groups including much needed scholarship grants. This is not "hush money," it is an example of great corporate responsibility and leadership. All companies

should be good corporate citizens as members of any community. Calling it anything other is nothing more than ignorance.

How do I know all of this information? Because I took several tours of the landfill over the last six years. I went up during operating hours and got a full and complete tour of the property which is what any responsible person would do especially if they are writing about it and, in my case, is part of the community leadership; I sit on the West Ranch Town Council and have been an active volunteer in my community. I also took the time to read through the Chiquita Canyon Landfill Revision Draft Environmental Impact Report; listened to a presentation and questioned L.A. County officials about the landfill expansion. I did my homework before writing this commentary.

Chiquita Canyon Landfill is a clean, safe operation. Don't believe me; I encourage anyone and everyone to go see it for themselves. The management is very open about tours. In fact they host school children, boy scouts and youth groups all the time, throughout the year. Any intelligent person would be impressed with how clean and organized the landfill is and will realize that it is a necessity of life.

*Dave Bossert- Commentary*

*Dave Bossert is a community volunteer who serves on a number of boards and councils. He is an award winning artist, filmmaker, and the author of Remembering Roy E. Disney: Memories and Photos of a Storied Life. He also co-authored Disney ANIMATED which was named by APPLE iPad APP of 2013. His commentaries represent his own opinions and not necessarily the views of any organization he may be affiliated with or those of The SCV Beacon.*

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**Michael Bunch**-Commentary

As a Val Verde resident who is deeply saddened by the progress of this plan, I can not help feeling the lack of empathy from the writer in regards to the safety and cleanliness of my home, we'll being of my family, etc. Perhaps if Bridgeport park was being turned into a landfill you would be th serial complainer. I think it's awesometowns turn to take a dump.

**Vanessa Brookman**-Commentary

Facts are facts, regardless of where they lead; thank you Dave, for continuing to put REAL INFORMATION out there. Like you said if there is something dangerous or wrong, SHOW US PROOF, not just emotion. I myself have tried to substantiate the claims of odor; I stood in the Howse's driveway for 90 minutes, arriving within 10 minutes or so of the notification of their odor complaint. At one moment, there was a whiff - it lasted only a couple seconds and in the entire time I was there it never returned. (I was there on August 1st from 8am to 9:30am) I'm not saying that it's not true what they are claiming, but I am saying that I cannot substantiate it. I have driven the streets, gotten out of my car, talked to AT&T Service men in the area - taken my son with me, coffee beans to clear my pallet etc. all this has been done on numerous occasions, IMMEDIATELY following a complaint call or email. The only other time an odor was smelled by me (and TRUST ME, I have a GREAT NOSE!) it was absolutely, without a doubt a trashcan that I was smelling - I know, I put my nose right on it! I'm all about facts, I have no *dog in the race* as they say, In fact, even though I have YEARS volunteering for this community, people still try to discount me because I'm a "renter", they say since I don't have a financial tie to property here, the place I have lived for 9 years, my opinions don't count as much. They have actually said I would be happy to see them get sick or die, then just move away – and "We might get sicker as time goes on, and the president can just move away, being the president is only a renter. No stakes involved on the presidents side" WOW! The reality is because I AM A RENTER, if I thought there was an issue and that the Landfill could be making me or my family or my pets sick, I COULD MOVE, easily! But here I am, in a remote, quiet town that I love (which I used to love a lot more, until some people decided to ruin it for me) with no plans to move. That alone makes my statement... I trust CCL, I trust the Gov't Agencies, the AQMD, the LEA etc. Call me naive, but I have no reason not to believe.

**admin**-Commentary

Steven, your part of the conspiracy crowd I see. The fact is that the Chiquita Canyon Landfill has been a great community partner just look at the million plus given to the Val Verde community. Crow all you want but the facts are very clear that the landfill is operated properly. The only propaganda is coming from SCOPE supporters claiming Toxic Waste or Radioactive waste is being dumped there with zero evidence! If the landfill was a danger I'd be against it. This is always fair writing here; I asked for the documentation from Steve Howse in the comment thread and got little. What was send amounted to nothing to substantiate the baseless comments being made by the SCOPE crowd. Show me the documentation that validates the claims from a few vocal opponents of the landfill and we'll publish it.

**admin**-Commentary

And one more thought. I had no problem calling out the SCVTV advisory board by name. It included people I know. I also have no issue agreeing to disagree with people I know or our advertisers here on the news and commentary site. If you have a different opinion your welcome to submit it and we'll posted it. Just make sure that you have documentation to back you argument up. Cam Noltemyer has submitted opinion pieces in the past and they have been posted even though she is against development and is part of a sham organization like SCOPE. So you can be part of the conspiracy crowd all you want but I call it as I see it and have reviewed the documentation. If there were the problems some claim with the landfill there would be a host of agency crawling all over it and there isn't.

**admin**-Commentary

Oh please! The advertisers know full well that they have no say in the content. The financial aspect has no bearing on this site; trust me this site is a community service. You must be part of the "conspiracy theory" crowd to think otherwise. The commentary written above is based on verifiable facts. Your comments are not substantiated; if they were, the AQMD would have verified the dozens of complaints that were called in a few weeks ago. Remember, in past years there have been a few complaints over the course of a year but all of a sudden there are more than a dozen in one week! Yet the AQMD doesn't find any issues. Plus, there is no toxic waste dumped at the Chiquita Canyon Landfill. Where is your evidence?

**SusieEvans**-Commentary

"Your sponsor clearly advertised on this site is the landfill. So of course you want them to continue to operate. I invite you to come to our side of town and stay for a week, smell the dump, get sick from the dump. Then go back home and smell the good air you have."

**Steven Howse**-Commentary

A little fact about how the AQMD works in regards to odors from landfills. First they must receive 6 calls within an hour, then they will send a rep who lives over an hour away to the site of complaint. Once there the rep must verify the smell 6 times (once at each house that complains) IF he verifies it 6 times then he goes to the landfill site and verifies it's the same odor. THEN after all of that an official notice of violation is issued and the verified complaint is documented. This process can and does take 3 or more hours. Most of the time the odors we have last about an hour. So why bother? Just because it is not verified doesn't mean I don't smell it. I smell strong odors from the landfill several several days a week a lot of times 2 or more times a day. The smell makes you sick to your stomach like you're car sick. The landfill is asking to expand and to accept double the amount of trash they take now. How much worse will it get? In regards to the closure. I will send you the legal contract between the landfill and Val Verde community which states the closure date. The county was not involved. It has nothing to do with the permit. I will get together the info I have and send it to you.

**Steven Howse**-Commentary

Mr. Bossert, You have your opinion and thats fine, I do believe you are misinformed on some of the facts you stated in your article. I have lived in one of the houses closest to the landfill for 16 yrs now. I have been complaining the whole time about the odors I deal with on regular basis. I was told by the county, the local board and my real estate agent the landfill was closing. In my research I found NO negative things about the landfill before buying my house. I found out after I purchased my house they would be open for 20 more years. Then I started smelling horrible trash

smell and found out the real story. Why don't I move? MONEY I sinked every penny I had into this house and borrowed more from family. I can't afford to move to another location. I want to mention the AQMD HAS confirmed the odor AT MY house numerous times. I suggest a call to Larry Isreal at the AQMD. After 16years of dealing with the landfill odors you get tired of complaining and they were supposed to close in Nov 2019 so I figured lets just wait it out. I have the contract between the community and the landfill stating they will close then. Oh and I have the documents proving the land fill did accept hazardous sludge that 2 other class III landfills refused. Did you know there is a landfill in Riverside bidding on trah going to the Chiquita Landfill that owns their own railroad to ship the trash there? Their bid is LOWER. Imagine reducing the amount of trucks driving from all over the county to Santa Clarita going to a closer railyard and shipping 100s of trucks of trash on a train that gets 100mpg? WOW. I invite you to come by my house I will share the info I have and if you come in the morning around 7:30-8 you can enjoy the fresh air I enjoy.

**admin**-Commentary

Steven, I appreciate your comments but there is an inconsistency with the facts. My understanding is that the AQMD has not been able to verify odor complaints over the last several weeks. If you have verification can you send me the report number? Also, we will have to disagree on the 2019 closure date; the County permit was issued until 2019 at which time the Landfill would have to apply for an expansion or close. Further, any reasoned individual would have to know that if they buy a home next to a landfill that there is a chance that there may be some odor issues occasionally. It would be like moving near a freeway; there will be noise! If you have evidence of toxics being dumped in a Class III landfill then I would be interested in seeing that information as well. Can you send that to me along with the AQMD report number? Finally, the wells that are around the landfill regularly monitor the groundwater and are passing all standards and guidelines; do you have information contrary to that? If so please send that to me at westranchbeacon@gmail.com with the AQMD report number, the evidence of toxic waste being disposed of at the Landfill, and the contact number for the Riverside Landfill that is competing for our trash business at a lower rate. I look forward to receiving this information soon. Thank you, -Dave

**admin**-Commentary

Michael, it is hard to have empathy for someone that made a decision to buy a home near a landfill. That was a conscience decision on your part and as well as other residents. The landfill was there for decades before you moved in. We're not talking about a new landfill at "Bridgeport park" so that is not a relevant comment and is just grasping at straws.

**Steven Lee**-Commentary

http://scvnews.com/2014/04/25/calarts-la... http://scvbeacon.com/category.php?catg=1... http://www.signalscv.com/archives/57442/... http://www.signalscv.com/archives/57442/... http://scvnews.com/2014/04/25/calarts-la... "This competition really stemmed from a conversation that Mike Dean and John Musella and I were having literally over a glass of wine at the Valencia Wine Co.," said Dave Bossert, a CalArts graduate and Board of Trustees member who spoke at Thursday's reception. Quote from last article. These are just a few articles from Dave Bossert, and the long history he has with the land fill. He will never write anything but propaganda for the landfill. They go way back. Notice all the people everyone hobnobs with. Antonovich and Roselyn are on the guest list, hobnobbing with the well to bee's and the landfill. You voice in Val Verde was never meant to be heard. You got to love this one. http://blog.calarts.edu/2014/04/29/slide... Landfill awards him a scholarship for 500. I do not think that Dave will be fair and just. Fair writing, or bought?

**admin**-Commentary

Steven, I can appreciate that you smell and odor once in a while as it is a landfill. The good news is that the lateral expansion is on the opposite side of the landfill property away from the Val Verde community. The current landfill cell will be closed which I would think will reduce any odor in the future. Again, it is a landfill which was in operation for twenty-five years before you chose to buy your home. I look forward to receiving whatever documentation you would like to provide to support your position.

**Bobby**-Commentary

Nancy, thanks for snahirg that story. Having actually visited a landfill gives you a perspective that other people can't have because we are so detached from our garbage. Once it goes away, we forget about it and never think about

where it actually goes. They say if people visited slaughterhouses, they wouldn't eat meat. The same is probably true for visiting landfills. Maybe you're more conscientious of where your garbage is going?

## Leave a Reply

This is about ML + it is totally false

# WEEKLY COLUMN

**Commentary: Is Val Verde the real Health Problem Redux?**

**Posted on: 11/17/2014 00:00**

I decided to re-run this column because of the blatant misinformation being sponsored by the local TV station and the hysteria of those that believe the crap being published at said TV station. It is truly a shame to see those so-called journalists disseminate such false information.

The community at large will benefit from the expansion of Chiquita Canyon Landfill. That is why the Castaic Town Council joins The West Ranch Town Council, SCVEDC, SCV Chamber, Castaic Chamber, Latino Chamber, VIA, LA BizFed and Assemblyman Wilk are all supporting the expansion which will be beneficial to the entire valley.

But as in any situation like this, there was a small minority that didn't get their way and let their emotions run unchecked. There were several residents that screamed and some that followed individuals into the parking lot shouting expletives and making threats. A Sheriff Deputy had to make sure that it didn't escalate further. All this was due to misinformation and a few agitators stirring the pot of the gullible.

The fact is that there is a very small group of individuals that are whipping a few residents into a furor. While others keep chasing their tails and regurgitating the party line of the ubiquitous environmental club, I looked further into what else could be the culprit in the apparent odor and claimed health issues. These concerns could possibly be caused not by the landfill at all but rather the potential result of the septic systems that are prevalent in Val Verde. This has been pointed out, in the last few months, by several members of the Castaic Town Council as well some residents of the Val Verde Community.

In case you are unaware; a septic system is simply a small scale sewage system that consists of a home's toilets and drainage being hooked up to a septic tank. Typically a septic tank is a cylindrical or rectangular concrete (or other material) tank with slates around the sides that allow waste water and organic material to seep into the ground with a build up in the bottom of the tank of sludge. That sludge needs to get pumped out periodically so the system does not overflow. The County refers to a septic system as an Onsite Wastewater Treatment System (OWTS). These systems are indicative in more rural areas that do not have a mainline sewer system similar to most of the Santa Clarita Valley.

There are a number of regulations that must be adhered to with septic systems including proper maintenance, a safe distance from drinking water wells and a certain distance from streams or rivers. In driving around Val Verde I realized that there are a number of homes that are very close to the stream or riverbed that runs through Val Verde which is a tributary to the Santa Clara River.

A very simple search for regulations on the OWTS yields plenty of insightful information about clearances and maintenance for septic systems such as:

1. In unincorporated area of Los Angeles County, the setback clearance from an oak tree shall be in conformance with the Los Angeles County Oak Tree Ordinance, extending to a point that is at least 5 feet outside the drip line or 15 feet from the trunk of the tree, whichever is the greater.
2. The proposed source of drinking water, indicating all existing, abandoned, or proposed wells and springs on the property, as well as off-property wells within 200 feet of the OWTS dispersal system.
3. Clearance of all water mains, domestic onsite water service connections, sub drains, culverts, ripraps, French drains, key-ways, sub-drains on the subject property and Streams, drainage courses, watercourses and flood ways within 200 feet of the property lines.
4. Los Angeles County septic tank thoroughly cleaned out and professionally tested every 3 to 5 years.

The standard maintenance of septic systems includes the following items:

1. Find the whereabouts of septic tank and any leach lines
2. Access the dual septic tank partitions
3. Inspect septic tanks lids for signs of backup in the septic tank
4. Inspect the septic tank for any structural defects

5. Locate and inspect the leach line system
6. Uncover the access ports of the leaching system if applicable
7. Check for clues indicating a stopped up leach field
8. Conduct a liquid flow test to verify all leach field lines are clear
9. Draft the inspection's findings summarizing system's status with estimates for any required repairs.

I think it is reasonable to ask is if some of the odors being reported in Val Verde are the result of septic systems that are not being maintained properly or are just out-dated and faulting. If in fact there are odors at certain properties and not others, the cause could very well be lack of maintenance of the septic system at those homes. It also could be a contributing factor to health issues as well. Itchy skin, feeling lethargic, and other illnesses are all possible symptoms that indicate a failure of a septic system that may need repairs or replacement.

I doubt that all the septic systems in Val Verde are being maintained according to accepted guidelines. So the likelihood that these systems are a contributing factor to the issues being voiced, especially during the recent heat wave, is very high.

If there is a failure of some septic systems in the Val Verde area it could be contaminating groundwater with harmful bacteria. The river front homes in the community are much closer than two hundred feet to that waterway and likely may be contaminating that tributary. But beyond that, there has to be an awful lot of sludge sitting under the whole of Val Verde which would also point to an unhealthful situation and potential environmental hazards.

I would imagine that the residents of Val Verde would want to know for sure where the occasional odors or the claimed health issues are coming from and take steps to mitigate these issues based on fact and not fiction being spun by those with their own agenda. From my vantage point it is appropriate to have the Los Angeles County Health Department and the Los Angeles Department of Public Works do a thorough and complete investigation. At the very least it could rule out the septic systems or the landfill and at most it would discover the true source of the issues. The reality is that Val Verde is no longer a rural area and should be on a mainline sewer system like much of the Santa Clarita Valley. That is something that County Public Works needs to assess and determine if the time is right for the community to be hooked up to a mainline sewer system.

Once the proper LA County agencies look into the Val Verde odor and health claims will help to solve many of the issues and allow for actual facts to be cited instead of rumor, hearsay and innuendo. I realize that is counter to local hysterics but it is a reasoned approach which will no doubt uncover a variety of issues and potential violations that exist in the Val Verde community proper. This may not be what the residents want but it is the right thing to do to– objectively look at the proposed landfill expansion. The outcome of all this will likely be a positive to everyone in that it may help bring the Val Verde community into the twenty-first century in regards to sewage treatment.

*Dave Bossert- Commentary*

*Dave Bossert is a community volunteer who serves on a number of boards and councils. He is an award winning artist, filmmaker, and the author of Remembering Roy E. Disney: Memories and Photos of a Storied Life. He also co-authored Disney ANIMATED which was named by APPLE iPad APP of 2013. His commentaries represent his own opinions and not necessarily the views of any organization he may be affiliated with or those of The SCV Beacon.*

# SCVNews.com | City, Landfill at Odds Over Dumping Fee Reduction

scvnews.com/2017/03/01/city-landfill-at-odds-over-dumping-fee-reduction/

By Leon Worden, SCVNews.com

The answer is still no.



For the second time, the Chiquita Canyon Landfill operator has said it doesn't think it should have to cut dumping fees for trash generated within the city of Santa Clarita or be forced to sponsor city-hosted rideshare events.

In a Jan. 9 letter, the city reiterated the requests it initially made in its 2014 response to the environmental documents for the proposed landfill expansion.

In addition to expressing concerns about air and water quality and other environmental effects of an expanded Chiquita Canyon Landfill, the city said it would like lower dumping rates for city-generated trash to offset the impacts of added dump-truck traffic on city streets.

"The traffic analysis indicates there would be a 594-truck increase in daily traffic into and out of the landfill site with the proposed expansion, (causing) increased traffic congestion and vehicular delay for residents and employees who live and/or work in the city," the letter said.

The landfill company responded that dumping fees and traffic are unrelated: "There is no nexus between the request for preferred disposal rates and priority access to the landfill and the potential for increased traffic in the Santa Clarita Valley."

The landfill is located outside of city limits in the unincorporated county community of Val Verde. More than 80 percent of the total waste is trucked in from communities outside of the Santa Clarita Valley along Interstate 5 and Highway 126. About 7 percent uses Newhall Ranch Road, which is inside the city, according to the city letter.

The city also said it would like the landfill company to contribute $5,000 to each of the city-hosted "green" programs such as Bike to Work Day and other rideshare events.

The landfill company said it would rather discuss those things outside of the expansion approval process.

The city's Jan. 9 letter and the landfill company's responses follow.

The landfill expansion is up for consideration by the Los Angeles County Regional Planning Commission.

# City, Landfill at Odds Over Dumping Fee Reduction

BY LEON WORDEN, SCVNEWS.COM | WEDNESDAY, MAR 1, 2017

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**REAL NAMES ONLY:** All posters must use their real individual or business name. This applies equally to Twitter account holders who use a nickname.

## 3 Comments

1. Abigail says:
Wednesday, Mar 1, 2017 at
SCV deserves nothing after turning its back on the nearby people who begged for their help. Some where even their own citizens from with in the city. It has been 44 years of trash from all over California being dumped here. SCV still gets to keep dumping in our backyard. There is a first for everything. I finally agree with the landfill – LOL.
Reply

2. Susie Evans says:
Wednesday, Mar 1, 2017 at
But they are such good neighbors. It shows this is all about money not about the people.
Reply

3. Paul Cupp says:
Wednesday, Mar 1, 2017 at
I noted section 300-9 seemed to indicate the city's request to discontinue local resident dump allowances. Instead, it seems they wish for the locals to travel greater distances to wait in longer lines to 'properly'

dispose of household wastes. We don't even want the dump here and now the city wants us to join in the bureaucratic nightmare and STILL keep the dump. Personal Opinion=No integrity on either side of the issue.
Reply

City of
SANTA CLARITA

23920 Valencia Boulevard • Suite 300 • Santa Clarita, California 91355-2196
Phone: (661) 259-2489 • FAX: (661) 259-8125
www.santa-clarita.com

#300

January 9, 2017

Mr. Richard Claghorn
County of Los Angeles
Department of Regional Planning
Zoning Permits North Section, Room 1348
320 West Temple Street
Los Angeles, CA 90012

Dear Mr. Claghorn:

Subject: Comments to the Partially Recirculated Draft Environmental Impact Report for the Proposed Chiquita Canyon Landfill Expansion

The City of Santa Clarita (City) appreciates the opportunity to comment on the Partially Recirculated Draft Environmental Impact Report for the Proposed Chiquita Canyon Landfill Expansion.

On October 20, 2014, the City sent comments regarding the Draft Environmental Impact Report (DEIR) for the proposed expansion of the Chiquita Canyon Landfill, located on the north side of the intersection of Highway 126 and Henry Mayo Drive, approximately seven miles west of the City boundary. The project site is of interest to the City because it is located in the Santa Clarita Valley and provides solid waste disposal services to the City and the region. The proposed project consists of the development of an additional 143 acres of land to the existing landfill currently in operation.

The City would like to thank you for your consideration and inclusion of the following comments on the DEIR prepared for the project:

**Water Quality (WQ)**

WQ1. Design and construct the liner system and the Leachate Collection and Removal System in accordance with the Construction Quality Assurance Plan, as approved by the Regional Water Quality Control Board (RWQCB).

WQ2. Install and maintain a network of monitoring wells per the requirements of the RWQCB permit. Continue monitoring and data reporting in accordance with the Monitoring and Reporting Program, as approved by RWQCB.

WQ3. Design and construct permanent Best Management Practices (BMPs) to ensure site runoff does not adversely affect the Santa Clara River or downstream habitat in accordance with the

300-1

RWQCB permit, the Los Angeles Department of Public Works Standard Urban Stormwater Mitigation Plan requirements, and the Los Angeles County Low Impact Development Ordinance.

300-1 cont'd

**Household Hazardous Waste Facility (HHWF)**

*Public Access to the Proposed Household Hazardous Waste Facility for Santa Clarita Residents*

The project would establish a Household Hazardous Waste Facility to be open for the public to drop off common household chemicals for proper recycling and disposal. To best serve Santa Clarita residents, the City requests the facility maintain weekend operating hours to ensure the community has access to drop off materials outside of normal business hours.

300-2

**Mixed Organic Composting Facility**

*Support the City's Daily Efforts to Divert Organic Material from the Landfill*

The project should be required to maintain the continued use of an onsite green waste processing and composting operation, which is still part of the current conditional use permit for the site. The permitted volume is currently set at 560 tons per day. The City is requesting a minimum of 100 tons per day of that capacity to be set aside to accept material from the City's curbside green waste program. If the landfill allows pre- and post-consumer food waste as part of a future "mixed organic" collection program, the City is requesting an additional 20 tons per day of commercial food waste generated in the City to receive priority status as feedstock for the program. Assisting the City and local businesses with this effort will minimize the risk of organics unnecessarily being landfilled.

300-3

**Hazards/Hazardous Materials (HM)**

As a Class III disposal facility, Chiquita Canyon Landfill is prohibited from disposing of hazardous waste, sewer sludge, or radioactive waste. Inclusion of the following additional mitigation measures to provide public assurance of ongoing compliance with this prohibition is recommended.

HM1. Continue to implement a rigorous load checking program in accordance with RWQCB and the Solid Waste Facility Permit requirements to ensure no illicit hazardous materials are accepted for disposal.

300-4

**Air Quality (AQ)**

Protecting air quality from adverse impacts from landfill gasses is implemented by means of a Landfill Gas Monitoring Program, as required by the South Coast Air Quality Management

300-5

District (SCAQMD), the Environmental Protection Agency (EPA), and CalRecycle (formerly the California Integrated Waste Management Board). Inclusion of the following additional mitigation measures to provide public assurance of ongoing compliance with air quality requirements is recommended.

AQ1. Continue and expand the landfill gas collection system in accordance with the requirements of the SCAQMD permit, EPA New Source Performance Standards/Emission Guidelines, and Landfill Methane Capture regulations. 300-5 cont'd

AQ2. Continue monthly monitoring of perimeter probes, onsite facility monitoring and landfill surface monitoring for landfill gases, and ambient air sampling at the landfill site boundaries in accordance with the approved SCAQMD Rule 1150.1 Compliance Plan, EPA Emissions Guidelines, and CalRecycle Title 27 monitoring requirements.

***The City requests further consideration and inclusion of the following comments on the Partially Recirculated DEIR prepared for the project also included in the letter dated October 20, 2014:***

**Traffic and Transportation**

The traffic analysis indicates there would be a 594 truck increase in daily traffic into and out of the landfill site with the proposed expansion. This additional traffic will cause increased traffic congestion and vehicular delay for residents and employees who live and/or work in the City, based on the proposed project trip distribution of 85 percent to/from the south on Interstate 5 and seven percent to/from the east on Newhall Ranch Road. Of particular concern is the fact the majority of the projected increase in traffic will consist of trucks, which create more congestion than an equal number of smaller vehicles. In addition, 16 percent of the increased traffic is projected to occur during the peak morning commute period (6:00 a.m. to 9:00 a.m.), which will cause increased delay for motorists traveling southbound on Interstate 5 through the Santa Clarita Valley. 300-6

Due to the projected increases in traffic and the anticipated effects, the City is requesting preferred disposal rates and priority access to the landfill to offset the anticipated effects on Santa Clarita Valley residents. In addition, the City would like the landfill operator to partner with the City to implement the annual Bike to Work Day and Rideshare events. These events aim to reduce traffic in the Santa Clarita Valley by encouraging alternative forms of transportation and carpooling. A sponsorship from the landfill in the amount of $5,000 for each event on an annual basis would assist the City with planning and promoting the events, educating local residents, and reducing overall traffic congestion.

**Hazards/Hazardous Materials (HM)**

HM2. Continue to implement all load checking requirements of the California Department of Toxic Substances Control and the California Department of Public Health to ensure no sewer sludge or radioactive materials are accepted for disposal.

HM3. Utilize recognized BMPs for temporary storage and handling of household hazardous waste prior to shipping materials to recycling facilities or approved hazardous waste disposal sites.

300-7

**Landfill Operation**

*Origin of Solid Waste*

The project proposes an increase in the amount of staffing to operate the landfill that will include additional workers at the scale house. With the increased staffing levels, the City requests all landfill customers have their full waste origin recorded, including the street name and number, city, and zip code for each load brought to the facility. Having the additional information recorded will enhance the accuracy of the waste origin. Currently, the landfill operator is recording only the jurisdiction's name.

300-8

**Materials Recovery Facility (MRF)**

*Eliminate the Acceptance of Self-haul Materials from the Public*

The current conditional use permit allows the landfill operator to construct a Materials Recovery Facility (MRF) at the landfill site. If the operator decides to build a facility or if a local MRF is constructed in the Santa Clarita Valley, the City requests the landfill operator to be required to eliminate the acceptance of self-haul waste to increase diversion and recycling. This change in operation will reduce the possibility of waste being misallocated to the wrong jurisdiction of origin.

300-9

**MRF Specifications**

If the operator decides to build a facility or if a local MRF is constructed in the Santa Clarita Valley, the City further requests the MRF to include the following features:

- Transfer tipping area and load out
- Residential/commercial single stream processing system for comingled recyclables
- Commercial mixed waste sorting system
- Certified California buy-back center
- Reuse center for the public
- Minimum receiving capacity of at least 1,000 tons per day

300-10

***In addition to the 2014 comments provided by staff, the City of Santa Clarita proposes for consideration and inclusion:***

**Greenhouse Gas Emissions and Climate Change**

The project is outside of the jurisdiction of the City and not applicable to the City's Climate Action Plan. However, the City would urge that the project meet or exceed all requirements of the Community Climate Action Plan adopted by the County of Los Angeles, as well as any and all state and/or federal laws pertaining to Greenhouse Gas Emissions. 300-11

The City appreciates the opportunity to comment on the Proposed Chiquita Canyon Landfill Expansion Project Partially Recirculated DEIR. If you have any questions, please contact me at (661) 255-4337.

Sincerely,

Travis Lange
Environmental Services Manager

TL:CW:ll
*S:\ENVSRVS\SOLWASTE\LANDFILL Chiquita\Chiquita Canyon Landfill Expansion\Draft DEIR Recirculated Comments December 2016.doc*

cc: Santa Clarita City Council
Santa Clarita Planning Commission
Leadership Team
Rosalind Wayman, Senior Deputy, Office of Supervisor Barger
Edel Vizcarra, Planning Deputy, Office of Supervisor Barger

# Letter No. 300

City of Santa Clarita
Travis Lange, Environmental Services Mgr.
23920 Valencia Blvd., Ste. 300
Santa Clarita, CA 91355-2196

## Response to Comment No. 300-1

As pointed out by the City of Santa Clarita in Comment Letter 52, protection of groundwater quality is mandated by stringent Regional Water Quality Control Board (RWQCB) permitting requirements. Each of the proposed mitigation measures are operating practices already required for a Class III landfill via various regulatory mechanisms and do not reflect measures needed to mitigate potentially significant impacts. Please also see Topical Response #30 for a discussion of Water Quality.

## Response to Comment No. 300-2

Please see Topical Response #13 for a discussion of the Household Hazardous Waste Facility (HHWF). The HHWF may be operated by Los Angeles County or a third party selected by the County. Exact days and hours of operation will be set by the County, but weekend operation is anticipated.

## Response to Comment No. 300-3

The Proposed Project includes a potential onsite green waste processing and composting operation, and CCL is interested in assisting the City and local businesses with efforts to minimize landfill disposal of organics.

Any discussions between CCL and the City of Santa Clarita regarding capacity set-aside for the City or priority status for the City would be conducted outside of the environmental review process for the Proposed Project.

## Response to Comment No. 300-4

The recommended mitigation measure is an operating practice already required for a Class III landfill via various regulatory mechanisms and does not reflect a measure needed to mitigate potentially significant impacts. Please also see Topical Response #29b for a discussion of the Waste Screening and Acceptance Program at CCL.

## Response to Comment No. 300-5

The recommended mitigation measures are operating practices already required for a Class III landfill via various regulatory mechanisms and do not reflect measures needed to mitigate potentially significant impacts. Please also see Topical Response #1 for a discussion of Air Quality.

## Response to Comment No. 300-6

There is no nexus between the request for preferred disposal rates and priority access to the landfill and the potential for increased traffic in the Santa Clarita Valley.

Discussions between CCL and the City of Santa Clarita regarding the provision of additional community benefits for Bike to Work Day and Rideshare events will be conducted outside of the environmental review process for the Proposed Project.

## Response to Comment No. 300-7

The recommended mitigation measures are operating practices already required for a Class III landfill via various regulatory mechanisms and do not reflect measures needed to mitigate potentially significant impacts. Please also see Topical Response #29b for a discussion of the Waste Screening and Acceptance Program at CCL.

## Response to Comment No. 300-8

Additional staff required for the Proposed Project does not include additional staffing at the scalehouse. In fact, in the future, scalehouse operations may become automated for its commercial customers, where commercial drivers gain access to the landfill via use of RFID (radio frequency identification) devices, or similar.

CCL will investigate means of acquiring the requested information from self-haulers who indicate their waste origin in the City of Santa Clarita, for use by the City of Santa Clarita, in such a way that queue time at the scalehouse is not impaired. Any means of acquiring such information must be compatible with current transaction times at the scalehouse and administrative responsibilities.

## Response to Comment No. 300-9

The Proposed Project does not include construction or operation of a Materials Recovery Facility at CCL.

To reduce the possibility of waste being misallocated to the wrong jurisdiction of origin, CCL will investigate means of acquiring the requested information from self-haulers who indicate their waste origin in the City of Santa Clarita, for use by the City of Santa Clarita, in such a way that queue time at the scalehouse is not impaired. Any means of acquiring such information must be compatible with current transaction times at the scalehouse and administrative responsibilities. "

## Response to Comment No. 300-10

The Proposed Project does not include construction or operation of a Materials Recovery Facility at CCL.

## Response to Comment No. 300-11

CCL complies with all current laws and regulations related to greenhouse gas emissions. Mitigation Measure GHG-1, which requires that CCL prepare and submit for approval a Greenhouse Gas Emissions Reduction Plan, which would incorporate new waste management strategies for the management of greenhouse gas emissions at CCL on a 5-year interval throughout the life of the Proposed Project.

http://www.westranchbeacon.com/weekly-column.php?id=3249

http://www.hometownstation.com/santa-clarita-news/cancer-risks-of-landfill-misrepresented-by-opponents-180653

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http://www.latimes.com/local/lanow/la-me-ln-val-verde-landfill-dispute-20160810-snap-story.html

http://www.dailynews.com/environment-and-nature/20161215/sunshine-canyon-landfill-operator-ordered-to-control-foul-odors

http://www.dailynews.com/environment-and-nature/20160806/fed-up-with-more-trash-smell-gas-residents-demand-la-dump-shut-down

http://www.latimes.com/local/lanow/la-me-ln-val-verde-landfill-dispute-20160810-snap-story.html

Los Angeles Daily News

# WASTE DISPOSAL

# Fed up with more trash, smell, gas, residents demand LA dump shut down




Several groups and individuals will deliver a letter to the Offices of Supervisor Michael Antonovich asking that the County of Los Angeles, as the Local Enforcement Agency, close Chiquita Canyon Landfill (CCL) due to recent evidence that it has exceeded its permitted fill tonnage and has been operating outside its permitted capacity limit since June of this year. (Photo by Dean Musgrove/Los Angeles Daily News)

*By* Dana Bartholomew, *Los Angeles Daily News*

POSTED 08/06/16, 3:08 PM PDT UPDATED ON 08/06/2016
0 COMMENTS

Nearly two decades ago, the operator of a garbage dump near the village of Val Verde promised the landfill would close by 2019, or when the trash pile hit a certain limit.

Now environmental groups and residents say the Chiquita Canyon Landfill, located less than a mile south of the unincorporated town northwest of Santa Clarita, has exceeded its permitted 23 million-ton maximum. And they are demanding Los Angeles County close the dump.

"This community and the entire Santa Clarita Valley deserve the safeguards that are supposed to be afforded to all residents by county oversight processes," said Lynne Plambeck, president of Santa Clarita Organization for Protecting the Environment, otherwise known as SCOPE. "Why aren't tonnage limits for this landfill being monitored and regulations enforced as they would be in other communities through Los Angeles County?

"This is like the fox guarding the henhouse, with the county making money on the dump."

•**RELATED STORY:** Landfill expansion plans near Val Verde draw civil rights complaints from locals

Activists from SCOPE joined Friends of Citizens for Chiquita Canyon Landfill Compliance and some Val Verde residents this week to protest outside the office of county Supervisor Michael Antonovich in Santa Clarita. Their demand: immediate closure of the landfill in lieu of a proposed expansion that could double the size of the dump.

An Aug. 4 letter by environmental groups to the supervisor also calls upon the county to enforce its conditional use permit for the Chiquita Canyon Landfill, which is limited to 23 million tons.

They say the 257-acre landfill, located on Highway 126 three miles west of Castaic, exceeded the limit last June, citing landfill reports. They point to a 1997 permit that says the landfill shall close when it reaches its 23-ton capacity, or by November 2019, whichever comes first.

They also say a contractual agreement made by the landfill's former owner and the town now populated by 2,550 residents said the expansion made 19 years ago would be its last.

•**RELATED STORY:** One solution for bad smell in Granada Hills: Limit hours of LA County's largest dump

Val Verde, once known as the "the black Palm Springs," had once served as a resort, swimming and picnic area for African-Americans once barred from public beaches and swimming pools. Today, it is roughly 60 percent Latino.

Waste Connections, which owns the 40-year-old Chiquita Canyon Landfill, has proposed nearly doubling its landfill size to 400 acres, with the pile of garbage growing by 140 feet. It also hopes to double its daily and weekly intake, from 6,000 to 12,000 tons per day and from 30,000 to 60,000 tons per week, through 2037.

Advertisement

Its expansion application is now in the environmental impact study phase, pending air quality and traffic reports, county officials say. A hearing with the county Planning Commission – or pending an appeal, the Board of Supervisors – is expected early next year.

Until then, the Castaic-based company has obtained a "clean hands waiver," allowing it to operate Chiquita Canyon until a new conditional-use permit application to expand is decided.

Antonovich, meanwhile, has taken a wait-and-see approach pending the final draft EIR – but is not supportive of a major dump expansion, officials said.

"The supervisor isn't supportive of doubling the current size of the landfill, as proposed," said Edel Vizcarra, planning and public works deputy for Antonovich. "He doesn't want it to become a regional landfill.

"If you expand this thing to the size of Sunshine Canyon (Landfill in Sylmar), they'll have trash from everywhere. We don't want this to be a landfill for Los Angeles city. We want it to serve as a resource for the Santa Clarita Valley."

Critics now say only a small percentage of the garbage comes from Santa Clarita, saying much of the waste is now trucked in from such cities as Burbank, Inglewood, Redondo Beach, Beverly Hills and El Segundo, as well as the San Fernando Valley and Ventura County.

Val Verde residents have complained of headaches and nausea they attribute to landfill odors and methane gas. Similar odor complaints have been made about Sunshine Canyon, which faces a second nuisance abatement order from air regulators.

Plambeck, of SCOPE, said the county received 10 percent of the Chiquita Canyon Landfill tipping fees, which came to roughly $8 million a year.

Last year, environmental activists submitted a civil rights complaint that residents of the mostly Latino community did not get notices or public meetings in Spanish regarding proposed expansion. The complaint filed with the county remains unresolved.

"The County knew people were already sick from the landfill. It needs to be shut down so we can be sure our kids grow in a healthy and safe environment," said Noe Rico, of Val Verde, who has two young children, in a statement.

"The County needs to be standing up for us ... not throwing us in the garbage pile."

Hi guys,

I am back from the "field trip" - LOL - already. **They segregated us.** I kid you not! there were 3 small private buses and John M. would not let this one lady who asked to go in a different bus because our bus was clearly full. He said, "No, you will go on this bus. We have this bus for the residents." There was one seat left and she was forced to sit there. They even kept the county people away from the reporters. The reporters had their own bus too. The commissioners were there, but you were not totally sure which was which. At the end when we were back at the cars you could see three men rush back to the other side of the parking lot (yes they segregated the parking too) and get in a Prius. A lady in a pants suit followed shortly after. We had two stops and we did NOT stop at the working face area. We were no where near it. Darcy asked why and the response was that they would have to shut down operations for this size tour. Darcy basically called Steve a liar (did not say it directly) by stating they have tours all the time, even schools. Steve said one truck is different than three buses (they were small fancy ones). Stacy Fortner was there and boisterous as usual - LOL.

Well, that gets you up to speed. Lots and lots of tension. I took some photos of one spot where they intend to make the new landfill. It is practically on top of the Post Office. I was on the hill looking right down on their roof - yikes!

**This is the letter circulated by Joe Messina, Chair 38th Republican Central Committee, and President of the Wm. S Hart School Board, POLITICIZING this issue.**

**Friends,**

As many of you know, the Democrats in the SCV have been actively mobilizing in preparations for 2018. They have disrupted events with Congressman Steve Knight, Senator Scott Wilk, and Assemblyman Dante Acosta. Every time they protest these events, and we do not show up to support for our legislators they feel more and more emboldened.

So emboldened they are now attacking one of our corporate friends and partners to our local Republican Central Committee, Chiquita Canyon landfill. Chiquita has been providing safe disposal of our waste in the Santa Clarita Valley for over 50 years. From all the information I have, and that has been studied by over-burdensome regulatory agencies I can attest to the fact they are doing a near perfect job. They have gone out of the way to minimize impacts and go above and beyond to be a good neighbor and community partner. Moreover, they create clean energy to power 10,000 homes each year.

The Democrats are headlining slick, Beverly Hills lawyer Bryan Caforio to speak out against Chiquita at their public hearing next week in an attempt to make the "Faux Santa Claritian" look like a local hero. Now is the time we mobilize for the good of the cause and turn out and support those who support us and to show the Democrats that we are not going to let them run wild unchecked and start disrupting long-term local businesses.

This is why it is vital that all Republicans be involved. **The fight starts NOW!**

Our friends and supporters at Chiquita have an important, high-profile hearing on their permit extensions next Wednesday, March 1, 2017, at 6 p.m. at Rancho Pico Jr. High in Valencia. Republican leadership has committed to bringing our supporters in mass to counteract the Democrat protests and lies. We do not need to speak; we just need to show up in support and wear a support sticker, t-shirt, or hat. That is all they are asking of us!

Please give us just a couple of hours of your time to be part of our movement!

**Thanks and see you next Wednesday, March 1!**

**Joe Messina**
**Chair 38th Republican Central Committee**

Propaganda

Here are the details:

**Wednesday, March 1, 2017, 6 p.m.**
**Rancho Pico Junior High School**
**26250 W. Valencia Blvd.**
**Valencia, CA 91381**

Please arrive by 5:45 p.m. and help support a long-time local business who has been supporting Republican candidates and organizations in the SCV! You can get your support materials in advance of the hearing by stopping by the TPC at Valencia between 4:30 and 5:30 p.m. that day.

Ms. Nancy Carder
30530 Remington Road
Castaic, CA 91384
carderfam@yahoo.com




R2004-00559-5
Claghorn/Ruiz

February 28, 2017

Mr. Richard Claghorn
Los Angeles County, Department of Regional Planning
Zoning Permits North Section
320 West Temple Street, Room 1348
Los Angeles, California 90012

**CHIQUITA CANYON LANDFILL: FINAL ENVIRONMENTAL IMPACT REPORT (EIR), FEBRUARY 2017**

Chiquita Canyon Landfill Project
Project Number R2004-00559-(5)
Conditional Use Permit No. RCUP200400042
Oak Tree Permit No. ROAK201500007
Environmental No. RENV200400039
State Clearinghouse No. 2005081071

Dear Mr. Claghorn,

I am a member of the community, and have the following comments on the Final EIR:

**Executive Summary**

**ES.4.1** – Green waste should not be used as daily cover, but instead mulched and offered to the public for compost. This will help keep organics out of landfills.

**ES.4.3** – Treated auto shredder waste (TASW) can be disposed of at landfills with WDRs, per DTSC; however it is allowed to contain 50 mg/L lead when the hazardous waste level for lead is 5 mg/L. The intention of the conditional authorization was to provide for it to be landfilled at a solid waste facility, and not fill up hazardous waste landfills at a high rate. If it is used as daily cover, the metals are subject to dispersal by the wind, and these elevated lead levels are a potential health concern.

**ES.5.2.1** – The statement "The No Project Alternative neither avoids nor substantially lessens the potentially significant environmental impacts of the Proposed Project" is false. CCL even contradicts itself in the Alternative Project Design section, when they

state that "continued operation **at capacity** of 6,000 tons/day, or increasing to 9,000 tons/day would **reduce** the severity of potential local air quality impacts. CCL cannot state that the proposed project will not have significant air effects to the Val Verde, Live Oak, and proposed Newhall Land developments, because they are only addressing impacts to the South Coast Air Basin as a whole; this is false.

**ES.6.2, fourth paragraph** – The CCL 2008-09 Annual Report to the RWQCB showed exceedances of the US EPA benchmark levels for seven parameters. What procedures are in place at the landfill to reduce any future exceedances of pollutant parameters in storm water? When exceedances occur, new or supplemental control measures must be put in place to reduce potential sediment in discharges.

**ES.6.4, Water Quality** – This section states that impacts from the project would be less than significant, because the project would be in compliance with NPDES requirements, CCR, Title 27 requirements, and Orders and WDRs from the RWQCB. Comments submitted by the California Department of Fish and Wildlife state that the proposed project may have substantial adverse effects on federally protected wetlands or waters of the United States. CCL has been out of compliance before, how is it magically going to stay in compliance from now on? There are no guarantees, and every time it is out of compliance the landfill is having a significant impact on water quality.

**ES.6.5, Biological Resources, Potential Impacts to Nesting Bird Species of Special Concern** – This section does not address the potential loss of cliff nesting habitat for the fully protected Golden Eagle, the Prairie Falcon, and the Turkey Vulture. According to Fish and Wildlife, there will be a substantial adverse effect on these species, and in Chapter 8, it is specified that CCL would need to establish a 1,000 foot buffer if a nest is discovered.

**ES.6.8, Air** - This section states that "Results indicate that the Proposed Project would result in carcinogenic, chronic, and acute health risks that would be less than significant, compared to SCAQMD significance criteria." Los Angeles County Regional Planning must verify if SCAQMD agrees with this conclusion. Comments from SCAQMD, dated January 9, 2017 regarding the Partially Recirculated Draft EIR (PRDEIR) state that "SCAQMD staff has serious concerns regarding the odor impact analysis, air quality and health risk assessment (HRA) in the PRDEIR. The proposed project would bring the active open areas of the landfill closer to existing receptors, and that the potential for odor impacts to the community have been concluded to be less than significant based on insufficient substantial evidence. They furthermore state that SCAQMD staff did not receive files which did not allow for a complete review of the accuracy of the proposed impacts. According to SCAQMD's comments on the Draft EIR and the PRDEIR, CCL and has presented data that has not conformed with SCAQMD requirements, such as:

1. Potential flare emissions were calculated based on a source test that was conducted with the flares only operating at 50% and SCAQMD staff were unable

to verify and reproduce the results, so the estimated flare emission may be significantly underestimated.

2. A projected landfill gas collection efficiency of 85% was used, when this has not been demonstrated to SCAQMD, and the default efficiency factor based on state and federal regulatory guidance is 75%;
3. The use of emission data on Medium Heavy Duty Trucks (MHDT) vs. emission data on Heavy Heavy Duty Trucks (HHDT) for the increase in 300 added waste truck trips, when data from HHDT were used for the 272 transfer trucks. CCLs response was that the calculations would show that they would still be exceeded operational thresholds.
4. Not including the increased emissions from waste truck trips into the maximum daily regional operational emissions estimate totals in the DEIR, because a "SCAQMD CEQA Air Quality Handbook" states that these operational emissions are included in the existing conditions and therefore not calculated in the DEIR, yet SCAQMD stated that this reference in the SCAQMD handbook is not clear to SCAQMD staff, and the lead agency seems to have based its determination on a displaced truck trip argument or relocated/redirected emissions that is not supported by the SCAQMD staff CEQA Guidance.
5. In the health risk assessment, the 9-year exposure duration was used instead of 16 years which is the length of the construction period. SCAQMD also stated that an exposure duration of 70 years, or the duration of the life of the project should be used in the final EIR.
6. The document concludes that the landfill expansion would not create objectionable odors, and that operational impacts would be less than significant, yet an Odor Monitoring Protocol and the proposed Odor Impact Minimization Plan or specifics on either of these plans had not been developed yet.

SCAQMD must have all the correct data and have enough time to review the Draft EIR, or the validity of the document is in question.

**ES.6.2** – The view of the proposed landfill expansion will be significant, since it will be seen from Interstate 5 and SR 126 and from locations all over the Santa Clarita Valley by individuals looking in that direction.

## Chapters

**2.2.3** – Shredded green waste used as daily cover is not a true diversion. This is also the position of Los Angeles County Public Works. Shredded green waste should be composted and offered to the public as mulch to conserve water. This will help keep organic materials out of landfills.

The TASW should not be used as daily cover as it contains elevated levels of metals, in particular lead. The solubility threshold limit concentration for lead (STLC) in California is 5 mg/L, and TASW is required to have an STLC of **less than 50 mg/L**. When TASW

is used as daily cover, it is not only a storm water run-off issue, but a wind dispersal issue that is not protective of the public, especially the workers at CCL.

**5.7.2.3** – This section states that erosion will be controlled in part by the NPDES Permit. Since CCL has been in violation of its permit, what procedures are in place to reduce any future exceedances of pollutant parameters in storm water? When exceedances occur, new or supplemental control measures must be put in place to reduce potential sediment in discharges.

**7, Visual Impacts** – The visual impacts resulting from the proposed expansion will be significant and unavoidable.

**7.8** – The proposed project will have significant impacts on surface water. In regards to the proposed expansion, the California Department of Fish and Wildlife states that "...the likelihood of releases to the river will increase dramatically". To say that mitigation measures are not needed is false. CCL has been out of compliance before with regards to its NPDES Permit. To respond to that noncompliance CCL has to implement control measures, and those are mitigation measures.

**11.3.3.2** – Ambient air quality data from Burbank and Reseda should not be used for the air calculations, as it is not representative of the project setting. Real time monitoring for PM2.5 should be conducted locally, and those values used in the air impact analysis, and risk assessment.

**11.6.3.2, Impact AQ-7** – "Combined operation and construction impacts at sensitive receptors would be less than significant, based on the results of a health risk assessment." Stating that this impact would be less than significant is false. The calculations showed an increase cancer risk to sensitive individuals in the Live Oak neighborhood. When I commented that this impact would could be compounded if the cumulative risk of additional emissions from vehicle exhaust (primarily diesel PM2.5) from Interstate 5 traffic was included, CCL's response was that "It is unlikely that combined risk impacts from project emissions and existing air toxics levels in the area would be significantly different from the existing estimated risks". A health risk assessment was not conducted using this additional exposure, so how can that statement be valid?

**11.5.1.1, last bullet** – As per SCAQMD, the landfill gas collection efficiency of 85% has not been demonstrated at this landfill yet. The default collection efficiency factor based on state and federal regulatory guidance is 75%.

**15.6.4** – The view of the western San Gabriel Mountains as well as the view of the Santa Susanna Mountains are both considered informally designated scenic vistas.

**<u>Topical Responses</u>**

**14**. The last paragraph states "please refer to Topical Response #10 Environmental Monitoring for a discussion of how CCL will be able to identify potential leaks in the liner system, and how residents will be informed of the leaks". There is no such discussion regarding this in Topical Response #10.

**18**. The draft EIR addressed impacts to the entire South Coast Air Basin as a whole, not the San Fernando/Santa Clarita Air Basin, and not the immediate Val Verde and Live Oak neighborhoods, and proposed Newhall Ranch developments. That way CCL can say none of the project alternatives would reduce the potential severity of one or more potentially significant impacts. However, later under Alternative Project Design, CCL states that continued operation at capacity of 6,000 tons/day, or increasing to 9,000 tons/day would reduce the severity of potential local air quality impacts. It is the local air quality impacts that are the most important and will have the most impact, and calculating the impacts to the basin, instead of the local area is misleading.

**20**. This is an analysis of property values in the past, and doesn't take into account the significant effects of doubling the daily capacity and having a mega ton landfill as a neighbor, which will have very negative effects on property values.

**21**. Cal/Enviroscreen does not factor in solid waste disposal facilities.

**26**. DTSC does allow TASW to be disposed of at municipal landfills with WDR's; however, TASW contains some metals that exceed hazardous waste regulatory thresholds, such as lead. The solubility threshold limit concentration for lead (STLC) in California is 5 mg/L, and TASW is required to have an STLC of less than **50** mg/L.

The response also stated that the commenter (NC) did not include the "investigative reports" showing that hazardous waste levels of zinc were found in samples from loads of treated ASR that were used as daily cover (landfilled) at CCL; however, the investigative reports **were included** as attachments to my October 22, 2014 comments submitted to Iris Chi.

Chiquita Canyon/RRM
Project No. 2004-00559-5




March 1, 2017

LOs Angeles County Planning Commissioners
Los Angeles County Department of Regional Planning
Rancho Pico Junior High School
26250 Valencia Blvd. Stevenson Ranch

Comments at the Public Meeting.

May 9, 1997 Conditional Use Permit Number 99-081(5) Item 46

The maximum total capacity of the landfill shall be 23 million tons, Landfill closure shall occur when this capacity is reached or by November 24, 2019.

March 17, 2016 Waiver granted by Richard Bruckner with conditions.

January 5, 2017 Chiquita Canyon Landfill Closure Process.

The original condition only allow for an extension not expansion of the landfill.

This landfill closure should take place now.

Carmillis Noltemeyer

25936 Sardinia Court
Valencia, CA 91355

Copies of letters

## CONDITIONS FOR APPROVAL
## CONDITIONAL USE PERMIT NUMBER 89-081(5)

1. Unless otherwise apparent from the context, the term "permittee" shall include the applicant and any other person, corporation, or other entity making use of this grant.

2. This grant shall not be effective for any purpose until the permittee and the owner of the property involved (if other than the permittee) have filed at the office of the Department of Regional Planning their affidavit stating that they are aware of, and agree to accept, all of the conditions of this grant.

3. The permittee shall defend, indemnify and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County or its agents, officers, or employees to attack, set aside, void or annul this permit approval, which action is brought within the applicable time period of Government Code Section 65009 or other applicable time period. The County shall promptly notify the permittee of any claim, action, or proceeding and the County shall cooperate fully in the defense. If the County fails to promptly notify the permittee of any claim, action, or proceeding, or if the County fails to cooperate fully in the defense, the permittee shall not thereafter be responsible to defend, indemnify, or hold harmless the County.

   In the event that any claim, action or proceeding as described above is filed against the County, the permittee shall within ten days of the filing pay the Department of Regional Planning an initial deposit of $5,000, from which the actual costs shall be billed and deducted for the purpose of defraying the expense involved in the department's cooperation in the defense, including, but not limited to, depositions, testimony and other assistance to the permittee or the permittee's counsel. The permittee shall also pay the following supplemental deposits, from which actual costs shall be billed and deposited.

   a. If during the litigation process the actual costs incurred decrease the account to less than $1,000, an amount necessary to restore the balance to $5,000. There is no limit to the number of supplemental deposits that

Advisory Committee and develop an additional component with the Committee for emergency notification to the Val Verde community. The landfill operator shall bear the reasonable costs, if any, of plan implementation.

44. Permittee shall comply with the Statement of Agreements and Understandings it entered into with certain community representatives on February 21 and 24, 1997, as that agreement has been amended and as it may be amended according to its terms. County enforcement of this condition shall be limited to a revocation or modification proceeding under County Code Section 22.56.1780 et seq., which may be commenced only in the event that a court or other decision maker of competent jurisdiction determines that the Permittee has breached its obligations under the Statement of Agreements and Understandings.

45. The permittee shall purchase translation equipment as specified by the Val Verde Civic Association for a one time cost not to exceed $8,000, by or before the first Val Verde Community Benefits Fund payment is made in accordance with the Statement of Agreements and Understandings referenced in condition no. 44, above.

46. The maximum total capacity of the landfill shall be 23 million tons. Landfill closure shall occur when this capacity is reached or by November 24, 2019, whichever occurs first.

47. In the event that the permittee is precluded from utilizing this grant as a result of a lawsuit, the permittee may continue to operate the existing landfill under CUP 1809-(5) beyond the November 24, 1997 expiration date applicable thereto, subject to all other conditions and limitations set forth in CUP 1809-(5), until completion of the fill design shown on the latest approved Exhibit A on file with CUP 1809-(5), or November 24, 2000, or resolution of the lawsuit challenging the grant of this CUP 89 081-(5), whichever occurs first.

A:\CUP89081.CON
4/29/97

January 2, 2017

Mr. Richard Claghorn
Department of Regional Planning
329 West Temple Street
Los Angeles, California 90012-8225

VIA –Email rclaghorn@planning.lacounty.gov

Re: Public Records Response dated December 22, 2016
Chiquita Canyon Landfill, Community of Val Verde
Pending CUP No. 2004-00042

Mr. Claghorn,

I question the legality of your request for an "additional 14 days to respond" to my public records request dated December 16, 2016. It is suspect because you place the date to comply near or at January 9, 2017. That is the date the written comments on this issue are due.

This appears to be nothing more than a stall tactic to prevent the public from having this information.

The conditions of the waiver that was granted should have been made public at the time the Chiquita Canyon Landfill Expansion Hearing was held December 15, 2016 at the West Ranch High School, 26255 W. Valencia Blvd., Stevenson Ranch 91381.

✓ The information at that meeting was only regarding the CUP itself as though the agreement made to the community did not exist. It ignored the fact that the former CUP had already been violated. The fact that they were operating under a " limited waiver" having already violated the agreement with the community should have been made public.

✓ Please include my December 15, 2016 Public Records Request and this letter as formal comments to the Pending CUP No. 2002-00042.

Carmillis Noltemeyer
25936 Sardinia Court
Valencia, CA 91355

Los Angeles County
Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

January 5, 2017

Carmillis Noltemeyer
25936 Sardinia Court
Valencia, CA 91355

Dear Ms. Noltemeyer:

**PUBLIC RECORDS ACT REQUEST: CHIQUITA CANYON LANDFILL CLOSURE PROCESS**

Thank you for your recent Public Records Act request to the Department of Regional Planning (Department) dated December 16, 2016, regarding the location listed above.

You requested the landfill closure process for Chiquita Canyon Landfill as required by Conditional Use Permit (CUP) 89-081, and referenced in the waiver letter dated March 17, 2016.

The Department requested an extension of time to research your request and search for any available records. The additional time requested was needed due to the Department staff assigned to the project being unavailable during the holidays.

The CUP conditions do not specifically mention a closure plan, only that no further waste shall be accepted once the termination date of the CUP or the tonnage limit is reached, whichever occurs first. The landfill closure process is mentioned in the waiver letter but it does not detail what the process entails. The Department does not maintain or review a landfill closure plan. The landfill closure plan is kept by the California Department of Resources Recycling and Recovery (CalRecycle). A Preliminary Closure and Postclosure Maintenance Plan is available on CalRecycle's website, along with correspondence related to the landfill closure plan and a 5-Year Solid Waste Facility Permit Review, which contains revised closure and postclosure cost estimates. Hard copies of these documents are being provided to you, and they can also be accessed directly from CalRecycle's website at the following location:

http://www.calrecycle.ca.gov/SWFacilities/Directory/19-AA-0052/Document?SITESCH=19-AA-0052

Please contact Richard Claghorn at (213) 974-6443 or rclaghorn@planning.lacounty.gov if you would like to review any of these records or if you have any questions on this matter. Our office hours are Monday through Thursday, 7:00 a.m. to 6:00 p.m.

Sincerely,

DEPARTMENT OF REGIONAL PLANNING
Richard J. Bruckner
Director

Samuel Z. Dea, Supervising Regional Planner
Zoning Permits North Section

SZD:RC

Letter from Joe Messina

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**Joe Messina**
**Chair 38th Republican Central Committee**

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Claghorn / Ruiz

RECEIVED
MAR - 1 2017

Project No
R 2004-00559-5

Articles where West Ranch Paper calls Val Verde residents liars and should be arrested for reporting smells. Paper funded mainly from landfill. Bob Sirt Article

http://www.westranchbeacon.com/weekly-column.php?id=3249

http://www.hometownstation.com/santa-clarita-news/cancer-risks-of-landfill-misrepresented-by-opponents-180653

https://signalscv.com/2016/12/15/john-musella-lies-left/

https://www.facebook.com/groups/805405059557906/search/?query=Marty%20Kreisler

http://www.latimes.com/local/lanow/la-me-ln-val-verde-landfill-dispute-20160810-snap-story.html

http://www.dailynews.com/environment-and-nature/20161215/sunshine-canyon-landfill-operator-ordered-to-control-foul-odors

http://westranchbeacon.com/visit-article-archives-view.php?catg=1&id=6517

http://westranchbeacon.com/visit-article-archives-view.php?catg=1&id=4853

http://westranchbeacon.com/visit-article-archives-view.php?catg=1&id=1368

Emails regarding signature cards, Val Verde residents showed up with trucks loaded with trash. They were given signature cards to sign. Some felt they had to sign them or turn back with truck loads of trash.

Offer from John Musella regarding signature cards and Dump Day9 Dec Greg Kimura from Val Verde
I received an email from John Musella this morning regarding the signature cards and the Dump Day. He asked any resident who would like to have their card removed to call him at 310-717-6622 or to contact the landfill. For clarification, these cards are the ones that the landfill asked the residents to sign - the ones which say they support the expansion. Shared with Val Verde in General THANKED! 6 REPLY 10 You, Abigail, Alexandra and 3 others thanked Greg
Erica Larsen from Val Verde9 Dec
Also if you or anyone you know signed the petition unwillingly please feel free to contact me to help build a legal case against the landfill. 661.670.8663, C4CCLC@gmail.com
Edited on 9 Dec Thank Flag Abigail, Sara and Kathy thanked Erica
Abigail DeSesa from Val Verde9 Dec
Go Erica! If they signed that and signed ours that will void them out on ours at least if not both, but we can't be sure. They will have the more recent date. Thank Flag Erica thanked Abigail
Erica Larsen from Val Verde9 Dec
That's true Abigail... I doubt anyone will go line by line verifying signatures and frankly if they signed both they signed both, I think it will be the final numbers that matter. Just my thought on it but I'm not sure what kind of back checking goes on with petitions. : /

web sights
chiquita canyon/musella calling w/
verde liars, no ask. to health etc.

http://www.hometownstation.com/santa-clarita-latest-news/scv-chamber-announces-2017-chairman-of-the-board-john-musella-179434

http://www.hometownstation.com/santa-clarita-latest-news/scv-chamber-of-commerce-to-install-first-openly-gay-chairman-182256

http://www.hometownstation.com/santa-clarita-news/environment/county-planners-to-hold-chiquita-canyon-hearing-march-1-181580

http://www.hometownstation.com/santa-clarita-latest-news/county-expects-to-make-chiquita-canyon-landfill-decision-in-january-180980

http://www.hometownstation.com/santa-clarita-latest-news/county-to-look-at-odor-mitigation-at-chiquita-canyon-178857

http://www.hometownstation.com/santa-clarita-latest-news/trash-to-treasure-calarts-students-win-chiquita-canyon-found-art-scholarship-competition-168930

http://www.hometownstation.com/santa-clarita-latest-news/santa-clarita-valley-chamber-of-commerce-honors-businesses-for-community-work-166281 This article names those on the SCV Chamber of Commerce

http://www.hometownstation.com/santa-clarita-news/breaking-news/environmental-groups-file-complaint-over-county-outreach-for-landfill-expansion-154185

http://www.hometownstation.com/santa-clarita-news/environment/county-working-on-responses-to-chiquita-canyon-landfill-expansion-120816

http://www.hometownstation.com/santa-clarita-news/environment/activists-ask-for-another-hearing-on-chiquita-canyon-landfill-118036

http://www.hometownstation.com/santa-clarita-news/environment/chiquita-canyon-expansion-public-hearing-requested-by-santa-clarita-groups-117892

http://www.hometownstation.com/santa-clarita-news/environment/chiquita-canyon-holds-free-disposal-day-for-val-verde-residents-104550

http://www.hometownstation.com/santa-clarita-latest-news/chiquita-canyon-landfill-expansion-still-seeking-val-verde-support-94029

http://www.hometownstation.com/santa-clarita-news/events/santa-clarita-valleys-top-51-most-influential-honored-90946

http://www.hometownstation.com/santa-clarita-news/castaic-oks-chiquita-canyon-money-no-deal-yet-for-val-verde-43840

http://www.hometownstation.com/santa-clarita-news/santa-clarita-to-join-call-for-more-time-on-chiquita-canyon-landfill-43639

http://www.hometownstation.com/santa-clarita-news/val-verde-residents-ask-county-for-more-time-on-landfill-expansion-43588

http://www.hometownstation.com/santa-clarita-news/chiquita-canyons-val-verde-landfill-plan-to-be-discussed-in-castaic-43035

http://www.hometownstation.com/santa-clarita-news/chiquita-canyon-expansion-project-open-for-public-comment-42886

http://www.hometownstation.com/santa-clarita-news/arts-and-entertainment/calarts-chiquita-canyon-landfill-host-found-art-competition-in-valencia-41524

http://www.hometownstation.com/santa-clarita-news/antonovich-discusses-issues-concerns-at-state-of-the-county-luncheon-34846

http://www.hometownstation.com/home-town-station/scv-business-chamber-spotlight-march-21-2013-34010 Shows Musella's involvement in town

http://www.hometownstation.com/santa-clarita-news/scv-youth-project-announces-new-executive-committee-leadership-19441 Shows Musella's involvement in town

http://www.hometownstation.com/santa-clarita-news/scv-youth-project-announces-new-leadership-12594 Shows Musella's involvement in town

https://www.youtube.com/watch?v=xDKUlq3vzu8 This KHTS U-Tube

comments on that u tube video

Top comments



Susie Evans2 years ago (edited)

Response to Musella - less than 20% of trash going into Chiquita Canyon Landfill comes from Santa Clarita. They take more than the trash under your sink, they have taken in nuclear waste from Rocketdyne, arsenic sludge from Santa Barbara, and toxic waste from an auto shredder in Anaheim. That auto shredder was sued by LA County and won. Chiquita Canyon has violated their CUP (conditional use permit) numerous times since 1997. The methane they sell does not go to Santa Clarita - they sell it to Burbank and another city away from Santa Clarita. The landfill had severe breaks in their landfill after the 1994 earthquake, allowing the gasses to escape into the air we breathe. They are not good neighbors to the residents of Live Oak and Val Verde, The SMALL GROUP OF OPPOSITION is not small. INTIMIDATED OR HARASSED by those small groups? John Musella did get Castaic Area Town Council to sign a contract. Castaic supports the landfill and cannot speak negatively. ever, about the landfill or they will loose the money and be sued. I personally do not believe they will stop violating the CUP ever. They get notices of violations and they just pay the fine and hope they don't get caught the next time. I would like to see KHTS bring on someone who opposes the landfill and has the documentation to prove the aforementioned statements.

Read more

Reply



2 years ago

Good job! Keep breaching contract and handing out propaganda! You are a poison, Musella. And so is your dump.

Reply 1



pmacal5002 years ago

Great interview.....very informative.

Reply



J. Fields2 years ago

Houston-based Waste Management is burning landfill gas enough for 400,000 homes. Is Chiquita Canyon doing all it can. 10,000 homes a year is not that much. I suggest that everyone read the DEIR and know what is planned for our community, do not just take it from the landfills lobbyist. Are you really a "Good Neighbor?" Giving back to the neighborhood is great, but paying people off to look the other direction or silencing entire neighborhoods like Castaic, by paying the Castaic Town Council money to sign a gag order, restricting all of Castaic to not talk badly about the landfill, for the life of the landfill. And if they do, they will lose the money. Not really a good neighbor are you.

Read more

Reply

https://www.youtube.com/watch?v=ZZ0Snf5IQNM




Abigail DeSesa2 years ago

Too bad this "clean energy" doesn't stay in Castaic. It is sent out of the entire greater Santa Clarita Valley...

Reply

https://www.youtube.com/watch?v=37kuAuZQKbU



Susie Evans1 year ago

This gas is sold to Burbank and Glendale NONE OF IT GOES TO SANTA CLARITA

https://www.youtube.com/watch?v=ZBl_Uh8tsfw

https://www.youtube.com/watch?v=ZZ0Snf5IQNM

https://www.youtube.com/watch?v=s8KoX1BYgfE Musella tells his background that started with Newhall Land

https://www.youtube.com/watch?v=fZVROZI-ZbE Interview with BJ Atkins 10-25-2016

https://www.youtube.com/watch?v=UsnMc1AS7Qk CATC meeting 9-17-2014

https://www.youtube.com/watch?v=uAXbuclX-3k Canyon Country 1-21-2015

Flyer put out by Paid Lobbyist John Musella pretending to be the Val Verde Civil Association.

# DO NOT LET THEM

# TAKE YOUR MONEY!!

# VOTE
# 'YES' FOR VAL VERDE
# TONIGHT!!!

## HAVE YOUR VOICE BE HEARD!!

- ✓ The new landfill agreement instantly doubles money to CBFC
- ✓ **LANDFILL PAYS CBFC $340,000 now... new agreement starts at $560,000**
- ✓ Save $100,000 in scholarships to VV youth!!
- ✓ Save youth Soccer!!
- ✓ Save YAL funding!!
- ✓ Save your kids programs!!
- ✓ Save your ESL programs!!
- ✓ Save your Senior Bus Passes!!
- ✓ Save your Holiday Programs!!
- ✓ Save CERT funding!!
- ✓ Save your animal Spay and Neuter program!!

## SAVE OUR CBFC FUNDS!!

**VAL VERDE CIVIC ASSOCIATION**
**Special Dump Money Meeting @ 6 p.m. TONIGHT!!**

# NO DEJES QUE TOMEN

# TU DINERO!!

# VOTA

# 'SI' POR VAL VERDE

# ESTA NOCHE!!!

## HAZ QUE TU VOZ SE ESCUCHE!!

- ✓ El nuevo acuerdo del vertedero instantaneamente duplica el dinero para CBFC
- ✓ **EL VERTEDERO PAGA CBFC $340,000 ahora...el nuevo acuerdo empieza a $560,000**
- ✓ Salva $100,000 en becas para la juventud de VV!!
- ✓ Salva el futbol juvenil!!
- ✓ Salva financiacion YAL!!
- ✓ Salva los programas infantiles!!
- ✓ Salva los programas ESL!!
- ✓ Salva los pases de autobus para los mayores de edad!!
- ✓ Salva los programas de dias festivos!!
- ✓ Salva financiacion CERT!!
- ✓ Salva el programa de estirilizacion y castracion de animales!!

## SALVA NUESTROS FINANCIACIONES CBFC!!

**ASSOCIACION CIVICA DE VAL VERDE**

Junta Special @ 6 p.m. ESTA NOCHE!!

Website where the landfill uses Greg Kimura for their commercial. Earlier Greg sent letter threatening mass deportation and County inspections if Val Verde pursued legal action against the county and the landfill.

https://www.youtube.com/watch?v=ZBI_Uh8tsfw

Kimura/child at a Commercial.

Greg was not president of VVCA when Commercial was made.

town voted to shut down landfill

over 100 people in attendance.

no votes to expand landfill.

Date: Sun, 29 Mar 2015 17:24:44 +0000
From: gregkimura3@sbcglobal.net
To: artstevesteve6@msn.com
Subject: Re: Planned meeting for Monday

Hi Steve,

Please don't share email this with anyone - I don't want this getting out.I don't think the county is going to go after everyone on our board.

I think they'll pick one or two and go after them. If they go after the entire board, it'll be too easy to prove, but one or two would be random. They could do a sweep through Val Verde and make sure they get someone on our board. I don't think anyone in this town is 100% clean, so it'll be easy pickings for the county. Steve Howse has a business - very easy to go after. Or they can go after Arturo and in the process pick up others in Val Verde. Or Frank and Carlos with unpermitted work on their homes. Do we know if Jaime's house is permitted properly. Or how about his job and the YAL - they can close it down. Your job with LAUSD. Ramon and his business. I own a business. Chris is an easy one. Think about it, we're easy targets. They could get one or two and then they let the rumors run. Can't be proven and now someone's life is ruined.

Here's something that I've personally witnessed and another that happened to me that did scare the crap out of me.

One day, I was at a Dept of Regional Planning Hearing. One of the cases that went before ours had to do with a lady who owned a house for years. Prior to her purchasing the home, someone had done some unpermitted work. The work was done in the 1930's and nobody had said anything about it for 80+ years. She was at the hearing, because the county found out about and they were trying to make her tear down part of her home. The spirit of the law (regarding permitting) is to make sure retrofits to a house are done properly, so the residents are safe. The letter of the law says that the owner is required to get a permit for certain repairs/upgrades to a home.

The DRP held the hearing, which wasn't more than 15 minutes. She pleaded with them, told them that it was this way when she bought the house and she's owned it for years and nothing has gone wrong with the house. She said that the work was done in the 1930's and the years have proven that it's okay. She told them that she doesn't have the money to tear that part down and to rebuild it. She was talking to a block wall - after she pleaded with them, the hearing officer told her that she would need to tear it down and then get proper permits. Cindy and I were shocked at the outcome, because all the prior cases that day were not treated in such a harsh manner. Our conclusion was that she must've got someone pretty pissed and this was their retribution.

In 2000, I had a retail store in La Jolla. I decided to have a going out of business sale. We painted the windows, put banners up and advertised our sale - nothing different that I've done before in Ventura County. Whoever I pissed off had to know someone up high because one day, half of the city's police force showed up at our store. The police cars had their lights on, cars were pointed at

our store and officers were looking at the building and taking pictures like it was a major crime scene. A few days later, I get a letter from the county, telling me that I am in violation of some code and I must stop my sale. I did stop the sale (the police came by and checked many times), I had to hire and attorney and go to court and even though the charge was a silly one. You see, all my permits and licenses to do business were up to date, but I didn't get a going out of business license - something I've never heard of, nor was asked to get at any of my other sales. Just prior to going into the courtroom, my attorney told me that this would be an easy case and at worst, I would have a small fine. During my hearing, I felt my attorney's attitude change. After the hearing, my attorney took me to the side and sternly asked what I did. He told me that I must've got someone pretty high up on my bad side, because they court is going after me full force. I had to pay a bail and I was let go for the next hearing. At the final hearing, I was fined and then given community service. My attorney told me that I was lucky they didn't put me in jail!

Even though we don't think things like this can happen and we believe that the law is on our side, people can call in favors. Be it Chicago, Los Angeles or San Diego, the laws are out there to be manipulated by the people in charge and if you get the wrong person upset, they'll find some way to get you.

I don't think the county will go after the person signing, because it's too easy to prove, but the unnamed people on the board are the ones I'm worried about. That's why I said that we should have the entire board sign, but we're not going to get everyone to vote yes. If we don't have the entire board sign, then it shows lack of unity, which we can't have.

After leaving Sara's house on Friday, I gave this a lot of thought and even though our VVCA should be the one to sign (the entire board should sign) to get the best impact, I don't see it happening. If we all sign, it'll be the best way I can protect the board, but based on our last meeting, it won't happen. We'll need to find another way to get it done. We should focus our energy on finding another group to sign the complaint.

Thank you.

Greg

Date: Sat, 4 Apr 2015 05:39:04 +0000
From: gregkimura3@sbcglobal.net
To: showse@sbcglobal.net; dic_camarillo@hotmail.com; ramon@thinktenmediagroup.com; jaimeb1211@yahoo.com; artstevesteve6@msn.com; k.smalley@sbcglobal.net; magnificocarlos@sbcglobal.net; fnboyy1@yahoo.com; helloiris@att.net
Subject: Re: Fiduciary duty

Hi Steve,

I don't consider communicating with Erica as going against The Board and I'm not going to keep anyone here from doing so. I do ask that everyone here is careful about what they email. Email can't be taken back.

I know that things get heated and people say or write things they later regret. I've been guilty of it many times. I'm just asking for everyone to be careful - that's it. If someone can't control themselves, I would rather lose them from the Board vs have to do something.

Thank you.

Greg

# Transfer of 36,726 lbs (transfer id #6674258) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2010

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESD & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2010 |
| Parent Company | PARAMELT BV |
| Parent Company Duns | 009027970 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 046432993 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@ARGUESO.COM |
| Technical Contact Name | DHIRAJ LAMA |

# Transfer of 57,177 lbs (transfer id #7201540) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2013

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESO & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2013 |
| Parent Company | M. ARGUESO & CO. INC. |
| Parent Company Duns | 001661206 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 001661206 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@PARAMELT.COM |
| Technical Contact Name | DHIRAJ LAMA |
| Technical Contact Phone | 6265733000 |
| Tech Contact Email | DLAMA@PARAMELT.COM |

**Basic Submission Info**

| | |
|---|---|
| Document Control Number | 1313211176007 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info** (Transfer #1)

| | |
|---|---|
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |
| All NAICS Codes | 325998 |

| | |
|---|---|
| NAICS Industry | Chemicals |

**Submission SIC Code Info** ?

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info** ?

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet ? | link |

**Origin Activities and Uses** ?

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** ? (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 57,177 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2013: 1
Total transfers (lbs): 57,177

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

Resizing

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 7201540 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

# Transfer of 46,189 lbs (transfer id #7019207) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2012

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESO & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2012 |
| Parent Company | M. ARGUESO & CO. INC. |
| Parent Company Duns | 001661206 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 001661206 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 324199: All Other Petroleum and Coal Products Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@PARAMELT.COM |
| Technical Contact Name | DHIRAJ LAMA |

| | |
|---|---|
| Technical Contact Phone | 6265733000 |
| Tech Contact Email | DLAMA@PARAMELT.COM |

**Basic Submission Info**

| | |
|---|---|
| Document Control Number | 1312210244125 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 324199: All Other Petroleum and Coal Products Manufacturing |
| All NAICS Codes | 324199 |
| NAICS Industry | Petroleum |

**Submission SIC Code Info** (Transfer #1)

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet | **link** |

**Origin Activities and Uses**

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 46,189 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2012: 1
Total transfers (lbs): 46,189

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*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 7019207 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 82,711 lbs (transfer id #6830954) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESD & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | PARAMELT BV |
| Parent Company Duns | 009027970 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 046432993 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Technical Contact Name | DHIRAJ LAMA |
| Technical Contact Phone | 6265733000 |

| | |
|---|---|
| Tech Contact Email | DLAMA@ARGUESO.COM |

**Basic Submission Info**

| | |
|---|---|
| Document Control Number | 1311209423298 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |
| All NAICS Codes | 325998 |
| NAICS Industry | Chemicals |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info** (Transfer #1)

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Shee | link |

**Origin Activities and Uses**

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | Yes |
| Manufacture for on-site use or processing | Yes |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 82,711 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 82,711

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830954 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 750 lbs (transfer id #6830958) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

### Transfer #1

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742232 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | STYRENE |
| CAS Number | 000100425 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Carcinogen, Flammable (3rd or 4th degree), Reactive (2nd-4th degree) |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 750 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 750

---

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830958 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830955) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

Toxic Release Inventory (TRI) Data for transfer with rtknet.org record id 6830955, 1987-2013, extended detail

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742206 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | ANTIMONY COMPOUNDS |
| CAS Number | N010 |
| NJ Haz. Substance Fact Sheet | link |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

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*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830955 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830956) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

### Transfer #1

**Transfer Destination** ?

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info** ?

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** ? (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info** ?

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info** ?

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742218 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | DIBUTYL PHTHALATE |
| CAS Number | 000084742 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Teratogen |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830956 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830957) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742220 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | METHYL METHACRYLATE |
| CAS Number | 000080626 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Flammable (3rd or 4th degree), Reactive (2nd-4th degree) |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

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*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830957 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 36,726 lbs (transfer id #6674258) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2010

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESD & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2010 |
| Parent Company | PARAMELT BV |
| Parent Company Duns | 009027970 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 046432993 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@ARGUESO.COM |
| Technical Contact Name | DHIRAJ LAMA |

| | |
|---|---|
| Technical Contact Phone | 6265733000 |
| Tech Contact Email | DLAMA@ARGUESO.COM |

**Basic Submission Info** ?

| | |
|---|---|
| Document Control Number | 1310208693388 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info** ?

| | |
|---|---|
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |
| All NAICS Codes | 325998 |
| NAICS Industry | Chemicals |

**Submission SIC Code Info** ? (Transfer #1)

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info** ?

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet ? | link |

**Origin Activities and Uses** ?

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | Yes |
| Manufacture for on-site use or processing | Yes |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** ? (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 36,726 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2010: 1
Total transfers (lbs): 36,726

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6674258 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 890 lbs (transfer id #6674259) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2010

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |

# Landfill Smells.

SL

STEVE LEE

Reply|

Sat 11/12/2016, 10:55 AM

executiveoffice@bos.lacounty.gov;

rglaser@planning.lacounty.gov

Please forward to all 5 county supervisors.

Just called AQMD at 1-800-CUT-SMOG. Wanted to do yard work, but that is not possible with the smells from the landfill throughout my yard. Chiquita Canyon Landfill is affecting the quality of my life.

Steven Lee

# Odor Complaint

SL

STEVE LEE

Reply|

Thu 8/11/2016, 8:08 AM

executiveoffice@bos.lacounty.gov;

gvillalobos@ph.lacounty.gov;

ncastellanos@ph.lacounty.gov;

Info@valverdecac.org;

ogomez@planning.lacounty.gov;

+5 more

Please forward to all 5 supervisors. Once again I have called AQMD because of the stench coming through my windows and opened door. I have had to close the house and revert again to air conditioning my house. I now will have to sit in the hopes that maybe AQMD will be able to come out within the next hour to 3 hours. This is greatly effecting the quality of my life and my neighbors life. Then to find out that the Air Abatement issue at Sunshine is being discussed and the solution to lesson their smells is to ship it to us when we are less than 800 feet from the land fill. I do not know how a company can directly disobey a cup and no one does anything.

1. No running total on tonnage.
2. Failure to notify VVCAC or the VVCA boards of clean hands waiver.
3. Deliberate disregard to the 23 million tons and close.
4. No closing plan on file.

Where is the county in this? Is the money that great that it has to be at the health of citizens?

## Closing Plan

SL

STEVE LEE

Reply|

Tue 8/9/2016, 4:41 PM

ogomez@planning.lacounty.gov;

rglaser@planning.lacounty.gov;

Darcey Stinson (lvsnwbd@hotmail.com);

'Abigail DeSesa' (abigaildesesa@sbcglobal.net);

+12 more

You replied on 8/9/2016 6:48 PM.

Please make sure that this reply is forwarded to all 5 county supervisors.

I would like the closing plans emailed to all concerned on this email list. I am worried since we were told by the Landfill representative that there were no closing plans and that the county never had any plans on closing the landfill, or they would have informed them. If that is the case than it does suggest cohersion between the landfill and the county, which imply's that the expansion was a forgone conclusion for the landfill. I am assuming that since the landfill was so close to tonnage that closing papers are on file and were started in or by the year 2014 and completed when tonnage was reached. I would like this within the next 10 days. If they cannot be supplied because they were never drafted, than please feel free to take the next 60 days to comply and create and send closing plans. This time make sure that the Val Verde Community Advisory Committee and the VAl Verde Civic Association are included in all documents within 5 business days. Another violation of the Conditional Use Permit when they were not included in the supposedly Clean Hands Waiver signed on March 17th, but could not be produced to all involved until Yesterday.

I would like this request to be included in the administrative record.

Thank you for you expedient work on this matter.

Sincerely,

Steve Lee

Email I sent to paper.

L.A. Times

SL

STEVE LEE

Reply

Mon 8/8/2016, 5:11 PM

Leon Worden (lworden@scvtv.com)

Between us, L.A. times has requested the recording of the last VVCAC meeting. The one that Roselyn oversees. The landfill never mentioned the Waiver, so I think this is going to blow up in both the county's face and the landfills. At that meeting was Rob Glazer of Zoning, also never mentioned the waiver. The funny thing is Rob

was shown pictures of the trucks sitting on the 126 and he said that would be a violation. Picture dates the same date that his department gave them a clean report, she was supposedly at the landfill site all day and would have noticed that. It is all on recording.

## Re: Chiquita Canyon Landfill

SL

STEVE LEE

Reply

Mon 8/8/2016, 4:28 PM

Vizcarra, Edel (EVizcarra@lacbos.org);

'lynnepl1@juno.com';

drfaye@drfayesnyder.com;

Wayman, Rosalind (RWayman@lacbos.org);

lynne.plambeck@scope.org;

+29 more

It would seem that the all party's involved should have at least been notified. I don't even think the landfill new or we would have heard it at the meeting. For sure zoning had no idea. Since the VVCA is on the contract why were they not notified. It seems that the decision to let this landfill go through no matter what is already decided. So once again why are we playing the game that the voices of the community matter?

---

**From:** Vizcarra, Edel <EVizcarra@lacbos.org>

**Sent:** Monday, August 8, 2016 10:48 AM

**To:** 'lynnepl1@juno.com'

**Cc:** drfaye@drfayesnyder.com; Wayman, Rosalind; artstevesteve6@msn.com; lynne.plambeck@scope.org; magnificocarlos@sbcglobal.net; fnboyy1@yahoo.com; erica@eekart.com; k.smalley@sbcglobal.net; sagefamily@sbcglobal.net; showse@sbcglobal.net; greenshoots@sbcglobal.net; aherrell@newhall.com; CARORAC22@YAHOO.COM; dlorenzo@parks.lacounty.gov; jaimeb1211@yahoo.com; rtalamantez80@yahoo.com; bonnienikolai@outlook.com; dawn.faulconer@gmail.com; gregkimura3@sbcglobal.net; jbrchambers@gmail.com; idlemandesign@gmail.com; johnkunak@sbcglobal.net; kquick@gmail.com; flo@peoplehunter.com; carderfam@sbcglobal.net; sandia424@yahoo.com; abigaildesesa@sbcglobal.net; bill@billmiranda.com;

lvsnwbd@hotmail.com; ssanchez@newhall.com; SteveCa@WasteConnections.com; tanyagrace70@yahoo.com; Bell, Tony

**Subject:** RE: Chiquita Canyon Landfill

This was not a discretionary permit that required public notification, it was an administrative permit granted by the Director of Planning. Also, I was asked to get a copy of the permit on Thursday afternoon and DRP is closed on Fridays.

**From:** lynnepl1@juno.com [mailto:lynnepl1@juno.com]

**Sent:** Monday, August 08, 2016 10:45 AM

**To:** Vizcarra, Edel

**Cc:** drfaye@drfayesnyder.com; Wayman, Rosalind; artstevesteve6@msn.com; lynne.plambeck@scope.org; magnificocarlos@sbcglobal.net; fnboyy1@yahoo.com; erica@eekart.com; k.smalley@sbcglobal.net; sagefamily@sbcglobal.net; showse@sbcglobal.net; greenshoots@sbcglobal.net; aherrell@newhall.com; CARORAC22@YAHOO.COM; dlorenzo@parks.lacounty.gov; jaimeb1211@yahoo.com; rtalamantez80@yahoo.com; bonnienikolai@outlook.com; dawn.faulconer@gmail.com; gregkimura3@sbcglobal.net; jbrchambers@gmail.com; idlemandesign@gmail.com; johnkunak@sbcglobal.net; kquick@gmail.com; flo@peoplehunter.com; carderfam@sbcglobal.net; sandia424@yahoo.com; abigaildesesa@sbcglobal.net; bill@billmiranda.com; lvsnwbd@hotmail.com; ssanchez@newhall.com; SteveCa@WasteConnections.com; tanyagrace70@yahoo.com; Bell, Tony

**Subject:** RE: Chiquita Canyon Landfill

Thanks Edel - Several questions. Why wasn't the community informed of this in March? Why were you unable to send this out last week? Please provide the adendum.

Lynne Plambeck

---------- Original Message ----------

From: "Vizcarra, Edel" <EVizcarra@lacbos.org>

To: "'Dr. Faye Snyder'" <drfaye@drfayesnyder.com>

Cc: "Wayman, Rosalind" <RWayman@lacbos.org>, "'Steve Lee (artstevesteve6@msn.com)'" <artstevesteve6@msn.com>, "'Lynne Plambeck (lynne.plambeck@scope.org)'" <lynne.plambeck@scope.org>, "'Carlos Lopez (magnificocarlos@sbcglobal.net)'" <magnificocarlos@sbcglobal.net>, "'Chris Morris (fnboyy1@yahoo.com)'" <fnboyy1@yahoo.com>, "'Erica Dockray (erica@eekart.com)'" <erica@eekart.com>, "'Kevan Smalley (k.smalley@sbcglobal.net)'" <k.smalley@sbcglobal.net>, "'Sara Sage (sagefamily@sbcglobal.net)'" <sagefamily@sbcglobal.net>, "'Steven Howse (showse@sbcglobal.net)'" <showse@sbcglobal.net>, "'Terry Harrah (greenshoots@sbcglobal.net)'" <greenshoots@sbcglobal.net>, "'Alex Herrell (aherrell@newhall.com)'" <aherrell@newhall.com>, "'CAROLINA LOPEZ (CARORAC22@YAHOO.COM)'" <CARORAC22@YAHOO.COM>, "'Darwin Lorenzo (dlorenzo@parks.lacounty.gov)'" <dlorenzo@parks.lacounty.gov>, "'Jamie Briano (jaimeb1211@yahoo.com)'" <jaimeb1211@yahoo.com>, "'Robert Talamantez (rtalamantez80@yahoo.com)'" <rtalamantez80@yahoo.com>, "'Bonnie Nikolai (bonnienikolai@outlook.com)'" <bonnienikolai@outlook.com>, "'Dawn Faulconer (dawn.faulconer@gmail.com)'" <dawn.faulconer@gmail.com>, "'Greg Kimura (gregkimura3@sbcglobal.net)'" <gregkimura3@sbcglobal.net>, "'Jessica Chambers (jbrchambers@gmail.com)'" <jbrchambers@gmail.com>, "'Jim Idleman (idlemandesign@gmail.com)'" <idlemandesign@gmail.com>, "'John Kunak

(johnkunak@sbcglobal.net)'" <johnkunak@sbcglobal.net>, "'Kelly Quick (kquick@gmail.com)'" <kquick@gmail.com>, "'Lawrence, Flo (flo@peoplehunter.com)'" <flo@peoplehunter.com>, "'Lloyd Carder (carderfam@sbcglobal.net)'" <carderfam@sbcglobal.net>, "'Sandia Ennis (sandia424@yahoo.com)'" <sandia424@yahoo.com>, "'Abigail De Sesa (abigaildesesa@sbcglobal.net)'" <abigaildesesa@sbcglobal.net>, "'Bill Miranda (bill@billmiranda.com)'" <bill@billmiranda.com>, "'Darcy Stinson - CAC (lvsnwbd@hotmail.com)'" <lvsnwbd@hotmail.com>, "'Sandy Sanchez (ssanchez@newhall.com)'" <ssanchez@newhall.com>, "'Steve Cassulo - Chiquita Canyon (SteveCa@WasteConnections.com)'" <SteveCa@WasteConnections.com>, "'Tanya Hauser (tanyagracc70@yahoo.com)'" <tanyagrace70@yahoo.com>, "Bell, Tony" <TBell@lacbos.org>

Subject: RE: Chiquita Canyon Landfill

Date: Mon, 8 Aug 2016 17:20:16 +0000

Good morning,

Attached you will find a copy of the Clean Hands Waiver that was granted by the Director of Regional Planning to Chiquita Canyon Landfill.

Thank you

-----Original Message-----

From: Vizcarra, Edel

Sent: Friday, August 05, 2016 11:30 AM

To: 'Dr. Faye Snyder'

Subject: RE: Chiquita Canyon Landfill

I would also like to clarify the following quote in the KHTS article that was printed yesterday:

â€œThe county has landfills in a variety of very diverse communities,â€? he said, citing the community of Lancaster as one example of residents who are able to live with the landfill.

This is not what I said and we're asking the reporter to correct this statement. What I was asked by the reporter was whether there are landfills in other low-income areas with a high concentration of minorities. My response was that there are landfills in diverse communities all over the County, including Glendale, the San Fernando Valley, Calabasas, Puente Hills (recently closed), and Lancaster. The reporter asked whether we received any complaints about the landfills and I said yes, particularly odor complaints at Sunshine. I also mentioned that we renewed the CUP for the Lancaster landfill a few years ago. The reporter asked whether there was much opposition to that renewal and I said there was not. The reporter interpreted that as "Lancaster as one example of residents who are able to live with the landfill". This was not a direct quote which is why it was not in quotations. However, I've been told by some people in the community that they interpreted my direct quote to

mean that Lancaster has a landfill that people can live with so Val Verde can live with one too. That is not the case.

Thank you

-----Original Message-----

From: Dr. Faye Snyder [mailto:drfaye@drfayesnyder.com]

Sent: Friday, August 05, 2016 11:12 AM

To: Vizcarra, Edel

Cc: Wayman, Rosalind; Steve Lee (artstevesteve6@msn.com); Lynne Plambeck (lynne.plambeck@scope.org); Carlos Lopez (magnificocarlos@sbcglobal.net); Chris Morris (fnboyy1@yahoo.com); Erica Dockray (erica@eekart.com); Kevan Smalley (k.smalley@sbcglobal.net); Sara Sage (sagefamily@sbcglobal.net); Steven Howse (showse@sbcglobal.net); Terry Harrah (greenshoots@sbcglobal.net); Alex Herrell (aherrel@newhall.com); CAROLINA LOPEZ (CARORAC22@YAHOO.COM); Darwin Lorenzo (dlorenzo@parks.lacounty.gov); Jamie Briano (jaimcb1211@yahoo.com); Robert Talamantez (rtalamantez80@yahoo.com); Bonnie Nikolai (bonnienikolai@outlook.com); Dawn Faulconer (dawn.faulconer@gmail.com); Greg Kimura (gregkimura3@sbcglobal.net); Jessica Chambers (jbrchambers@gmail.com); Jim Idleman (idlemandesign@gmail.com); John Kunak (johnkunak@sbcglobal.net); Kelly Quick (kquick@gmail.com); Lawrence, Flo (flo@peoplehunter.com); Lloyd Carder (carderfam@sbcglobal.net); Sandia Ennis (sandia424@yahoo.com); Abigail De Sesa (abigaildesesa@sbcglobal.net); Bill Miranda (bill@billmiranda.com); Darcy Stinson - CAC (lvsnwbd@hotmail.com); Sandy Sanchez (ssanchez@newhall.com); Steve Cassulo - Chiquita Canyon (SteveCa@WasteConnections.com); Tanya Hauser (tanyagracc70@yahoo.com); Bell, Tony

Subject: Re: Chiquita Canyon Landfill

OK, so I surmise there was no attached waiver to Rosalindâ€™s email.

> On Aug 5, 2016, at 11:04 AM, Vizcarra, Edel <EVizcarra@lacbos.org> wrote:

>

> I know it was sometime in March but I don't have the exact date. The copy of the waiver will have all that information on it.

>

> -----Original Message-----

> From: Dr. Faye Snyder [mailto:drfaye@drfayesnyder.com]

> Sent: Friday, August 05, 2016 10:52 AM

> To: Vizcarra, Edel

> Cc: Wayman, Rosalind; Steve Lee (artstevesteve6@msn.com); Lynne Plambeck (lynne.plambeck@scope.org); Carlos Lopez (magnificocarlos@sbcglobal.net); Chris Morris

(fnboyy1@yahoo.com); Erica Dockray (erica@eekart.com); Kevan Smalley (k.smalley@sbcglobal.net); Sara Sage (sagefamily@sbcglobal.net); Steven Howse (showse@sbcglobal.net); Terry Harrah (greenshoots@sbcglobal.net); Alex Herrell (aherrel@newhall.com); CAROLINA LOPEZ (CARORAC22@YAHOO.COM); Darwin Lorenzo (dlorenzo@parks.lacounty.gov); Jamie Briano (jaimeb1211@yahoo.com); Robert Talamantez (rtalamantez80@yahoo.com); Bonnie Nikolai (bonnienikolai@outlook.com); Dawn Faulconer (dawn.faulconer@gmail.com); Greg Kimura (gregkimura3@sbcglobal.net); Jessica Chambers (jbrchambers@gmail.com); Jim Idleman (idlemandesign@gmail.com); John Kunak (johnkunak@sbcglobal.net); Kelly Quick (kquick@gmail.com); Lawrence, Flo (flo@peoplehunter.com); Lloyd Carder (carderfam@sbcglobal.net); Sandia Ennis (sandia424@yahoo.com); Abigail De Sesa (abigaildesesa@sbcglobal.net); Bill Miranda (bill@billmiranda.com); Darcy Stinson - CAC (lvsnwbd@hotmail.com); Sandy Sanchez (ssanchez@newhall.com); Steve Cassulo - Chiquita Canyon (SteveCa@WasteConnections.com); Tanya Hauser (tanyagrace70@yahoo.com); Bell, Tony

> Subject: Re: Chiquita Canyon Landfill

>

> So, you donâ€™t know either (when they applied for the Clean Hands Waiver)?

>

>> On Aug 5, 2016, at 10:49 AM, Vizcarra, Edel <EVizcarra@lacbos.org> wrote:

>>

>> Hello Dr. Snyder,

>>

>> I asked Regional Planning for a copy of the Clean Hands Waiver yesterday so that our office can share it with the community. They are closed today so I anticipate getting it sometime next week.

>>

>> Thank you

>>

>> -----Original Message-----

>> From: Dr. Faye Snyder [mailto:drfaye@drfayesnyder.com]

>> Sent: Friday, August 05, 2016 10:47 AM

>> To: Wayman, Rosalind

>> Cc: Steve Lee (artstevesteve6@msn.com); Lynne Plambeck (lynne.plambeck@scope.org); Carlos Lopez (magnificocarlos@sbcglobal.net); Chris Morris (fnboyy1@yahoo.com); Erica Dockray (erica@eekart.com); Kevan Smalley (k.smalley@sbcglobal.net); Sara Sage (sagefamily@sbcglobal.net); Steven Howse (showse@sbcglobal.net); Terry Harrah (greenshoots@sbcglobal.net); Alex Herrell (aherrel@newhall.com); CAROLINA LOPEZ (CARORAC22@YAHOO.COM); Darwin Lorenzo (dlorenzo@parks.lacounty.gov); Jamie Briano (jaimeb1211@yahoo.com); Robert Talamantez (rtalamantez80@yahoo.com); Bonnie Nikolai (bonnienikolai@outlook.com); Dawn Faulconer (dawn.faulconer@gmail.com); Greg Kimura (gregkimura3@sbcglobal.net); Jessica Chambers (jbrchambers@gmail.com); Jim Idleman

(idlèmandesign@gmail.com); John Kunak (johnkunak@sbcglobal.net); Kelly Quick (kquick@gmail.com); Lawrence, Flo (flo@peoplehunter.com); Lloyd Carder (carderfam@sbcglobal.net); Sandia Ennis (sandia424@yahoo.com); Abigail De Sesa (abigaildesesa@sbcglobal.net); Bill Miranda (bill@billmiranda.com); Darcy Stinson - CAC (lvsnwbd@hotmail.com); Sandy Sanchez (ssanchez@newhall.com); Steve Cassulo - Chiquita Canyon (SteveCa@WasteConnections.com); Tanya Hauser (tanyagracc70@yahoo.com); Vizcarra, Edel; Bell, Tony

>> Subject: Re: Chiquita Canyon Landfill

>>

>> I canâ€™t open this. I would like to know when they applied for this Clean Hands Waiver. If it was before our last meeting, then they knew about the issue, and we were never apprised of the problem, something that still concerns me.

>>

>>

>>> On Aug 5, 2016, at 10:40 AM, Wayman, Rosalind <RWayman@lacbos.org> wrote:

>>>

>>> Dear Community Member,

>>>

>>> Please read the attached letter from the Department or Regional Planning (DRP) regarding their issuance of a Clean Hands Waiver to the Chiquita Canyon Landfill while they process their pending Conditional Use Permit (CUP) application. Our office is working with DRP to ensure that this CUP application is processed expeditiously and heard by the Regional Planning Commission in a timely manner. If you have any questions, please do not hesitate to contact our office or DRP. The contact at Supervisor Antonovich's office is Edel Vizcarra, (213) 974-5555, or evizcarra@lacbos.org<mailto:evizcarra@lacbos.org> DRP is Robert Glaser at (213) 974-6443, or rglaser@planning.lacounty.gov<mailto:rglaser@planning.lacounty.gov>.

>>>

>>>

>>>

>>> Sincerely,

>>> Rosalind

>>>

>>> Rosalind Wayman, Senior Deputy

>>> Supervisor Michael D. Antonovich

>>> 27441 Tourney Road, Ste. 180

>>> Santa Clarita, CA 91355

>>>

>>> Phone - 661-287-3657

>>> FAX - 661-254-4453

>>> rwayman@lacbos.org<mailto:rwayman@lacbos.org>

>>>

>>> <winmail.dat>
>>
>> Dr. Faye
>> Faye Snyder, PsyD
>> PSY 24806 & MFT 29816
>> Founder/ Clinical Director of PaRC
>> 15650 Devonshire Street, Suite 210
>> Granada Hills, CA 91344
>> PaRC: (818) 891-8477
>> drfayc@drfaycsnyder.com
>> www.EvaluatorsofLA.com
>> www.thecausaltheory.com
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> Dr. Faye
> Faye Snyder, PsyD
> PSY 24806 & MFT 29816
> Founder/ Clinical Director of PaRC
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Dr. Faye
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drfaye@drfayesnyder.com
www.EvaluatorsofLA.com
www.thecausaltheory.com

If youâ€™re like most Americans you probably donâ€™t get eight hours sleep ...
http://secure-web.cisco.com/1L95P7R2cYe-isiS3frKNc33BAy-F4AnwqCPrppgh1cxIhYp83xRs7_8sIeOPGPHuZZnHdQ8HYRrAbXkVwp_Ra5CB

# Land Fill smells

SL

STEVE LEE

Reply

Sun 8/7/2016, 8:39 AM

Info@valverdecac.org;

executiveoffice@bos.lacounty.gov;

ogomez@planning.lacounty

Please forward to all 5 supervisors since they will decide and are a part of the illegal granting of a free hands waiver to extend a landfill based on to turn trucks around would be to dangerous. There are phones and a glut of landfills in California.

At 8:30 A.M. on Sunday, August 7th I have once again closed my doors and windows because the landfill has seeped into my house and has woken everyone up. On a cool morning I am force to turn on the air conditioner and once again pay for the stench that cannot be controlled.

As I met more neighbors last night I was able to make out through broken English that one has Lupus, a young lady with lung cancer, and could someone please send out a representative to tell another widower that he should have known before he moved here that it could effect his health. He lost his battle to colon cancer, another of the many this year. Someone has valley disease which was a new one to me, but he says his doctor says it would be breathed in. Are the 5 supervisors going to take a stand or is the 700,000 dollars or more a month going to continue to let a landfill breach a contract they made with a community?

# Fw: Smells

SL

STEVE LEE

Reply|

Wed 8/3/2016, 11:15 AM

executiveoffice@bos.lacounty.gov

---

**From:** STEVE LEE
**Sent:** Wednesday, June 29, 2016 9:34 AM
**To:** Info@valverdecac.org
**Subject:** Smells

Tried to hike to the water towers above the park in Val Verde at 5:30 a.m., the stench from you landfill made me turn back. Got back home and the smell was there, this would be about the 7th time within the last 3 weeks. Your landfill is effecting my right to enjoy my yard around my house. Your lack or inability to control your odors has affected my right to pursue happiness at my own home. It has affected my daily living.

Steve Lee

# Fw: Landfill smells

SL

STEVE LEE

Reply|

Wed 8/3/2016, 11:14 AM

executiveoffice@bos.lacounty.gov

---

**From:** STEVE LEE

**Sent:** Friday, July 1, 2016 8:33 AM

**To:** Info@valverdecac.org

**Subject:** Landfill smells

Sitting in my living room enjoying the cool breeze and once again the Chiquita Canyon Landfill smells ruin my morning at 8:25 in the Morning on July 1st. Had to close all the doors, and pay once again for air conditioning and for the medication I have to take for the wheezing. The landfill is affecting the quality of my life. Please control your odors.

Steve Lee

## Fw: Smells

SL

STEVE LEE

Reply|

Wed 8/3/2016, 11:13 AM

executiveoffice@bos.lacounty.gov

---

**From:** STEVE LEE

**Sent:** Tuesday, August 2, 2016 8:08 AM

**To:** Info@valverdecac.org

**Subject:** Smells

One of the reasons we moved to Val Verde was that we could hike without having to drive. The hike to the towers today on Tuesday, August 2nd, 2016 at 6:40 A.M. could not be finished because of the stench from the landfill. So we turned back and decided we would hike the trail that goes towards Piru, that could not be finished because of the stench. So we turned back to go home. The stench continued through the county park and up through Arlington. I did not call AQMD at this time because it was not at my house. But once again the stench of this landfill has affected the quality of life that I did daily before I moved here, and the reason I moved here has been greatly affected by the stench of the landfill. What good is a county park and its trails if the hike that should be the smells of nature smells like decaying trash? Will the landfill be able to become the odor less landfill that they advertised when I moved here over 4 years ago? I feel that I was mislead . Once again the quality of the life that I have enjoyed for over 30 years is greatly impacted.

Steve Lee

## Clean Hands waiver

SL

STEVE LEE

Reply

Wed 8/3/2016, 10:57 AM

xecutiveoffice@bos.lacounty.gov

Please explain to me how come the county does not hold to the Chiquita Canyon Landfill to their CUP.

The landfill was granted a Clean Hands Waiver by the Director of Regional Planning until the CUP is either approved or denied by the Board of Supervisors. They have asked ask Rob Glaser to forward a copy to me.

The landfill was over tonnage in June of 2016 and the county sat quietly by. When the county receives 10% of financial gain they may not be the best choice for enforcing the CUP. When will you stand up for the people and the law.

## Making sure that it was sent on

SL

STEVE LEE

Reply

Mon 8/1/2016, 5:49 PM

ogomez@planning.lacounty;

rglaser@planning.lacounty.gov;

gvillalobos@ph.lacounty.gov

Section 46 of the CUP states. "The maximum total capacity of the landfill shall be 23 million tons. Landfill closure shall occur when this capacity is reached or on November 24, 2019 which ever occurs first.

During the month of June in the year 2016 the landfill had reached a capacity of 23,042,298.89. Those present at the Val Verde Community Advisory Committee were informed that the landfill has no plans to close or to hold to the cup.

I am requesting from your office a shut down of the landfill on the grounds that the cup is a legal document and needs to be adhered to.

**From:** STEVE LEE <artsteveSTEVE6@msn.com>
**To:** Steve Cassulo <SteveCa@WasteConnections.com>; "Info@valverdecac.org" <Info@valverdecac.org>
**Sent:** Tuesday, July 12, 2016 1:33 AM
**Subject:** Re: Landfill Smells.

Steve could your please clarify the definition of dirt? When I asked the question of what you took from the sewer in Santa Paula I believe the reply was regular things like paper goods and dirt. When I look up dirt from a sewer plants point of view it is sludge. So could you please define what you meant by dirt? It struck me as odd that any company would just be scooping up dirt to send. Maybe I was tired and heard it wrong. I am tired all the time from the difficulty I have breathing and the medication I now take to control that. The change in my quality of life since I moved to Val Verde.

Thanks so much for the clarification.

Steve Lee

# Transfer of 57,177 lbs (transfer id #7201540) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2013

**Transfer #1**

Recipts from Landfill, some deadly to mus.

EPA stands by recipts

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESO & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2013 |
| Parent Company | M. ARGUESO & CO. INC. |
| Parent Company Duns | 001661206 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 001661206 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@PARAMELT.COM |
| Technical Contact Name | DHIRAJ LAMA |
| Technical Contact Phone | 6265733000 |
| Tech Contact Email | DLAMA@PARAMELT.COM |

**Basic Submission Info**

| | |
|---|---|
| Document Control Number | 1313211176007 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info** (Transfer #1)

| | |
|---|---|
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |
| All NAICS Codes | 325998 |

| NAICS Industry | Chemicals |
|---|---|

**Submission SIC Code Info** ?

| Major Industry | ZZ: No Valid Industry Code |
|---|---|

**Chemical Info** ?

| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
|---|---|
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet ? | **link** |

**Origin Activities and Uses** ?

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** ? (Transfer #1)

| Transfer Amount (Lbs) | 57,177 |
|---|---|
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2013: 1
Total transfers (lbs): 57,177

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 7201540 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 46,189 lbs (transfer id #7019207) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2012

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESO & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2012 |
| Parent Company | M. ARGUESO & CO. INC. |
| Parent Company Duns | 001661206 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 001661206 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 324199: All Other Petroleum and Coal Products Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Public Contact Email | JMALLORY@PARAMELT.COM |
| Technical Contact Name | DHIRAJ LAMA |

| | |
|---|---|
| Technical Contact Phone | 6265733000 |
| Tech Contact Email | DLAMA@PARAMELT.COM |

**Basic Submission Info** ?

| | |
|---|---|
| Document Control Number | 1312210244125 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info** ?

| | |
|---|---|
| Primary NAICS Code | 324199: All Other Petroleum and Coal Products Manufacturing |
| All NAICS Codes | 324199 |
| NAICS Industry | Petroleum |

**Submission SIC Code Info** ? (Transfer #1)

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info** ?

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet ? | link |

**Origin Activities and Uses** ?

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** ? (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 46,189 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2012: 1
Total transfers (lbs): 46,189

---

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| | Search Criteria Used |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 7019207 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 82,711 lbs (transfer id #6830954) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DR |
| Off-site Location City | CASTAIC |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91384 |
| Off-site Location RCRA ID | CAL000196316 |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | M ARGUESD & CO INC |
| TRI Facility ID | 91770MRGSC2628R |
| Street Address | 2628 RIVER AVE |
| City | ROSEMEAD |
| State | CA |
| Zip Code | 91770 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | PARAMELT BV |
| Parent Company Duns | 009027970 |
| Standardized Parent Company | PARAMELT BV |
| 113th Congressional District | California 27 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 046432993 |
| Primary NPDES ID | NA |
| Primary RCRA ID | NA |
| Primary UIC ID | NA |
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | M ARGUESO & CO INC |
| Current Street Address | 2628 RIVER AVE |
| Current City | ROSEMEAD |
| Current Zip Code | 91770 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | M. ARGUESO & CO. INC. |
| Current Parent Duns | 001661206 |
| Current Standard Parent Company | PARAMELT BV |

**Submission Contact Info** (Transfer #1)

| | |
|---|---|
| Public Contact Name | JAMES MALLORY |
| Public Contact Phone | 6265733000 |
| Technical Contact Name | DHIRAJ LAMA |
| Technical Contact Phone | 6265733000 |

| | |
|---|---|
| Tech Contact Email | DLAMA@ARGUESO.COM |

**Basic Submission Info**

| | |
|---|---|
| Document Control Number | 1311209423298 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 325998: All Other Miscellaneous Chemical Product and Preparation Manufacturing |
| All NAICS Codes | 325998 |
| NAICS Industry | Chemicals |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info** (Transfer #1)

| | |
|---|---|
| Chemical Name | 4,4'-ISOPROPYLIDENEDIPHENOL |
| CAS Number | 000080057 |
| NJ Haz. Substance Fact Sheet | link |

**Origin Activities and Uses**

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | Yes |
| Manufacture for on-site use or processing | Yes |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | Yes |

**Transfer** (Transfer #1)

| | |
|---|---|
| Transfer Amount (Lbs) | 82,711 |
| Management Type | Transfer to Waste Broker-Disposal |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 82,711

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830954 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 750 lbs (transfer id #6830958) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742232 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | STYRENE |
| CAS Number | 000100425 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Carcinogen, Flammable (3rd or 4th degree), Reactive (2nd-4th degree) |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 750 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 750

---

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830958 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830955) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

**Transfer #1**

**Transfer Destination** ?

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info** ?

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** ? (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info** ?

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info** ?

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742206 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | ANTIMONY COMPOUNDS |
| CAS Number | N010 |
| NJ Haz. Substance Fact Sheet | **link** |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

---

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

---

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830955 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830956) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

### Transfer #1

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

Toxic Release Inventory (TRI) Data for transfer with rtknet.org record id 6830956, 1987-2013, extended detail

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742218 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | DIBUTYL PHTHALATE |
| CAS Number | 000084742 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Teratogen |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830956 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

# Transfer of 250 lbs (transfer id #6830957) (1987-2013)

| Search Criteria Used (More) | |
|---|---|
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

## Expanded detail on TRI transfers for 2011

### Transfer #1

**Transfer Destination**

| | |
|---|---|
| Off-site Location Name | CHIQUITA CANYON LANDFILL |
| Off-site Location Street | 29201 HENRY MAYO DRIVE |
| Off-site Location City | VALENCIA |
| Off-site Location County | LOS ANGELES |
| Off-site Location State | CA |
| Off-site Location Zip Code | 91355 |
| Off-site Location RCRA ID | NA |
| Off-site Location Owned (Yes/No) | Facility does not control off-site destination |

**Origin Facility Info**

| | |
|---|---|
| Facility Name | SPARTECH POLYCOM INC |
| TRI Facility ID | 90638SPRTC14263 |
| Street Address | 14263 GANNET PKWY |
| City | LA MIRADA |
| State | CA |
| Zip Code | 90638 |
| County | LOS ANGELES |
| Facility Closed | No |
| Federal Facility | Commercial facility |
| Reporting Year | 2011 |
| Parent Company | SPARTECH CORP |
| Parent Company Duns | 086926250 |
| 113th Congressional District | California 38 |

**Origin Facility Primary IDs** (Transfer #1)

| | |
|---|---|
| Primary Facility Duns | 086926250 |
| Primary NPDES ID | NA |
| Primary RCRA ID | CAD039886486 |
| Primary UIC ID | NA |
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |

**Origin Facility Current Info**

| | |
|---|---|
| Current Facility Name | SPARTECH POLYCOM INC |
| Current Street Address | 14263 GANNET PKWY |
| Current City | LA MIRADA |
| Current Zip Code | 90638 |
| Current State | CA |
| Current State and County FIPS | 06037 |
| Current County | LOS ANGELES |
| Current Parent Company | SPARTECH CORP |
| Current Parent Duns | 086926250 |

**Submission Contact Info**

| | |
|---|---|
| Public Contact Name | MICHAEL TORDELLA |
| Public Contact Phone | 7242503182 |
| Technical Contact Name | JE COMPLIANCE SERVICES, INC. |
| Technical Contact Phone | 9094833300 |
| Tech Contact Email | PSTEIN@JECSI.COM |

Toxic Release Inventory (TRI) Data for transfer with rtknet.org record id 6830957, 1987-2013, extended detail

**Basic Submission Info** (Transfer #1)

| | |
|---|---|
| Document Control Number | 1311209742220 |
| Federal Facility (Yes/No) | No |
| Trade Secret (Yes/No) | The identity of this chemical is not a trade secret. |

**Submission NAICS Code Info**

| | |
|---|---|
| Primary NAICS Code | 326113: Unlaminated Plastics Film and Sheet (except Packaging) Manufacturing |
| All NAICS Codes | 326113 |
| NAICS Industry | Plastics and Rubber |

**Submission SIC Code Info**

| | |
|---|---|
| Major Industry | ZZ: No Valid Industry Code |

**Chemical Info**

| | |
|---|---|
| Chemical Name | METHYL METHACRYLATE |
| CAS Number | 000080626 |
| NJ Haz. Substance Fact Sheet | link |
| NJ Haz. Substance List Health Effects | Flammable (3rd or 4th degree), Reactive (2nd-4th degree) |

**Origin Activities and Uses** (Transfer #1)

| | |
|---|---|
| Produce (manufacture) the chemical | No |
| Import (manufacture) the chemical | No |
| Manufacture for on-site use or processing | No |
| Manufacture for sale or distribution | No |
| Manufacture as a byproduct | No |
| Manufacture as an impurity | No |
| Process as a reactant | No |
| Process as a formulation component | Yes |
| Process as an article component | No |
| Process for repackaging | No |
| Process as an impurity | No |
| Otherwise use as chemical processing aid | No |
| Otherwise use as manufacturing aid | No |
| Otherwise use for ancillary use | No |

**Transfer**

| | |
|---|---|
| Transfer Amount (Lbs) | 250 |
| Management Type | Other Landfills |
| Transfer Estimate Basis | Other Approaches |
| Double Count Quantity | 0 |

Number of transfers for reporting year 2011: 1
Total transfers (lbs): 250

*END OF REPORT*

This search was done on March 1, 2015. It was compiled from government data last released on October 14, 2014. The data were obtained from the U.S. EPA's **Toxic Release Inventory** database (TRI).

| Search Criteria Used | |
|---|---|
| Database Type | Current |
| Numeric Unique Transfer ID | 6830957 |
| Use RSEI Risk Screening Data | Display additional 1988-2010 RSEI risk screening data |
| Sort Order | By transfer amount (descending) |
| Reporting Year | ALL GO |
| Level of Detail | Extended GO |
| Type of Report Output | Text (HTML) GO |

Resizing

Letter from Supervisor.

# Board of Supervisors
# County of Los Angeles

Included Letter from Department of Regional Planning.

MICHAEL D. ANTONOVICH
MAYOR

March 23, 2015

Stating if not listed in CUP then they can do nothing about Substances that are in body.

Mr. Richard J Bruckner, Director
Department of Regional Planning
320 W. Temple Street, Room 1390
Los Angeles, CA 90012

Dear Mr. Bruckner:

On behalf of the Community Advisory Committee (CAC) of the Chiquita Landfill, I am writing regarding the community of Val Verde's concern with their belief that the landfill is allowed to accept contaminated soil from Malibu Schools, the new LAUSD High School and Rocketdyne. The community of Val Verde is requesting that contaminated soil from these and other locations not be allowed at Chiquita Landfill.

Please investigate this constituent's concern and respond directly to the constituent with a copy of your response to my Santa Clarita field office.

Sincerely,

Mike Antonovich

MICHAEL D. ANTONOVICH
Mayor, Los Angeles County Board of Supervisors

MDA:rwj

Cc: Edel Vizcarra, Planning Deputy, 5th District
Randy Winter, President
Val Verde CAC, P.O. Box 80034, Santa Clarita, CA 91380

ROOM 869 KENNETH HAHN HALL OF ADMINISTRATION, 500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012
TELEPHONE (213) 974-5555 • FAX (213) 974-1010 • WEBSITE http://antonovich.co.la.ca.us/ • E-MAIL fifthdistrict@lacbos.org

# Los Angeles County
# Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

April 14, 2015

TO: Supervisor Michael D. Antonovich, Mayor
Fifth Supervisorial District

Attention: Edel Vizcarra
Rosalind Wayman

FROM: Richard J. Bruckner
Director

**ACCEPTANCE OF CONTAMINATED SOILS AT THE CHIQUITA CANYON LANDFILL LOCATED AT 29201 HENRY MAYO DRIVE, IN UNINCORPORATED CASTAIC**

We have investigated the concerns of the Val Verde Community Advisory Committee (CAC) that the landfill is accepting contaminated soil from the Malibu Schools, the new LAUSD High School, and Rocketdyne. My staff has reviewed their concerns and has responded directly to them with a copy to your Santa Clarita field office. Attached is a copy of our response. I trust this meets with your approval. If you have any questions or require further information, please let me know.

RJB:JS:OG:mg

Attachment

Los Angeles County
Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

April 14, 2015

Randy Winter, President
Val Verde Community Advisory Committee
P.O. Box 80034
Santa Clarita, California 91380

Dear Mr. Winter:

**CONTAMINATED SOIL ACCEPTANCE AT THE CHIQUITA CANYON LANDFILL**

This letter is written in response to your correspondence to Mayor Michael D. Antonovich concerning the acceptance of contaminated soils at the Chiquita Canyon Landfill. Mayor Antonovich has asked that the Department of Regional Planning to review your concerns and respond directly to you with a copy to his Santa Clarita field office.

The landfill operates under Conditional Use Permit (CUP) 89-081 and is subject to the Conditions of Approval contained therein. A review of the Conditions of Approval for CUP 89-081 disclosed that there are conditions prohibiting the acceptance of material classified as sludge, hazardous material or radioactive material. The Landfill is required to implement a comprehensive waste load checking system to exclude the disposal of liquid and hazardous wastes and radioactive material at the landfill.

In order to address your concerns, we contacted the Los Angeles County Department of Public Health. The Department of Public Health serves as the Lead Enforcement Agency (LEA) for the Chiquita Canyon Landfill. The LEA has informed us that the Landfill is permitted to accept soil material types such as those accepted from Malibu Schools, LAUSD and Rocketdyne.

The LEA has also informed us that, as part of the comprehensive waste load checking system, all deliveries of contaminated soils are required to produce a manifest of soil origin(s) and the test results of contaminant levels. If the level of contaminants is higher than the permissible levels, the load is rejected. Only loads of soil which are verified to be non-hazardous, non-radioactive, or not containing sludge, are allowed to be disposed of in the Landfill. For more information regarding the comprehensive waste load checking system and the acceptance of contaminated soils, please contact

Nelly Castellanos of the Department of Public Health, Solid Waste Management Program at (626)-430-5540, or by mail at 5050 Commerce Drive, Baldwin Park, CA 91702.

The Department of Regional Planning is only able to regulate the Conditions of Approval of CUP 89-081 and any other requirements explicitly listed in Title 22 of the Los Angeles County Code. Unless the contaminated soils being accepted at the Chiquita Canyon Landfill are classified as sludge, hazardous material or radioactive material pursuant CUP 89-081, neither the LEA nor Regional Planning can prohibit acceptance of any material. I have directed my staff to continue working with the LEA to ensure the landfill is in compliance with the conditions of CUP 89-081.

If you have any questions or require additional information, please contact Martin Gies of my staff at mgies@planning.lacounty.gov, or (213) 974-6453, between 7:30 a.m. and 5:30 p.m., Monday through Thursday.

Sincerely,

Richard J. Bruckner
Director

RJB:JS:DAG:mg

c: Mayor Michael D. Antonovich (Edel Vizcarra, Rosalind Wayman)
Department of Public Health (Nelly Castellanos)

S_041415_LUR_5DAY_RWINTER CONTAMINATED SOILS

Letters to County and response..

Los Angeles County
Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

September 2, 2014

Violations and Radioactive dirt shredder violation to air. toxic materials

Mr. Greg Kimura
Gregkimura3@sbcglobal.net

Dear Mr. Kimura:

**COMMUNITY QUESTIONS AND CONCERNS FROM RESIDENTS IN VAL VERDE REGARDING CHIQUITA CANYON LANDFILL**

The Val Verde Community Advisory Committee forwarded your correspondence to the Regional Planning Department (Department) for review and clarification. Below, please find our response to the issues you raised in your e-mails. Please note that some of the concerns raised are handled and enforced by other agencies.

Sludge
Our Zoning Enforcement Section issued a Notice of Violation (NOV) on August 28, 2012, for the acceptance of drinking water treatment solids and semi-solids, classified as sludge, in violation of Condition 9(a) of Conditional Use Permit (CUP) 89081. Upon receipt of the NOV, Chiquita Canyon Landfill (CCL) management immediately ceased the intake and agreed to refuse additional intake of any and all sludge or drinking water treatment solids. This case was closed upon compliance with Condition 9(a) of the CUP.

Testing of leachate
The only testing of leachate known to the Department is to verify the quality of treated leachate to see if it can be used as a method of dust control within the lined areas of the landfill. Testing the leachate for trash composition is not required by the CUP.

Odor reporting requirements
The lead agency for this issue is the South Coast Air Quality Management District (SCAQMD). Inspections during business hours require one call made to SCAQMD during a business day. Inspections outside of business hours require three calls made to SCAQMD in one hour. SCAQMD has reported that they received 40 complaints for 2014 to date, but none of these complaints have been verified. No NOVs have been issued to Chiquita Canyon Landfill.

Details of the Notice of Abatement Order issued to Sunshine Canyon Landfill can be requested from SCAQMD. The odor control equipment that CCL utilizes consists of a combination of odor neutralizing misters, orchard fans and the installation of vertical and horizontal wells which are a part of the landfill gas

collection system. CCL also has a waste exclusion program in place; this program can exclude highly odorous loads from specific locations and on specific days from entering the landfill.

Treated auto shredder waste
The use of treated auto shredder waste as an alternative daily cover (ADC) is allowed by the Waste Discharge Requirement Order No. 98-086 issued by the California Regional Water Quality Control Board; the Local Enforcement Agency (LEA) ensures that it is identified in the facility's Joint Technical Document. The California Department of Toxic Substances Control (DTSC) conducts testing of the treated auto shredder waste and deems it acceptable for landfill use. The treated auto shredder waste is tested prior to it arriving at the landfill and applied as ADC.

Liner approval
The liner systems are installed and maintained as approved by the Regional Water Quality Control Board per Condition No. 29 of CUP 89081.

Acceptance of contaminated radioactive dirt
CCL is allowed to accept treated dirt but cannot accept radioactive waste. Condition No. 26 of the CUP requires CCL to implement a comprehensive waste load checking program that captures hazardous and radioactive waste before it enters the landfill. Load checks are conducted by the entrance of the landfill, utilizing radiation detectors calibrated per manufacturer specifications.

Your comments will be included and addressed in the Final Environmental Impact Report Response to Comments. If you have any questions, please feel free to contact Ms. Iris Chi at (213) 974-6443 or by e-mail at ichi@planning.lacounty.gov. Our office hours are Monday through Thursday, 7:30 a.m. to 5:30 p.m.

Sincerely,

Richard J. Bruckner
Director

RJB:MG:ic:lm

Attachment

c: Supervisor Michael D. Antonovich (Edel Vizcarra, Jarrod DeGonia)
Val Verde Community Advisory Committee (Vanessa Brookman)

090214_G_KIMURA_VAL_CHIQUITA_CANYON_LANDFILL



Val Verde Community Advisory Committee

August 12, 2014

Department of Regional Planning
Richard J. Bruckner, Director
320 W. Temple Street, Room 1390
Los Angeles, Ca 90012

**RE: COMMUNTIY QUESTIONS AND CONCERNS FROM RESIDENTS IN VAL VERDE**
**VIA: USPS and/or Email**

Dear Mr. Bruckner;

Enclosed, please find eight (8) emails, from Mr. Greg Kimura sent to the Val Verde Community Advisory Committee.

We would like Regional Planning to address his concerns as the VV CAC is not equipped nor tasked with providing these types of answers. Can you also make sure the concerns and questions are submitted to the Chiquita Canyon landfill DEIR process for inclusion in the EIR.

Please respond directly to Mr. Kimura regarding his questions and concerns, also keeping the *cc list* intact.

Much Appreciation.

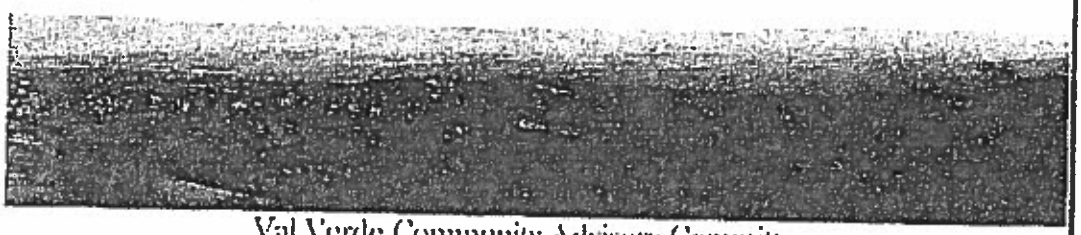
Sincerely,

Vanessa Brookman
President
Val Verde Community Advisory Committee.
VBrookman@sbcglobal.net

cc:

Val Verde Community Advisory Committee
Randy Winter - rg@rgwinter.com
Derek Dahl - ddahl1981@yahoo.com
Vince Cantella - VC1949guard-xtra@yahoo.com
Darcy Stinson – D.Stinson@ValVerdeCAC.org
Marlee Lauffer - Mlauffer@newhall.com
Lori Bennett - Lbennett956@gmail.com

RECEIVED
AUG 18 2014
BY:



# Val Verde Community Advisory Committee

**Castaic Area Town Council**
Flo Lawrence - flolawrence@castaicareatowncouncil.org
John Kunak - johnkunak@castaicareatowncouncil.org
Marty Kreisler - MartyKreisler@castaicareatowncouncil.org
Greg Kimura - GregKimura@castaicareatowncouncil.org
Stephania Ebia - StephanieEbia@castaicareatowncouncil.org
Sandia Ennis - Sandiaennis@castaicareatowncouncil.org
Dean Paradise – Dean Paradise@castaicareatowncouncil.org
Dawn Faulconer - Dawn.Faulconer@castaicareatowncouncil.org

**Val Verde Civic Association**
Greg Kimura - gregkimura3@sbcglobal.net
Jaime Briano - jaimeb1211@yahoo.com
Ramon Hamilton - ramon@thinkteenmediagroup.com
Steve Lee - artstevesteve6@msn.com
Kevan Smalley - k.smalley@sbcglobal.net
Carlos Lopez - magnificocarlos@sbcglobal.net
Christopher Morris - fnbovv1@yahoo.com
Iris Neal - Helloiris@att.net

**Val Verde Civic Association - Landfill Committee**
Greg Kimura - gregkimura3@sbcglobal.net
Jaime Briano - jaimeb1211@yahoo.com
Ramon Hamilton - ramon@thinkteenmediagroup.com
Frank Miscone - FMConsulting@me.com
Norma Herrera - refugiom57@att.net

**Vanessa Brookman**

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Monday, August 11, 2014 11:26 PM
**To:** Info@valverdecac.org
**Subject:** Request to look into illegal sludge dumped at Chiquita Canyon Landfill

Dear VVCAC Board,

The Chiquita Canyon Landfill is operating under a conditional use permit from LA County Dept of Regional Planning. This document states that the landfill is not allowed to accept sludge. The landfill has bid on taking in sludge from municipalities and has even accepted sludge, which was delivered to the landfill. I have a couple things I would like some information from you, the liason organization.

1. Are you aware of this?
2. If so, what have you done?
3. If not, what can you do?
4. Do you consider it a violation of the CUP?
5. In your eyes it still a violation if they change the invoice to no longer have the word "sludge"?
6. The landfill has claimed that there are many definitions of the word sludge, when it's regarding landfills. Do you agree?
7. What is suppose to happen to the sludge? Shouldn't it be removed and sent to a landfill that is allowed to accept it?
8. What can you do to insure this happens?

I have sent a blind CC to my VVCA Board, Landfill Committee and the CATC. I will send them your response when I receive it.

Thank you.

Greg

**Vanessa Brookman**

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Monday, August 11, 2014 11:44 PM
**To:** info@valverdecac.org
**Subject:** Leachate tests

Dear VVCAC Board,

I would like you to look into the leachate tests at Chiquita Canyon Landfill. Since the liner is suppose to contain all the trash brought into the landfill, the liquid which flows to the bottom gives you an idea of what has been taken in. Testing this leachate will let the community know what was brought in and what can potentially leave the landfill as gases, odors, particulate or solid waste (materials blowing). I believe the leachate is currently tested and if so, can you provide the results of the test. If not how can we get this material tested?

Since the Draft EIR comment period ends in mid/late September, 2014, I request that you provide this information to me by the end of this month. I have blind cc'd the VVCA Board, VVCA Landfill Committee and CATC. I will wait for your response.

Thank you.

Greg

**Vanessa Brookman**

| | |
|---|---|
| **From:** | Greg Kimura [gregkimura3@sbcglobal.net] |
| **Sent:** | Tuesday, August 12, 2014 12:07 AM |
| **To:** | info@valverdecac.org |
| **Subject:** | Odor Complaints |

Dear VVCAC Board,

A few months ago at your April VVCAC meeting, you had two representatives from the SCAQMD at your meeting. One of the reps made a statement regarding when the SCAQMD will respond to odor complaints. The rep said that six verified complaints in a one day period would constitute a nuisance. The rep also stated that the so called "5 calls in 30 minutes" does not exist and they will come out typically after 3 calls in one hour.

At meetings prior to this, you told the residents to call the landfill first, then call the VVCAC and finally the SCAQMD. You also told residents about the "5 calls in 30 minutes" rule with the SCAQMD, which we now know is not true. Many residents gave up calling to complain about odors, because they felt that "5 calls in 30 minutes" was far too restrictive. Can you tell me where this "5 calls in 30 minutes" rule came from and why you had not verified this with the SCAQMD, prior to the April 2014 meeting?

Residents also are now aware that the first call should be to the SCAQMD, then they can call the landfill and VVCAC if they choose to. The SCAQMD has noticed a significant increase in odor complaints since this information has been made public to a large part of the community. I am not sure if you're aware, but volunteers walked the most affected areas of Val Verde and spoke to residents about the odor complaint process. About 6 out of 80 claimed that they don't think the odors are a problem. The others complained about the odor, but either gave up calling or didn't know the process. So now they are calling and the claims by the landfill are false; the SCAQMD has verified the odor as landfill generated.

As a Board, you now know that there is an odor problem in Val Verde. What can you do about it? Since you are the liason to the Dept of Regional Planning, I am requesting that you send them a letter stating that the community is having odor problems which come from the landfill.

If you would like to verify this yourself, I invite you to visit the corner where Lincoln turns toward Chiquito Canyon. Your visit should be after 9:30 pm on an evening where the daytime temp was at least 95 degrees. There are two houses on the right, just before you turn the corner. Stand in front of either house for 10-15 minutes. You will smell the landfill (sometimes not too strong, but definitely there) or you may even get nauseous.

Again, this will be blind cc'd to the VVCA Board, VVCA Landfill Committee and CATC. Your response will be forwarded to them as well.

Thank you.

Greg

**Vanessa Brookman**

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Tuesday, August 12, 2014 12:33 AM
**To:** Info@valverdecac.org
**Subject:** Auto Shred testing

**Categories:** wrk

Dear VVCAC Board,

Per the State of California, California Regional Water Quality Control Board, Los Angeles Region, Order # 98-086, treated auto shredder waste must be sampled and tested per the requirements on Page T-7. Between 2007 to 2009, SA Recycling delivered tainted material to landfills, including Chiquita Canyon Landfill. Based on the sampling and testing required per Order #98-086, I am requesting the following:

1. You have the landfill provide the dates and times the samples were taken and the test results of those samples.
2. If the samples are shown to contain toxic materials, how can we get these out of the landfill?
3. As a Board, were you aware that Chiquita Canyon took in this waste material?
4. If you were not aware of it, what will you do in the future to insure that you are alerted to hazardous situations?
5. If tainted material was brought into the landfill, can you give me the dates and amounts?
6. If the landfill did not take adequate samples, why was this unknown to the Board?
7. What can be done in the future to make sure you are aware of incidents like this?

I am sending a copy of this blind cc to the VVCA Board, VVCA Landfill Committee and the CATC. I will send them your reply when I receive it.

I also ask you to expedite the answers, as this information will be used to comment on the Draft EIR.

Thank you.

Greg

**Vanessa Brookman**

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Tuesday, August 12, 2014 12:51 AM
**To:** info@valverdecac.org
**Subject:** Liner torn at Chiquita Canyon Landfill

Dear VVCAC Board,

I have been asked by residents of Val Verde to get the following information from your Board. Since you are the liason between the community and the landfill, these questions are directed toward your Board.

1. Back in the 1994 Northridge Earthquake, the liner at the Chiquita Canyon Landfill had huge tears. http://repository.asu.edu/attachments/57017/content/Arab_asu_0010E_10955.pdf
2. The liner is only 60 mils thick. In some article, I read that the liner is 60 mm thick, which would be great. I found out it's only 60 mil or about the thickness of 60 outdoor trash bags. How can a material so thin with so much trash above hold all the forces from an earthquake?
3. Since the liner tore in the 1994 Northridge earthquake, we can assume that tears will occur with the next earthquake of this size. And the landfill wants to increase the height of trash by 143 feet?
4. What does your research tell you?
5. If this is a problem, what can be done to the existing liner under the landfill?
6. How does the landfill repair a tear that is under hundreds of feet of trash?
7. What is the cost to repair a tear hundreds of feet below trash?
8. Is there enough emergency funds to repair multiple tears?
9. Is there a stronger product, or a thicker version?

I have sent this blind cc to the VVCA Board, VVCA Landfill Committee and CATC Board. I will send them your response as soon as I receive it.

I ask that you expedite this, since your answer will determine comments to the Draft EIR. The comment period ends mid/late September 2014, so I request that you respond to me by the end of August, 2014.

Thank you.

Greg

**Vanessa Brookman**

---

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Tuesday, August 12, 2014 1:02 AM
**To:** info@valverdecac.org
**Subject:** Odor control equipment at Sunshine Canyon Landfill

**Categories:** wrk

Dear VVCAC Board,

I was told by a resident of Val Verde that the Sunshine Canyon Landfill was recently required to install odor abatement equipment at the landfill. This was a court order, which stems from odor complaints from the residents. Since the residents of Val Verde are currently having odor issues from Chiquita Canyon Landfill, I am asking you to find out the following and take action:

1. What type of odor control equipment was Sunshine Canyon Landfill required to install?
2. How effective is this equipment?
3. Since the community has odor problems from the landfill, will the landfill install this equipment?
4. Is there a better way to eliminate the landfill odors, short of closing the site down?
5. As liason to the Department of Regional Planning, I want you to write a letter stating that the community has been complaining about odors coming from the landfill and the community is asking for improved odor control equipment.

I am blind cc'ing this to the VVCA Board, VVCA Landfill Committee and CATC. I will send your response as soon as I receive it.

Thank you.

Greg

**Vanessa Brookman**

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Tuesday, August 12, 2014 1:18 AM
**To:** info@valverdecac.org
**Subject:** Chiquito Canyon Landfill expected to take in waste from tainted site?

Dear VVCAC Board,

Recently, I was made aware of an article which states that Chiquita Canyon Landfill is planning to accept large amounts of waste from the Rocketdyne site in Simi Valley. Prior to moving here, I lived in Simi Valley. A long running lawsuit was finally settled, regarding nuclear waste, toxic rocket fuel spillage, explosions and contaminated dirt. I know of a neighborhood near the site, where every household had someone with cancer.

This report shows Chiquita Canyon Landfill as being a company which will accept this so called "cleaned up" dirt. If this is cleaned up, then why is it necessary to dump it? Why can't it be left at the site?

Since the landfill has not only bid on, but accepted sludge (again, it was a banned waste product in their use permit), we can no longer accept their word at face value.

Can you look into the treatment of this material. Do you feel it would be safe to bury on your property? It is not local SCV waste, therefore why should we take the risk for another city? If I lived in Simi Valley, I would rather see this waste product removed from my community. Also, since the Simi Valley landfill is much closer, why don't they take it?

I am cc'ing the VVCA Board, VVCA Landfill Committee and the CATC. I will forward your response as soon as I receive it.

I am also requesting this issue be looked into right away. The results will be used to comment on the Draft EIR, which are due by mid/late September. In order to give the resident commenting enough time, I am asking to receive a response by the end of August, 2014.

Thank you.

Greg

**Vanessa Brookman**

---

**From:** Greg Kimura [gregkimura3@sbcglobal.net]
**Sent:** Tuesday, August 12, 2014 1:48 AM
**To:** info@valverdecac.org
**Subject:** Radioactive waste at Chiquita Canyon

**Categories:** wrk

Dear VVCAC Board,

This comes from the LA Times. I think you'll find it interesting and I would like you to take action to make sure this waste does not reach Chiquita Canyon Landfill. For those who believe the landfill is looking out for our best interest, I think you may now disagree. Here is the LA Times Article: http://articles.latimes.com/2002/dec/08/local/me-radwaste8/3 Here is the excerpt which is very bothersome: *"However, it does not prevent recycling or dumping of slightly radioactive dirt at farms or anywhere else. Also, it still allows dumping at more than 20 sites, including the Chiquita Canyon Landfill in Los Angeles County and the Simi Valley Landfill in Ventura County."*

According to this report, Chiquita Canyon is one of the places they may use to get rid of this "non-hazardous" material. Why isn't the Simi Valley Landfill on the list? http://scvtv.com/pdf/SSFL_Final_EIS.pdf Also, they talk about getting rid of this "non-hazardous" material and replacing it with "clean dirt". If there is nothing wrong with it, then why are they getting rid of it and replacing it?

I am requesting the VVCAC to look into this further. Our community will need your input on this subject and we will use your answer to create a comment to the Draft EIR. Again, due to the end of the comment period in mid/late September 2014, I ask that you expedite this request.

I have send a blind cc to the VVCA Board, VVCA Landfill Committee and the CATC. I will also send them your response.

Thank you.

Greg

*ierra monitor corporation*
91 Tarob Court, Milpitas, CA 95035
(408) 262-6611 / (800-727-4377) Fax: (408) 262-9042
Website: www.sierramonitor.com

# QUOTATION

FOR: **Val Verde Community Advisory Committee**
PO Box 800034
Santa Clarita, CA 91380
Phone 661/505-8350 Email Vanessa_In_Val_Verde@Yahoo.com
ATTN: **Vanessa Brookman**
REF: **Methane Detection on or near a Land Fill**

| | |
|---|---|
| QUOTE NO: | 92310 Rev 1 |
| REGION: | Western |
| DATE: | August 13, 2014 |
| TERMS: | *Net 30 Days |
| F.O.B.: | Factory |
| VALIDITY: | 90 Days |
| DELIVERY: | 2-4 Weeks, ARO |

## GAS ALARM / MONITOR PRODUCTS

Gas Detectors offering a Relay Contact, Audible Alarm or TTL Alarm Signal when gas concentration reaches preset alarm.

| ITEM | MODEL | DESCRIPTION | QTY | UNIT PRICE | TOTAL |
|---|---|---|---|---|---|
| | | **Monitors** | | | |
| 1 | 2001-00* | Combustible Gas Monitor, General Purpose, Factory setpoint 5000 ppm (recommended calibration every 6 months) | 5 | 315.00 | $ 1,575.00 |
| | Notes: | 1) Set & Calibrate for 5,000 ppm CH4 | | | |
| | | **Freight and Handling Charges** | | | |
| | | o Prepay and add freight charges - all freight and handling expenses will be added to the quoted amount. | | | |
| | | **Sales Tax Charges** | | | |
| | | o Sales tax will be added as required by law unless a Resale Certificate is presented at time of order. | | | |
| | | **Total:** | | | $ 1,575.00 |

* Upon Approval of Credit

Gary Hunt, Western Sales Manager
Phone (408) 964-4429

FOR SIERRA MONITOR CORPORATION

Dear Council.

First I would like to say that the quality of my life has been greatly diminished. This landfill has been detrimental to our moral and physical health. The raspy breath you hear now has been for 7 weeks.

This landfill has more odor complaints per capita than Sunshine. Imagine how many complaints there would be if the post office union was not denied their right to call in odors.

The Landfill pays for our silence with large donations to elected officials that ensure their place in office. Letter from Joe Mesinna, Chair of 38th Republican Central Committee begged republicans to come here to support the business that has supported republican candidates.

The county claims they were not aware of our health concerns. A video from a Bossart article shows me very upset about the cancer rate and our health.

Bob Bossart who spoke earlier was against a high school being built in the cloud of stench of the dump.

Once Chiquita became his main sponsor he then started writing, Val Verde residents should be arrested for making false claims of odors, their wacko's, bullies, like Isis terrorist that do not know the difference between garbage and septic smells.

Llinks to Radio interviews and articles where John Musella a registered lobbyist and paid contractor of the landfill calls residents of Val Verde bullies and liars.

John Musella's deceptive flyer where he claims to be the VVCA board, he States at the top, "Don't let them take your money.

Web site of Chiquita Canyon Landfill commercial with Greg Kimura, claiming the money saved Val Verde crime rate. https://www.youtube.com/watch?v=ZBI_Uh8tsfw

Email Letter from Greg Kimura, threatening mass deportation and County citations if Val Verde board members continue to fight.

Val Verde residents were informed that Antonovich's representative were sending animal control to a local farmer, trying to blame the farmer for landfill odors. We were there to meet animal control and both officers called in the stench they smelled from the landfill.

Receipts of Deadly substances taken by the landfill and the county's response to why they allow those deadly substances in the landfill.

DEIR states smells to Val Verde will be 6 to 9 percent a day, throughout the whole day. At 6% that is 1 hour and 26 minutes a day, 37.8 hours a month 453 hours per year.

The DEIR States 9.3 cancer rate for Val Verde. 9.3 is way above recommendation of equal to or less than one. That is without factoring in Highway 126 and 5 corridor, when asked why the landfill did not factor that in, was because they did not have too.

The Deir admits that Particulate matter of 2.5 will be serious.

PM2.5 causes daily mortality and millions of premature deaths a year. (World Health Organization

At VVCAC meeting Landfill admits they cannot control the smells.
Landfill hired scientist who smelled the smells in our community, even though the landfill was trying to control smells.

Val Verde residents realize we are scum and far below the rest of the county.

We have been made aware of that on many, many occasions when we begged Chiquita Canyon backed elected officials for health studies.

I am begging that this landfill does not get the extension.

That it holds to the promise of closure at 23 million tons, that they made with Val Verde and the county . The county was at the table when it was all hammered out.

I am begging that they take the superior alternative 1~~8~~5 in the FEIR and close down, for the health of the nearby residents and the air quality for all Santa Clarita Valley.
Please do not give us 35 more years of belittling,
Please even scum deserves a clean breath of air once and awhile.

Thank you

NO FEE GOVT CODE SEC. 6183
AMOUNT [illegible] COVERABLE PURSUANT
TO 6103.5 GC $ 395
PLUS A ONE TIME ADMINISTRATIVE FEE UPON JUDGEMENT
IF THE PARTY BECOMES A JUDGEMENT CREDITOR

47 Debra Katz Weintraub

STEVE COOLEY
District Attorney of Los Angeles County
DANIEL J. WRIGHT, SBN 129309
Deputy District Attorney
Consumer Protection Division
Environmental Law Section
201 N Figueroa Street, Suite 1200
Los Angeles, California 90012
Telephone: (213) 580-3209

*Attorneys for Plaintiff*
*The People of the State of California*

[Exempt from fees pursuant to Government Code Section 6103]

FILED
LOS ANGELES SUPERIOR COURT
APR 06 2011
John A. Clarke, Executive Officer/Clerk
By [signature] Deputy
RUGENA LOPEZ

Suit filed against shredder company

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

BC458943

| | |
|---|---|
| PEOPLE OF THE STATE OF CALIFORNIA,<br><br>Plaintiff,<br><br>vs.<br><br>SA RECYCLING, LLC a Delaware Limited Liability Corporation and SIMSMETAL WEST, LLC, a Delaware Limited Liability Corporation,<br><br>Defendants. | CASE NO.<br><br>**COMPLAINT FOR PERMANENT INJUNCTION, CIVIL PENALTIES AND OTHER EQUITABLE RELIEF**<br><br>(Health & Saf. Code, Div. 20, Chapter 6.5; Div. 26 (§ 39000 *et seq.*); Veh. Code, Div. 14.1; Bus. & Prof. Code, § 17200, *et seq.)* |

Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA, based on information and belief, allege as follows:

**PLAINTIFF**

1. Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA ("Plaintiff"), brings this action by and through Steve Cooley, District Attorney for the County of Los Angeles, and Daniel Wright, Deputy District Attorney.

2. Pursuant to Health and Safety Code sections 25145.4 and 25182, the District Attorney may bring a civil action in the name of the People of the State of California to enjoin any violation of the California Hazardous Waste Control Law ("HWCL"), Chapter 6.5 of Division 20 of the California Health and Safety Code and to seek civil penalties for any violation of the

HWCL.

3. Pursuant to Health and Safety Code sections 39674, 41513 and 42403(a), the District Attorney may bring a civil action in the name of the People of the State of California to enjoin any violation of the California Clean Air Act ("CCAA"), Division 26 of the Health and Safety Code and to seek civil penalties for any violation of the CCAA.

4. Pursuant to Business and Professions Code sections 17203, 17204 and 17206, the District Attorney may bring a civil action in the name of the People of the State of California to enjoin any person who engages, has engaged, or proposes to engage in unfair competition, as defined in Business and Professions Code section 17200, and for civil penalties for each act of unfair competition.

5. Plaintiff brings this action without prejudice to any other actions or claims which Plaintiff may have based upon separate, independent and unrelated violations arising out of matters or allegations that are not set forth in this Complaint.

**DEFENDANTS**

6. Defendant SA Recycling, LLC ("SA Recycling") is a limited liability corporation organized and existing under the Laws of the State of Delaware with offices at 3200 East Frontera Street, Anaheim, California 92806 and doing business in the State of California. Defendant Simsmetal West, LLC is a limited liability corporation organized and existing under the Laws of the State of Delaware with offices at 110 Fifth Avenue, Seventh Floor, New York, New York 10011, which formerly did business in the State of California. Simsmetal West, LLC was formerly organized and existed under the laws of the State of Delaware as Sims Hugo Neu West and Hugo Neu-Proler, a general partnership, and, between February and May 2007, was formerly named Sims Hugo Neu West, LLC. Collectively, Simsmetal West, LLC, the Sims Hugo Neu West and Hugo Neu-Proler partnership and Sims Hugo Neu West, LLC, are herein referred to "Sims."

7. Whenever an allegation regarding the act of a defendant is made herein, such an allegation shall be deemed to mean that defendants, or agents or employees of said defendants, are alleged to have performed or authorized such acts while actively engaging in

the affairs of the defendant, and while acting in the course and scope of their employment or agency.

8. Defendants, or one of them, are, or at all times relevant to the claims in this Complaint were, legally responsible for compliance with the provisions of the Health and Safety Code including, but not limited to, Chapter 6.5 of Division 20 and the corresponding implementing regulations in connection with their respective ownership and/or operation of the subject facilities.

9. Defendants are "persons" as defined in Health and Safety Code section 25118.

## JURISDICTION AND VENUE

Venue is proper in this county pursuant to Health and Safety Code section 25183 in that the majority of the violations alleged in this Complaint occurred in the County of Los Angeles. This court has jurisdiction pursuant to Article 6, section 10 of the California Constitution and section 393 of the Code of Civil Procedure.

## STATUTORY AND REGULATORY BACKGROUND

10. In accordance with the provisions of the HWCL, the State of California has enacted a comprehensive statutory and regulatory framework governing the generation, handling, treatment, storage, transportation, and disposal of hazardous waste. This framework, contained in Chapter 6.5 of Division 20 of the Health and Safety Code, section 25100 et seq. and its implementing regulations, which are found at Title 22, California Code of Regulations, section 66260.1 et seq., establishes a "cradle to grave" system for the management of hazardous waste. This system is maintained to record the registration, tracking, storage, treatment, and disposal of hazardous waste and provides for the protection of the public and the environment from the potential risks posed by hazardous waste.

11. In accordance with the provisions of the CCAA, the State of California has enacted a comprehensive statutory and regulatory framework to attain and maintain air quality standards. This framework is contained in the Division 26 of the Health and Safety Code, section 39000 et seq and implementing regulations, which are found at Title 17, Division 3 of the California Code of Regulations.

## ENFORCEMENT AUTHORITY UNDER THE HWCL

12. Section 25189 of the Health and Safety Code provides for civil liability for any negligent or intentional violation of the HWCL, or for any violation of any permit, rule, regulation, standard, or requirement issued or promulgated pursuant to the HWCL. Section 25189.2 of the Health and Safety Code is an alternative strict liability provision, which provides for civil liability for any violation of the HWCL, or for any violation of any permit, rule, regulation, standard, or requirement issued or promulgated pursuant to the HWCL.

13. The HWCL, specifically Health and Safety Code sections 25181 and 25184, authorizes the Court to issue an order that enjoins any ongoing or potential violation of the HWCL, or any applicable rule, regulation, permit, standard, requirement, or order issued or promulgated pursuant to the HWCL.

14. Health and Safety Code section 25184 provides that in civil actions brought pursuant to the HWCL in which an injunction or temporary restraining order is sought, it shall not be necessary to allege or prove at any stage of the proceeding that irreparable damage will occur should the temporary restraining order, preliminary injunction, or permanent injunction not be issued. Similarly, it shall not be necessary to allege or prove that the remedy at law is inadequate, and the temporary restraining order, preliminary injunction, or permanent injunction shall issue without such allegations and without such proof.

15. Health and Safety Code section 39674 provides for civil liability for any violation of any rule or regulation, emission limitation, permit condition, or filing requirement adopted by the state air resources board or any air district or for which delegation or approval of implementation and enforcement authority has been obtained pursuant to Section 112 of the federal Clean Air Act (42 U.S.C. Section 7412(l18. Health and Safety Code section 42403(a) provides that the civil penalties prescribed in Division 26 of the Health & Safety Code, Sections 39000 et seq., shall be assessed and recovered in a civil action brought in the name of the people of the State of California by the Attorney General or by any district attorney.

16. Health and Safety Code Section 41513 authorizes the Court to issue an order that enjoins any violation of the CCAA or any order, rule, or regulation, of the California Air

Resources Board or of any air district. In civil actions brought to enjoin any violation of the CCAA, the Plaintiff shall not be required to allege facts necessary to show, or tending to show, lack of adequate remedy at law, or that show, or tend to show, irreparable damage or loss.

## GENERAL ALLEGATIONS

17. During all times relevant to the allegations set forth in this complaint, Defendants, or one of them, were engaged in the business of collecting, recycling and processing ferrous and non-ferrous metals at several locations in California including 901 New Dock Street, San Pedro, California 90731 ("Terminal Island") and 3200 East Frontera Street, Anaheim, California 92806 ("Anaheim") (collectively, "Covered Facilities"). At the Covered Facilities, Defendants, or one of them, shred metal products, including end-of-life automobiles and appliances. At each location, recyclable metal materials are fed into a scrap metal shredding system referred to as a mega-shredder and the resulting aggregate is sorted to separate ferrous metal, non-ferrous metal and other recyclable materials. The sorting process ultimately generates auto shredder residue ("ASR"), which is a heterogeneous mixture of the material remaining after all recoverable metals and other valuable commodities have been removed from the aggregate. Before being shipped offsite, the ASR is treated in a process approved by the California Department of Toxic Substances Control ("DTSC") to reduce solubility of any remaining metals.

18. On several occasions, including but not limited to March 27, 2008 and April 9, 10 and 11, 2008, DTSC sampled SA Recycling's treated ASR at landfills authorized to receive and use treated ASR as alternative daily cover. Samples were taken at landfills, including the Simi Valley Landfill and the Chiquita Canyon Landfill. DTSC'S analytical results indicated that certain samples of the treated ASR exceeded regulatory thresholds for lead, zinc or cadmium, but that the mean concentration in each truckload of ASR did not exceed regulatory thresholds for any regulated analyte.

19. A report titled "Deposition of coarse toxic particles in Wilmington, CA prepared for the Department of Toxic Substances Control (DTSC) dated April 4, 2009," by the Delta

Group at the University of California, Davis concluded that coarse particulate matter was emitted into the air from the SA Recycling's Terminal Island location and that a fraction of the coarse particulate matter contained metals, including lead, that exceeded DTSC regulatory thresholds.

20. At all times relevant to this Complaint, Defendants, or one of them, were responsible for the operation of the Terminal Island and Anaheim locations.

21. On or about June 9, 2004, the South Coast Air Quality Management District ("District") granted a Permit to Construct, Application 421094, to Hugo Neu-Proler Co. for equipment located at Terminal Island. The Permit to Construct states that it is for a Ferrous Scrap Metal Shredding and Sorting System and permit conditions prohibit the operation of the equipment unless "vented only to air pollution control equipment that is in full use and has been issued an operating permit by the AQMD."

22. On or about October 18, 2006, the District granted a Permit to Construct, Application 456421, to Sims Hugo Neu West, for construction of an APCS consisting of a cyclone separator, a baghouse and an exhaust system at the Terminal Island location. The Permit to Construct condition 2 states that "[t]his equipment shall be properly maintained and kept in good operating condition at all times."

23. Plaintiff is informed and thereupon believes and alleges that on or about May 22, 2007, an explosion occurred within the Terminal Island APCS and mega-shredder that rendered the APCS inoperable

24. Plaintiff is informed and thereupon believes and alleges that the Defendants, or one of them, have engaged in the following actions and or omissions, among others, at the Terminal Island location:

a. After the May 22, 2007 explosion, although Sims did repair portions of the APCS shortly thereafter, Sims continued to operate the mega-shredder without a fully functioning APCS in violation of the conditions of the District permit;

b. While Sims did report the May 22, 2007 explosion to the District shortly thereafter and met with the District regarding the design of a new APCS, Sims did not report

the explosion within the time period required by District Rule 430 (breakdown provisions);

c. After SA Recycling acquired the Terminal Island location from Sims on September 1, 2007, SA Recycling LLC met with the District to formulate a schedule for the design and installation of a new APCS intended to control emissions from the Terminal Island location, but continued to operate the mega-shredder without a fully functioning APCS in violation of the conditions of the District permit; and

25. Plaintiff alleges that between October 5, 2007 and October 31, 2007, SA Recycling caused recovered nonferrous metals called Sabot/Zorba/Stainless Steel to be shipped from the Terminal Island location to the Anaheim location for further separation and recovery. Such shipments occurred on at least 32 occasions and were not accompanied by a hazardous waste manifest. At all times that shipments were being made, SA Recycling did not have authorization to receive hazardous waste at the Anaheim location, and such shipments constituted a violation of applicable provisions of the HWCL and Division 14.1 of the Vehicle Code.

26. Plaintiff alleges that SA Recycling, at all times relevant hereto, caused and/or performed each of the acts and/or omissions in violation of California law in the ownership and/or operation of the Covered Facilities as alleged below:

a. Delivered, or otherwise transferred custody or possession of, hazardous waste to a person or entity that was not properly licensed and registered to transport hazardous waste, in violation of Health and Safety Code section 25163, subdivision (a)(1);

b. Transported hazardous waste without being properly licensed and registered to transport hazardous waste, in violation of Health and Safety Code section 25163, subdivision (a)(1) and in violation of Division 14.1 of the Vehicle Code;

c. Disposed, or caused the disposal of, hazardous waste at a point not authorized, in violation of Health and Safety Code section 25189;

d. Stored hazardous waste onsite beyond the time permitted by law at a facility which did not have a hazardous waste storage permit from the DTSC, in violation of Title 22, California Code of Regulations, section 66262.34, and Health and Safety Code section

25123.3, subdivision (h);

e. Failed to comply with employee training obligations as set forth in Title 22, California Code of Regulations, section 66265.16, pertaining to the handling of hazardous waste, including but not limited to the requirements to maintain, for a period of three years, training documentation for each employee involved in the handling of hazardous waste;

f. Failed to determine if a generated waste was a "hazardous waste" as required by Title 22, California Code of Regulations, section 66262.11, and, where such waste was hazardous, failed to handle the hazardous waste in accordance with the requirements of the HWCL and its implementing regulations in Title 22 of the California Code of Regulations, including but not limited to section 66265.172 (compatible contents), and section 66265.177 (placing incompatible waste streams in the same container);

g. Failed to properly label containers of accumulated hazardous waste, in violation of Title 22, California Code of Regulations, section 66262.34, subdivision (f);

h. Failed to keep containers of hazardous waste closed, except when removing or adding hazardous waste, in violation of Title 22, California Code of Regulations, section 66265.173;

i. Failed to maintain and operate the subject locations so as to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil or surface water which could threaten human health or the environment, in violation of Title 22, California Code of Regulations, section 66265.31;

j. Failed to maintain containers holding hazardous waste at the subject location so as to prevent leaks, in violation of Title 22, California Code of Regulations, section 66265.173;

k. Failed to conduct weekly inspections of hazardous waste storage areas at the subject location, in violation of Title 22, California Code of Regulations, section 66264.174.

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## FIRST CAUSE OF ACTION

Violations of the Hazardous Waste Control Law; Health & Safety Code Section 25189 et seq. and Implementing Regulations Against SA Recycling

27. Plaintiff realleges paragraphs 1 through 26, inclusive.

28. SA Recycling is liable for civil penalties as set forth in Health and Safety Code section 25189 et seq., for each and every separate violation of any provision of the HWCL and any applicable permit, rule, regulation, standard, or requirement issued or promulgated pursuant thereto which occurred within five years of commencing this action.

29. Each violation subjects SA Recycling to a separate and additional penalty for each violation. Pursuant to Health and Safety Code section 25189 et seq., a separate civil penalty may be imposed for each separate violation, and each penalty that may be imposed is also separate and in addition to any other civil penalty imposed under section 25189 et seq., and separate and in addition to any other civil penalty imposed under any other provision of law except that a person may not be liable for a civil penalty under section 25189.2 and section 25189 for the same act or omission.

30. Based on the above, Plaintiff requests civil penalties against SA Recycling LLC under Health and Safety Code section 25189 et seq., for each violation of the HWCL, as set forth in Plaintiff's prayer for relief.

## SECOND CAUSE OF ACTION

Violations of Vehicle Code Section 32000 et seq., and Implementing Regulations Against SA Recycling

31. Plaintiff realleges paragraphs 1 through 26, inclusive.

32. SA Recycling is liable for civil penalties as set forth in Division 14.1 of the Vehicle Code section 32000 et seq., for each and every separate violation.

33. Each violation subjects SA Recycling to a separate and additional penalty for each violation in addition to any other civil penalty imposed under any other provision of law.

34. Based on the above, Plaintiff requests civil penalties against SA Recycling under Vehicle Code section 32002, for each violation of Division 14.1 of the Vehicle Code, as set

forth in Plaintiff's prayer for relief.

**THIRD CAUSE OF ACTION**

Emissions of Air Contaminants in Violation of Air Resources Law; Health & Safety Code Section 39000 et seq. and Implementing Rules of the South Coast Air Quality Management District Against All Defendants

35. Plaintiff realleges paragraphs 1 through 26, inclusive.

36. Defendants, or one of them, are liable for civil penalties as set forth in Health and Safety Code section 42400 et seq. for each and every separate violation of any provision of Division 26 of the Health and Safety Code, or any applicable permit, rule, regulation, standard, or requirement issued or promulgated pursuant thereto which occurred within three years of commencing this action.

37. Each violation subjects Defendants, or one of them, to a separate and additional penalty for each violation. Pursuant to Health and Safety Code section 42400 et seq., each day during any portion of which a violation occurs constitutes a separate offence and a separate civil penalty may be imposed for each separate violation and each penalty that may be imposed is also separate and in addition to any other civil penalty imposed under any other provision of law.

38. Based on the above, Plaintiff requests civil penalties against Defendants, or one of them, under Health and Safety Code section 42400 et seq. for each violation of Division 26 of the Health and Safety Code, as set forth in Plaintiff's prayer for relief.

**FOURTH CAUSE OF ACTION**

Violations of Unfair Competition Laws; Business & Professions Code Sections 17200-17208, Against All Defendants

39. Plaintiff realleges paragraphs 1 through 26, inclusive.

40. Within four years of commencing this action, Defendants, or one of them, have or has engaged in, and continue to engage in, unlawful acts, omissions, and practices that constitute unfair competition with the meaning of Business and Professions Code sections 17200 through 17800, including but not limited to, the acts or omissions and practices alleged in the

First through Third Causes of Action, above, and unless enjoined by order of the Court, Defendants, and each of them, may or will continue in the course of conduct as alleged herein.

41. Each and every separate act constitutes and unlawful and/or unfair business practice. Each day that Defendants, or one of them, engaged in each separate and unlawful act, omission or practice, is a separate and distinct violation of Business and Professions Code section 17200 et seq.

42. Pursuant to Business and Professions Code section 17206, Defendants, or one of them, are liable for civil penalties for each and every separate act of unfair competition as alleged herein.

43. Defendants, or one of them, must be immediately and permanently enjoined, pursuant to Business and Professions Code section 17203, from engaging in acts or practices that, as alleged in this Complaint, violate Chapter 6.5 of Division 20 of the Health and Safety Code, Division 26 of the Health and Safety Code, Division 14.1 of the Vehicle Code and the implementing regulations of the sections of each respective Code, and county and local ordinances pertaining to hazardous waste, which thereby constitute unfair competition within the meaning of Business and Professions Code section 17200.

**WHEREFORE PLAINTIFF PRAYS FOR THE FOLLOWING RELIEF**

1. Civil penalties against SA Recycling LLC pursuant to Health and Safety Code section 25189 et seq., in an amount according to proof;

2. Civil penalties against SA Recycling LLC pursuant to the Vehicle Code section 32002, in an amount according to proof;

3. Civil penalties against Defendants, and each of them, pursuant to Health and Safety Code section 42400 et seq., in an amount according to proof;

4. Civil penalties against Defendants, and each of them, pursuant to Business and Professions Code section 17206 for each act of unfair competition engaged in by Defendants, and each of them, in an amount according to proof;

5. Plaintiff's costs of inspection, investigation, attorneys' fees, enforcement, prosecution, and suit herein, including but not limited to such costs as are authorized for

reimbursement pursuant to Code of Civil Procedure section 1021.8;

6. A permanent injunction requiring SA Recycling to enjoined from operating the hammer mill mega-shredder at the Terminal Island facility without a fully functioning Air Pollution Control System in compliance with the conditions of the South Coast Air Quality Management District permit; and

7. Such other and further relief as the Court deems just and proper.

Dated: 4-6-11

STEVE COOLEY, District Attorney
County of Los Angeles, State of California

Daniel J. Wright

DANIEL J. WRIGHT
Deputy District Attorney
Attorneys for Plaintiff, People of the State of California

CM-010

| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): | FOR COURT USE ONLY |
|---|---|
| Daniel Wright State Bar No. 129309<br>201 N. Figueroa, Suite 1200<br>Los Angeles, CA 90012<br>TELEPHONE NO.: (213) 580-3209 FAX NO.: (213) 202-5990<br>ATTORNEY FOR (Name): People Of the State of California | FILED<br>LOS ANGELES SUPERIOR COURT<br>APR 06 2011<br>John A. Clarke, Executive Officer/Clerk<br>By _____ Deputy<br>EUGENA LOPEZ |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles<br>STREET ADDRESS: 111 N. Hill Street<br>MAILING ADDRESS: 111 N. Hill Street<br>CITY AND ZIP CODE: Los Angeles 90012<br>BRANCH NAME: Stanley Mosk Courthouse | |
| CASE NAME:<br>PEOPLE OF THE STATE OF CALIFORNIA vs. SA RECYCLING, LLC | |
| **CIVIL CASE COVER SHEET**<br>[X] Unlimited (Amount demanded exceeds $25,000) [ ] Limited (Amount demanded is $25,000 or less) | **Complex Case Designation**<br>[ ] Counter [ ] Joinder<br>Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402) |
| CASE NUMBER:<br>BC458943<br>JUDGE:<br>DEPT: | |

*Items 1–6 below must be completed (see instructions on page 2).*

1. Check one box below for the case type that best describes this case:

**Auto Tort**
- [ ] Auto (22)
- [ ] Uninsured motorist (46)

**Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort**
- [ ] Asbestos (04)
- [ ] Product liability (24)
- [ ] Medical malpractice (45)
- [ ] Other PI/PD/WD (23)

**Non-PI/PD/WD (Other) Tort**
- [ ] Business tort/unfair business practice (07)
- [ ] Civil rights (08)
- [ ] Defamation (13)
- [ ] Fraud (16)
- [ ] Intellectual property (19)
- [ ] Professional negligence (25)
- [ ] Other non-PI/PD/WD tort (35)

**Employment**
- [ ] Wrongful termination (36)
- [ ] Other employment (15)

**Contract**
- [ ] Breach of contract/warranty (06)
- [ ] Rule 3.740 collections (09)
- [ ] Other collections (09)
- [ ] Insurance coverage (18)
- [ ] Other contract (37)

**Real Property**
- [ ] Eminent domain/Inverse condemnation (14)
- [ ] Wrongful eviction (33)
- [ ] Other real property (26)

**Unlawful Detainer**
- [ ] Commercial (31)
- [ ] Residential (32)
- [ ] Drugs (38)

**Judicial Review**
- [ ] Asset forfeiture (05)
- [ ] Petition re: arbitration award (11)
- [ ] Writ of mandate (02)
- [ ] Other judicial review (39)

**Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.403)**
- [ ] Antitrust/Trade regulation (03)
- [ ] Construction defect (10)
- [ ] Mass tort (40)
- [ ] Securities litigation (28)
- [X] Environmental/Toxic tort (30)
- [ ] Insurance coverage claims arising from the above listed provisionally complex case types (41)

**Enforcement of Judgment**
- [ ] Enforcement of judgment (20)

**Miscellaneous Civil Complaint**
- [ ] RICO (27)
- [ ] Other complaint *(not specified above)* (42)

**Miscellaneous Civil Petition**
- [ ] Partnership and corporate governance (21)
- [ ] Other petition *(not specified above)* (43)

2. This case [ ] is [X] is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
   a. [ ] Large number of separately represented parties
   b. [ ] Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
   c. [ ] Substantial amount of documentary evidence
   d. [ ] Large number of witnesses
   e. [ ] Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
   f. [ ] Substantial postjudgment judicial supervision
3. Remedies sought *(check all that apply)*: a. [X] monetary b. [X] nonmonetary; declaratory or injunctive relief c. [ ] punitive
4. Number of causes of action *(specify)*: Four
5. This case [ ] is [X] is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. *(You may use form CM-015.)*

Date: 4/06/2011

Daniel J. Wright
(TYPE OR PRINT NAME)

Daniel J. Wright
(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

**NOTICE**
- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.



Form Adopted for Mandatory Use
Judicial Council of California
CM-010 [Rev. July 1, 2007]

CIVIL CASE COVER SHEET

Cal. Rules of Court, rules 2.30, 3.220, 3.400–3.403, 3.740;
Cal. Standards of Judicial Administration, std. 3.10
www.courtinfo.ca.gov
LexisNexis® Automated California Judicial Council Forms

04/06/11

## INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

**To Plaintiffs and Others Filing First Papers.** If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

**To Parties in Rule 3.740 Collections Cases.** A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than $25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

**To Parties in Complex Cases.** In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

### CASE TYPES AND EXAMPLES

**Auto Tort**
- Auto (22)–Personal Injury/Property Damage/Wrongful Death
- Uninsured Motorist (46) *(if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto)*

**Other PI/PD/WD (Personal Injury/ Property Damage/Wrongful Death) Tort**
- Asbestos (04)
  - Asbestos Property Damage
  - Asbestos Personal Injury/ Wrongful Death
- Product Liability *(not asbestos or toxic/environmental)* (24)
- Medical Malpractice (45)
  - Medical Malpractice–Physicians & Surgeons
  - Other Professional Health Care Malpractice
- Other PI/PD/WD (23)
  - Premises Liability (e.g., slip and fall)
  - Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
  - Intentional Infliction of Emotional Distress
  - Negligent Infliction of Emotional Distress
  - Other PI/PD/WD

**Non-PI/PD/WD (Other) Tort**
- Business Tort/Unfair Business Practice (07)
- Civil Rights (e.g., discrimination, false arrest) *(not civil harassment)* (08)
- Defamation (e.g., slander, libel) (13)
- Fraud (16)
- Intellectual Property (19)
- Professional Negligence (25)
  - Legal Malpractice
  - Other Professional Malpractice *(not medical or legal)*
- Other Non-PI/PD/WD Tort (35)

**Employment**
- Wrongful Termination (36)
- Other Employment (15)

**Contract**
- Breach of Contract/Warranty (06)
  - Breach of Rental/Lease Contract *(not unlawful detainer or wrongful eviction)*
  - Contract/Warranty Breach–Seller Plaintiff *(not fraud or negligence)*
  - Negligent Breach of Contract/ Warranty
  - Other Breach of Contract/Warranty
- Collections (e.g., money owed, open book accounts) (09)
  - Collection Case–Seller Plaintiff
  - Other Promissory Note/Collections Case
- Insurance Coverage *(not provisionally complex)* (18)
  - Auto Subrogation
  - Other Coverage
- Other Contract (37)
  - Contractual Fraud
  - Other Contract Dispute

**Real Property**
- Eminent Domain/Inverse Condemnation (14)
- Wrongful Eviction (33)
- Other Real Property (e.g., quiet title) (26)
  - Writ of Possession of Real Property
  - Mortgage Foreclosure
  - Quiet Title
  - Other Real Property *(not eminent domain, landlord/tenant, or foreclosure)*

**Unlawful Detainer**
- Commercial (31)
- Residential (32)
- Drugs (38) *(if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential)*

**Judicial Review**
- Asset Forfeiture (05)
- Petition Re: Arbitration Award (11)
- Writ of Mandate (02)
  - Writ–Administrative Mandamus
  - Writ–Mandamus on Limited Court Case Matter
  - Writ–Other Limited Court Case Review
- Other Judicial Review (39)
  - Review of Health Officer Order
  - Notice of Appeal–Labor Commissioner Appeals

**Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)**
- Antitrust/Trade Regulation (03)
- Construction Defect (10)
- Claims Involving Mass Tort (40)
- Securities Litigation (28)
- Environmental/Toxic Tort (30)
- Insurance Coverage Claims *(arising from provisionally complex case type listed above)* (41)

**Enforcement of Judgment**
- Enforcement of Judgment (20)
  - Abstract of Judgment (Out of County)
  - Confession of Judgment *(non-domestic relations)*
  - Sister State Judgment
  - Administrative Agency Award *(not unpaid taxes)*
  - Petition/Certification of Entry of Judgment on Unpaid Taxes
  - Other Enforcement of Judgment Case

**Miscellaneous Civil Complaint**
- RICO (27)
- Other Complaint *(not specified above)* (42)
  - Declaratory Relief Only
  - Injunctive Relief Only *(non-harassment)*
  - Mechanics Lien
  - Other Commercial Complaint Case *(non-tort/non-complex)*
  - Other Civil Complaint *(non-tort/non-complex)*

**Miscellaneous Civil Petition**
- Partnership and Corporate Governance (21)
- Other Petition *(not specified above)* (43)
  - Civil Harassment
  - Workplace Violence
  - Elder/Dependent Adult Abuse
  - Election Contest
  - Petition for Name Change
  - Petition for Relief From Late Claim
  - Other Civil Petition

BC458943

| SHORT TITLE: PEOPLE vs. SA RECYCLING, LLC | CASE NUMBER |
|---|---|

FOR COURT USE ONLY

FILED
LOS ANGELES SUPERIOR COURT

APR 06 2011

John A. Clarke, Executive Officer/Clerk
By _____ Deputy
EUGENA LOPEZ

# CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION (CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)

**This form is required pursuant to LASC Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.**

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☐ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL ____ ☐ HOURS/ ☐ DAYS

Item II. Select the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

**Step 1:** After first completing the Civil Case Cover Sheet Form, find the main civil case cover sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

**Step 2:** Check **one** Superior Court type of action in Column **B** below which best describes the nature of this case.

**Step 3:** In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Los Angeles Superior Court Local Rule 2.0.

**Applicable Reasons for Choosing Courthouse Location (see Column C below)**

1. Class Actions must be filed in the Stanley Mosk Courthouse, Central District.
2. May be filed in Central (Other county, or no Bodily Injury/Property Damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location wherein defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
10. Location of Labor Commissioner Office

**Step 4:** Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

| | A<br>Civil Case Cover Sheet Category No. | B<br>Type of Action<br>(Check only one) | C<br>Applicable Reasons - See Step 3 Above |
|---|---|---|---|
| Auto Tort | Auto (22) | ☐ A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death | 1., 2., 4. |
| | Uninsured Motorist (46) | ☐ A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist | 1., 2., 4. |
| Other Personal Injury/ Property Damage/ Wrongful Death Tort | Asbestos (04) | ☐ A6070 Asbestos Property Damage<br>☐ A7221 Asbestos - Personal Injury/Wrongful Death | 2.<br>2. |
| | Product Liability (24) | ☐ A7260 Product Liability (not asbestos or toxic/environmental) | 1., 2., 3., 4., 8. |
| | Medical Malpractice (45) | ☐ A7210 Medical Malpractice - Physicians & Surgeons<br>☐ A7240 Other Professional Health Care Malpractice | 1., 2., 4.<br>1., 2., 4. |
| | Other Personal Injury Property Damage Wrongful Death (23) | ☐ A7250 Premises Liability (e.g., slip and fall)<br>☐ A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)<br>☐ A7270 Intentional Infliction of Emotional Distress<br>☐ A7220 Other Personal Injury/Property Damage/Wrongful Death | 1., 2., 4.<br>1., 2., 4.<br>1., 2., 3.<br>1., 2., 4. |

| SHORT TITLE: PEOPLE vs. SA RECYCLING, LLC | CASE NUMBER |
|---|---|

| | A<br>Civil Case Cover Sheet Category No. | B<br>Type of Action<br>(Check only one) | C<br>Applicable Reasons - See Step 3 Above |
|---|---|---|---|
| Non-Personal Injury/ Property Damage/ Wrongful Death Tort | Business Tort (07) | ☐ A6029 Other Commercial/Business Tort (not fraud/breach of contract) | 1., 2., 3. |
| | Civil Rights (08) | ☐ A6005 Civil Rights/Discrimination | 1., 2., 3. |
| | Defamation (13) | ☐ A6010 Defamation (slander/libel) | 1., 2., 3. |
| | Fraud (16) | ☐ A6013 Fraud (no contract) | 1., 2., 3. |
| | Professional Negligence (25) | ☐ A6017 Legal Malpractice<br>☐ A6050 Other Professional Malpractice (not medical or legal) | 1., 2., 3.<br>1., 2., 3. |
| | Other (35) | ☐ A6025 Other Non-Personal Injury/Property Damage tort | 2.,3. |
| Employment | Wrongful Termination (36) | ☐ A6037 Wrongful Termination | 1., 2., 3. |
| | Other Employment (15) | ☐ A6024 Other Employment Complaint Case<br>☐ A6109 Labor Commissioner Appeals | 1., 2., 3.<br>10. |
| Contract | Breach of Contract/ Warranty (06) (not insurance) | ☐ A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)<br>☐ A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)<br>☐ A6019 Negligent Breach of Contract/Warranty (no fraud)<br>☐ A6028 Other Breach of Contract/Warranty (not fraud or negligence) | 2., 5.<br>2., 5.<br>1., 2., 5.<br>1., 2., 5. |
| | Collections (09) | ☐ A6002 Collections Case-Seller Plaintiff<br>☐ A6012 Other Promissory Note/Collections Case | 2., 5., 6.<br>2., 5. |
| | Insurance Coverage (18) | ☐ A6015 Insurance Coverage (not complex) | 1., 2., 5., 8. |
| | Other Contract (37) | ☐ A6009 Contractual Fraud<br>☐ A6031 Tortious Interference<br>☐ A6027 Other Contract Dispute(not breach/insurance/fraud/negligence) | 1., 2., 3., 5.<br>1., 2., 3., 5.<br>1., 2., 3., 8. |
| Real Property | Eminent Domain/Inverse Condemnation (14) | ☐ A7300 Eminent Domain/Condemnation Number of parcels_____ | 2. |
| | Wrongful Eviction (33) | ☐ A6023 Wrongful Eviction Case | 2., 6. |
| | Other Real Property (26) | ☐ A6018 Mortgage Foreclosure<br>☐ A6032 Quiet Title<br>☐ A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure) | 2., 6.<br>2., 6.<br>2., 6. |
| Unlawful Detainer | Unlawful Detainer-Commercial (31) | ☐ A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction) | 2., 6. |
| | Unlawful Detainer-Residential (32) | ☐ A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction) | 2., 6. |
| | Unlawful Detainer-Foreclosure (34) | ☐ A6020F Unlawful Detainer-Foreclosure | 2., 6. |
| | Unlawful Detainer-Drugs (38) | ☐ A6022 Unlawful Detainer-Drugs | 2., 6. |

| SHORT TITLE: PEOPLE vs. SA RECYCLING, LLC | CASE NUMBER |
|---|---|

| | A<br>Civil Case Cover Sheet Category No. | B<br>Type of Action<br>(Check only one) | C<br>Applicable Reasons - See Step 3 Above |
|---|---|---|---|
| Judicial Review | Asset Forfeiture (05) | ☐ A6108 Asset Forfeiture Case | 2., 6. |
| | Petition re Arbitration (11) | ☐ A6115 Petition to Compel/Confirm/Vacate Arbitration | 2., 5. |
| | Writ of Mandate (02) | ☐ A6151 Writ - Administrative Mandamus<br>☐ A6152 Writ - Mandamus on Limited Court Case Matter<br>☐ A6153 Writ - Other Limited Court Case Review | 2., 8.<br>2.<br>2. |
| | Other Judicial Review (39) | ☐ A6150 Other Writ /Judicial Review | 2., 8. |
| Provisionally Complex Litigation | Antitrust/Trade Regulation (03) | ☐ A6003 Antitrust/Trade Regulation | 1., 2., 8. |
| | Construction Defect (10) | ☐ A6007 Construction Defect | 1., 2., 3. |
| | Claims Involving Mass Tort (40) | ☐ A6006 Claims Involving Mass Tort | 1., 2., 8. |
| | Securities Litigation (28) | ☐ A6035 Securities Litigation Case | 1., 2., 8. |
| | Toxic Tort Environmental (30) | ☑ A6036 Toxic Tort/Environmental | 1., 2., 3., 8. |
| | Insurance Coverage Claims from Complex Case (41) | ☐ A6014 Insurance Coverage/Subrogation (complex case only) | 1., 2., 5., 8. |
| Enforcement of Judgment | Enforcement of Judgment (20) | ☐ A6141 Sister State Judgment<br>☐ A6160 Abstract of Judgment<br>☐ A6107 Confession of Judgment (non-domestic relations)<br>☐ A6140 Administrative Agency Award (not unpaid taxes)<br>☐ A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax<br>☐ A6112 Other Enforcement of Judgment Case | 2., 9.<br>2., 6.<br>2., 9.<br>2., 8.<br>2., 8.<br>2., 8., 9. |
| Miscellaneous Civil Complaints | RICO (27) | ☐ A6033 Racketeering (RICO) Case | 1., 2., 8. |
| | Other Complaints (Not Specified Above) (42) | ☐ A6030 Declaratory Relief Only<br>☐ A6040 Injunctive Relief Only (not domestic/harassment)<br>☐ A6011 Other Commercial Complaint Case (non-tort/non-complex)<br>☐ A6000 Other Civil Complaint (non-tort/non-complex) | 1., 2., 8.<br>2., 8.<br>1., 2., 8.<br>1., 2., 8. |
| Miscellaneous Civil Petitions | Partnership Corporation Governance (21) | ☐ A6113 Partnership and Corporate Governance Case | 2., 8. |
| | Other Petitions (Not Specified Above) (43) | ☐ A6121 Civil Harassment<br>☐ A6123 Workplace Harassment<br>☐ A6124 Elder/Dependent Adult Abuse Case<br>☐ A6190 Election Contest<br>☐ A6110 Petition for Change of Name<br>☐ A6170 Petition for Relief from Late Claim Law<br>☐ A6100 Other Civil Petition | 2., 3., 9.<br>2., 3., 9.<br>2., 3., 9.<br>2.<br>2., 7.<br>2., 3., 4., 8.<br>2., 9. |

| SHORT TITLE: PEOPLE vs. SA RECYCLING, LLC | CASE NUMBER |
|---|---|

Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

| REASON: CHECK THE NUMBER UNDER COLUMN C WHICH APPLIES IN THIS CASE<br>☐1. ☑2. ☐3. ☐4. ☐5. ☐6. ☐7. ☐8. ☐9. ☐10. | | | ADDRESS: 901 New Dock Street |
|---|---|---|---|
| CITY: Los Angeles | STATE: CA | ZIP CODE: 90731 | |

Item IV. *Declaration of Assignment*: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Los Angeles Superior Court [Code Civ. Proc., § 392 et seq., and LASC Local Rule 2.0, subds. (b), (c) and (d)].

Dated: 4/06/2011

(SIGNATURE OF ATTORNEY/FILING PARTY)

**PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:**

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet form CM-010.
4. Complete Addendum to Civil Case Cover Sheet form LASC Approved CIV 109 (Rev. 01/07).
5. Payment in full of the filing fee, unless fees have been waived.
6. Signed order appointing the Guardian ad Litem, JC form FL-935, if the plaintiff or petitioner is a minor under 18 years of age, or if required by Court.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

Print This Article

# UPDATE: State agency settles in landfill lawsuit

By Signal Staff
September 13, 2011

A state environmental agency has reached a settlement agreement with the owner and operator of a metals recycler for illegal hazardous-waste dumping at Chiquita Canyon Landfill in Castaic and two other facilities in Southern California, officials announced Tuesday.

SA Recycling LLC, an Anaheim-based metal recycler, will pay $2.9 million combined to several agencies, including the state Department of Toxic Substances Control, according to a Sept. 8 statement released by the department's director, Deborah Raphael.

SA Recycling, which shreds vehicles, household appliances and other metals, embarked on a cleanup effort after a 2007 explosion at the company's Port of Los Angeles facility.

In 2008, the state toxic-control department received a tip that cleanup efforts broke several environmental regulations.

One of these was the illegal disposal of hazardous waste at Chiquita, as well as the Simi Valley Landfill in Ventura County, and another SA Recycling facility in Anaheim, according to the statement.

SA Recycling took its auto shredder residue to these landfills.

The department's analysis of this residue revealed more lead, zinc and cadmium than is allowed, according to the department's court complaint.

The three metals can lead to various health problems, from high blood pressure to loss of brain function to gastrointestinal problems, according to the department's website.

The department's complaint charges that SA Recycling continued to operate its facility without a fully functioning air-pollution control system for about four months after the explosion, releasing an estimated 4.4 tons of material into the air.

The complaint also alleges that the shredder residue was illegally transported by unregistered hazardous waste haulers, that hazardous waste was illegally stored on site and that the company failed to properly train its employees.

Raphael, director of the state Department of Toxic Substances Control, said the settlement is a step in the right direction.

"The agreement will enhance this facility's ability to stay in compliance with air emissions requirements. More work needs to be done with the metal shredder industry."

Most of the $2.9 million will be spent installing and improving an up-to-date air pollution control system for the Terminal Island shredder at the Port of Los Angeles.

Chiquita will receive no money in the settlement.

http://www.signalscv.com/archives/51027/

Superior Alternative vs. Deception

The Final EIR for the expansion of the landfill will be held Thursday, March 1st at Rancho Pico High School; 26250 Valencia Blvd, Stevenson Ranch, CA 91381 from 6.pm. To 9 p.m.

Many years have passed since the process started. The first Draft EIR was expected to be quickly passed through, except for one small glitch. The residents of Val Verde protested. They held a town meeting and voted unanimously against the expansion of the Chiquita Canyon Landfill. Earlier the same day flyers were passed out by John Musella (an employee of the landfill and a registered lobbyist) with the topic sentence, "Don't Let Them Take Your Money." The kicker was the flyer appeared to look like it came from Val Verde's Civic association. The town was so upset that on that night they filled the Val Verde Parks only meeting building.

Since then it has been a long and hard fight. Val Verde residents would like to hold the landfill accountable to the original contract made 20 years ago. The parties involved in the negotiations 20 years ago were the Landfill, County, and the Val Verde Civic Association. It would be the last expansion that Val Verde would endure. Houses were sold in Val Verde with that same promise. It was an "Iron Clad Contract" is what some realtors would tell people buying houses in Val Verde. Here is the glitch, nothing is Iron Clad when the county is paid by the landfill that they are to ensure closes.

Since the first DEIR was written many tactics have been tried to shut up Val Verde residents. A paper out of Stevenson Ranch has called for the arrest of those who complain about the stench in Val Verde. The reason they should be arrested is because they must be lying. The paper has also blamed the stench on septic tanks. Val Verde residents have been called bullies and compared to Isis terrorist. The writer even wrote that he drove through Val Verde and windows were open, so the town must be liars. Believe me on stenchy days windows are closed and Val Verde residents become imprisoned in their houses waiting for smells to pass.

Years ago Castaic was looking for a new high school location. The first location they considered was Val Verde, but it was quickly eliminated. The same writer out of Stevenson Ranch wrote that they made an easy choice not to have the high school in plumes of stench from the dump. The dump does not smell now? Well it does, unless you are the paper at Stevenson Ranch, who is now majorly funded by the landfill.

At the last DEIR hearing some even called for Val Verde to have its septics investigated and houses should be taken away from anyone who does not have a house on two acres. It stands to logic if residents smell rotting garbage odors it must be septic, not the 23 million tons of trash 800 feet from the first house in Val Verde. Of course that same person tells Liveoak that sewer is to blame for the landfill smells that are carried on the winds.

Some in Val Verde have quit calling in smells to any authorities. They believe that inspections and threats, that quickly followed their calls were related to their calling in the odor complaints. Some feel that they are just insulted by the landfill when they come out and walk up to a flower saying that the flower is the stench they are smelling. The truth is they are beaten down.

One resident had overheard a county official demanding that someone be sent out to the farmer closest to the landfill. The thinking was that his farm must be the cause of the rotting trash smells. Members of the town were there to meet Animal Control when they showed up. The could smell stench, as we all could. They even called SCAQMD in the presence of the town residents. The two officers stated that the strong odors were not from the farm, but from the landfill.

Many Val Verde residents feel that the landfill is affecting their health. Asthma attacks are frequent along with other health issues. The DEIR states that particulate matter of 2.5 and 10 will exceed health standards for the lifetime of the landfill. It has already exceeded up till this point. If residents are smelling landfill then they are also inhaling particulate matter and gasses from the landfill. The county has been asked to do a door to door health survey on all the residents, just to be ignored.

The landfill hired a scientist to come out and check for smells. Those were some nice days in Val Verde. The landfill reps have admitted that they new when all testing would be done. It would be easy to figure out on the days that they tested the landfill was extra careful to control odors. Their scientist however did detect smells. The scientist concluded that Val Verde would get the odors from 6 to 9% of the day. Not all at once, but in small doses the entire 24 hours as the wind shifted. At 6% that would be 1 hour and 26 minutes a day, 37.8 hours a month, and 453.6 hours a year.

In the Final EIR there are letters of endorsement. Most the letters are from those who have financial gain if the landfill remains here. Many of the letters are from people and businesses that have been given donations from the landfill. Why they have submitted letters would make sense. What does not make sense are about 40 cards that were signed by residents from Val Verde. Well, it does make sense if you know the story. One of the mitigations that the landfill has to provide to Val Verde residents is 4 days a year of free dump day. On that day, those who spoke limited English were told they must sign cards. They were concerned because in the past they had never signed cards to dump on those days. The residents were informed that it was a new procedure. They were actually cards of endorsement in English. Deceptive? Yes, but that is how it works when dealing with the landfill.

Is it possible that those who work at the landfill have become nose blind to the odors? When the landfill got a citation from the SCAQMD for the stagnant odors in Val Verde they had a reply, "our operators did not notice the strong odors coming from the green waste." If it was not for the citation, Val Verde residents would just be called liars again. It is no small feat to get SCAQMD to come out. Most of the time Val Verde residents wait for hours and when they show they cannot smell anything as the wind has shifted. Many times SCAQMD doesn't make it at all.

The Val Verde Community Advisory Committee hired a scientist to come in and do their own testing. On the day the scientist was to show up, the landfill had hired him. Miraculously a new scientist appeared. Some board members were not so keen on hiring him, but the sitting president insisted he was the right choice. Of course the sitting president has a letter endorsing the landfill on file. The new scientist found this landfill to be amazing. He also informed the landfill of all days he would be testing. The new scientist informed Val Verde residents that all wells were clean. When asked how he came to that conclusion, he responded that he interviewed the landfill. The last well reports state that wells 8, 16, 18, and 20 exceeded control limits.

It comes down to this. Promises should be kept and the landfill should be closed down. Val Verde along with all of Santa Clarita Valley deserve cleaner air. 30 more years of business as usual should not be allowed. The DEIR listed many alternatives. All alternatives except for one felt the landfill would exceed many health standards for years to come. Only one standard that they listed would be the Superior Alternative. The Superior Alternative would make the air cleaner for all of Santa Clarita.

**"18.5 Environmentally Superior Alternative**
**From among the alternatives evaluated, CEQA requires that a Draft EIR identify the environmentally superior alternative. Based on the discussion of the various alternatives, the environmentally superior alternative is Alternative A, the No Project Alternative. Under the No Project Alternative, the landfill**

**operation would continue according to existing conditions only until July 31, 2017. While Alternative A could shift many of the daily operation impacts from one facility to another, the No Project Alternative involves no construction and would not directly involve any development or the disturbance of resources at CCL, unlike Alternatives B and C. Therefore, the No Project Alternative would be the Environmentally Superior Alternative, although it would not achieve the Project objectives.**" Taken from the Draft EIR.

You may ask what you can do as an ordinary citizen, not involved in the fight, but concerned about air quality in your valley. You can Call, Write and Email. Say "I oppose the Chiquita Canyon Landfill Expansion!"
Reference: Project #R2004-00559-(5); Conditional Use Permit #2004-00042 See the Notice of Public Hearing (English and Spanish) at: <http://bit.ly/2IFiZ2K

5 Los Angeles County Supervisors executiveoffice@bos.lacounty.gov
Kathryn Barger (213) 974-5555 Kenneth Hahn Hall of Administration
Janice Hahn (213) 974-4444 500 W. Temple Street
Sheila Kuehl (213) 974-3333 Los Angeles, CA 90012
Mark Ridley-Thomas (213) 974-2222
Hilda L. Solis (213) 974-4111
Los Angeles County Department of Regional Planning (planning.lacounty.gov)
zoningldcc@planning.lacounty.gov (213) 974-6443
rclaghorn@planning.lacounty.gov
rglaser@planning.lacounty.gov 320 West Temple Street, 13th Floor
ogomez@planning.lacounty.gov Los Angeles, CA 90012

Before the LA County Regional Planning Commission
March 1, 2017

Good evening. My name is Victor Lindenheim. I serve as Executive Director of the Golden State Gateway Coalition.

I am here tonight to express our organization's support for Chiquita Canyon Landfill's request to continue its operations.

The Golden State Gateway Coalition is a non-profit organization focused on improving roadway transportation in north Los Angeles County, with emphasis on the Interstate 5 corridor.

Transportation and waste management are linked infrastructure elements that, when functioning effectively and efficiently, contribute to our north county communities' quality of life. The public should be aware that nearly a billion dollars in improvements are planned for the Santa Clarita Valley segment of the I-5 corridor in the next few years, including major capacity and safety enhancements.

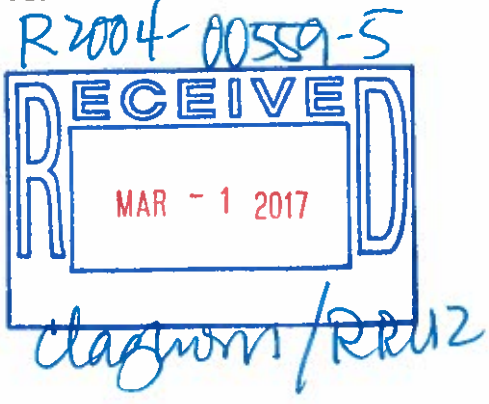
The need for, and the benefits of continuing this regional landfill's operations appear to be carefully considered and supported by the conclusions of the studies cited in the Final EIR. We have also seen extensive community outreach and community input solicited by the operator leading to these conclusions.

The Final EIR, in its section on traffic and transportation, reflects minimal permanent impact on onsite and offsite traffic circulation and access: "The proposed project would not cause an increase in traffic that is substantial in relation to the existing traffic load and capacity of the street system"

In fact, we are concerned that without an operating regional landfill in this area, our waste will be transported out of town, dramatically increasing truck traffic, vehicle miles traveled and increasing greenhouse gas emissions. Without Chiquita Canyon Landfill, thousands of truck trips would be added to already congested LA County freeways and highways trying to move trash out of county to other landfills.

In closing, I would note that the Chiquita Canyon Landfill has been a consistently responsible neighbor, operating in this community for 50 years. Based on historical performance, and their open communications regarding the proposal for continuing operations, we would expect the operators to continue to meet, and be responsive to, the needs of the communities and customers they serve.

Thank you.



Gmail

Louise Logan <louisebrownlogan@gmail.com>

# Oppose the Chiquita Canyon Landfill Expansion

**Louise Logan** <louisebrownlogan@gmail.com> Tue, Feb 28, 2017 at 11:55 AM
To: claghorn@planning.lacounty.gov, fifthdistrict@bos.lacounty.gov, Fourthdistrict@bos.lacounty.gov, Sheila@bos.lacounty.gov, MarkRidleythomas@bos.lacounty.gov, firstdistrict@bos.lacounty.gov, executiveoffice@bos.lacounty.gov, zoningldcc@planning.lacounty.gov, rglaser@planning.lacounty.gov, ogomez@planning.lacounty.gov

Please oppose the Chiquita Canyon Landfill Expansion.

The landfill has been an inconsiderate smelly neighbor to the residents of Val Verde and Castaic for too long. While Waste Connections makes money from operating the landfill to create positive sounding advertisements and give donations to keep negative press and Santa Clarita Republican leaders from speaking out against the landfill, it leaves the limited power, time, money and other resources of individual home owners to carry the burden of resisting this expansion.

Although no further expansion permits should be allowed at Chiquita, the landfill will still exist. So I believe it is probably a good idea for Waste Connections to be allowed to continue to use the methane gas generated by its Chiquita dump to produce electricity (Ref: SCV Republican call to action letter in late February explaining that it powers 10,000 homes.) Burning off the gas is a poor alternate solution. It is also a good idea to allow Waste Connections to build the waste-to-energy plant, providing they can only use the waste they have already collected.

We do not want more trucks bringing trash from other cities into our community. The fumes generated by those trucks is yet another impact of the dump on the air quality within the Santa Clarita Valley. Our environment is worth so much more than money can buy.

Sincerely,

Louise Logan
27152 Bidwell Lane
Valencia, CA 91354
661-297-5208

3/1/17 SCV Resident:

80% of the trash taken in at Chiquita is from outside our area. If they only took local trash we wouldn't need to have the convo because they wouldn't need expansion.

Anyway, they've been caught and fined for taking in prohibited toxic waste, and they have the lowest fees which is why businesses and other municipalities send their trash to Chiquita from as far as just before the Mexican border, Disneyland, Santa Barbara, etc.

They've taken in sludge, contaminated soil and ricketdyne material (all prohibited).

They want to expand to become the largest operating landfill in the country!

* They claim they power thousands of homes but when a community member posted links to show that they're powering homes in Pasadena and not here, their paid PR guy deleted the person's comment from Facebook and blocked her from commenting ...he does that - removing all dissenting comments and blocking anyone that critical of the proposal. *

Their agreement with Pasadena:
http://emma.msrb.org/EP697081-EP542068-EP943187.pdf

Example violation notice (one of many) attached.

They also claim that landfills aren't harmful but many studies and example scenarios in other areas of the state and country show otherwise and there are many examples of Val Verde residents dealing with chronic respiratory ailments, and cancer. Google Orange County landfill and school and see what comes up...google methane gas health effects...you'll see why we this is so important.

The landfill is just 800-1000 feet from the closest home and neighborhood, and the proposed expanded boundaries would put it that close to the newest proposed school and neighborhood development.

Please join us at the hearing to speak up against the expansion. The landfill promised to close when it reached a certain volume or by 2019 and now is turning their back on that promise.

There are other landfills in the region - and our tax dollars paid for a trash rail system to take it to one in the desert nowhere near residential communities but the county and many local officials are financially benefiting from this one. And our property values will be affected as we will be close to the largest landfill in the country if this passes.

We should not put financial gain for politicians take priority over the health/wellbeing and economic health of our community.

The truck volume and air quality and lower property values are going to significantly negatively impact all of us so I hope to see you there tonight.

THANK YOU!

-writing as a private citizen, a mom who cares about my kid and yours, and our community.

# Val Verde Bullies?

Commentary by Steve Lee
STEVE LEE | TUESDAY, JAN 6, 2015

The landfill has been a problem for a long time.

I asked a few of my fellow bullies here in Val Verde to come and have their pictures taken. I wanted the rest of the Santa Clarita Valley, Los Angeles County and all who care to see some of the faces of those fighting for their health here in Val Verde.

**The Chiquita Canyon Landfill representative said in a radio interview, "We will not be bullied." The company with a $44 million profit per quarter is bullied by Val Verde?**

Are they being bullied? Is it a bully who says:

1. Please keep your contract that was made with us 19 years ago and close down.
2. **We want the Chiquita Canyon Landfill to stop looking for loopholes, just keep your word and** walk away like we were promised in writing many years ago.
3. We don't want anything in Chiquita Canyon landfill that could harm us or our children.
4. We do not want to live next to a landfill that will run 24 hours a day instead of zero (0) hours, as promised, after 2019.
5. We do not want to be buried in traffic as 400 trucks and cars come into your landfill every hour of every day.
6. We do not want to be in the "chronic" range on the EPA table.
7. We want our friends, children and families to be with us for years down the road.
8. We do not want to have to look for medication in the middle of the night so we can get a less obstructed breath.
9. We do not want to spend more on medication for our children, ourselves or our families so the Chiquita Canyon Landfill can rake in huge profits.
10. We do not want to have to close our windows and pay high cooling costs because Chiquita Canyon Landfill cannot control the stench.
11. We don't want to live next to a landfill whose liners failed during the last major earthquake – the only landfill liners to fail in all of Los Angeles.
12. We do not want our breathing of fresh air obstructed just because buying sand for cover instead of Green Waste would cut into your profits
13. We do not want to be despised buy our neighbors just because we cannot be bought with bikes, donations, or flat-out plain money.

Over ☛ 

14. We do not want "safe" dirt from Rocketdyne to be put into this landfill. If it is safe, then why not leave it where it is? Why the special containers to transport it?

15. We don't want to keep finding articles on the sludge, toxic waste or radioactive material dumped in your landfill.

16. We do not want to sit by while Chiquita Canyon spends money buying our neighbors because it is much cheaper than fixing the problem to control the odors.

17. We don't want to see the representative from the landfill calling us bullies in interviews on a radio station that receives advertising dollars from the landfill.

18. Stop taking in tainted soil from LAUSD (http://notebook.lausd.net/pls/ptl/docs/PAGE/CA_LAUSD/FLDR_ORGANIZATIONS/FLDR_OIG_PUBLICATIONS_CONTRACT_AUDIT_REPORTS/CA%2009-723.PDF)

19. No more contaminated soil from anywhere.

CCL received contaminated soil from the Malibu High School/Middle School have been sent to CCL. Here is a link to this news story: http://www.laweekly.com/2014-03-20/news/cancer-scare-at-malibu-high-turns-messy/

The soil is contaminated with PCBs and other carcinogens (http://www.malibutimes.com/news/article_47b7705c-2a1a-11e4-a87a-001a4bcf887a.html)

Here is the report where they state they sent the soil to CCL: http://fipcontractors.smmusd.org/Data/Sites/6/documents/malibupublicnotice/removalactioncompletionreport-1.pdf

(Nos. 18 and 19 came to my attention from a concerned citizen here in Val Verde while I was writing this article.)

Excerpt from the report:

A) "All excavated pesticide- and/or PCB affected soils were transported to the Chiquita Canyon Landfill in Castaic, California. A total of 48 truckloads of pesticide- and/or PCB-affected soil were removed from the Site and transported to this landfill. Copies of soil shipping documents, including the waste profile, are provided in Appendix C."

B) CCL bid on contaminated soil from a clean-up of the Madrona Marsh. The soil contained petroleum hydrocarbons which were classified as "non-hazardous" (http://www.torranceca.gov/PDF/MadronaMarshSumpDredgingProjectFinalResultsofSoilCharacterization2-4-2013.pdf).

Is it being a bully to ask for these things? Are we asking too much? Would others in our situation ask for the same, or more? Does standing up for your rights make you a bully? Then I guess we are bullies.

All of us from age 1 to 80 from Val Verde are to be feared throughout all of Santa Clarita Valley. Hopefully for everyone else in the Santa Clarita Valley we are not let out of our confinement of stench to wander the streets.

*Steve Lee is a Val Verde resident.*

Over ☛ 1 of 2

[redacted]

Los Angeles County
Department of Regional Planning

*Planning for the Challenges Ahead*

Richard J. Bruckner
Director

August 28, 2012

**NOTICE OF VIOLATION**

Future Mistakes can and will happen.

Chiquita Canyon LLC
Attn: Steve Cassulo
29201 Henry Mayo Drive
Castaic, CA 91384

RFS No.: 12-0020858/EF121840
Permit No.: RCUP 89081

Dear Mr. Cassulo

An inspection was conducted at 29201 Henry Mayo Drive, in unincorporated Castaic, CA to determine compliance with Conditions No. 9 and 12(d) of Conditional Use Permit (CUP) 89081. Violations were noticed. Please note Condition Nos. 4, 8, 9(a), 12(d), and 26 of the CUP, a copy of which is attached.

**It has been confirmed that the residual solids accepted by the Chiquita Canyon Landfill are considered sludge. Condition No. 9(a) of CUP 89081 states that: the term liquid waste as used herein includes non-hazardous sludges meeting the requirements contained in Title 23, Chapter 1 of the California Code of Regulations for disposal in a Class III landfill. The landfill shall not accept sludge or sludge components at any time.**

Just one past example.

**Please note California Code of Regulations, Title 23, Chapter 15, Division 3, Section 2601 which states that: "Sludge" means residual solids and semi-solids from the treatment of water, wastewater, and other liquids. As you can see, solids or semi-solids from the treatment of water are defined as sludge by the California Code of Regulations.**

**Chiquita Canyon is hereby required to cease all intake of any form of sludge, or drinking water treatment solids, which is classified as sludge from the City of Santa Barbara's Cater Water Treatment Plant or any other jurisdiction.**

**Additionally, the acceptance and/or use of sludge or sludge components in conjunction with the composting operation is further prohibited as described in condition 12(d).**

**Please note condition no. 4, which incorporates the Monitoring Program into the conditions of CUP 89081 and requires the permitee to fully comply with each action set forth in the Monitoring Program.**

20 West Temple Street • Los Angeles, CA 90012 • 213-974-6411 • Fax: 213-626-0434 • TDD: 213-617-2292

[redacted]

[redacted]

**Further note condition no. 26, which requires the operator to report the sources and quantities of materials received at the landfill, including documentation of any sludge received, in the Biennial Monitoring Report as required in Part VII, Subsection B.9 of the Monitoring Program.**

**Additionally, we request that information showing whether sludge was or was not received also be reflected in the monthly disposal quantity report, Form 13, to be submitted to the County Department of Public Works, under the category of "Designated" waste (see attached).**

We also wish to advise you that Condition No. 8 indicates the consequences of non-compliance, and how this could affect your current permit and/or any pending/future permits.

We request your cooperation in complying with the requirements of CUP 89081 and Title 22 of the Los Angeles County Zoning Code. If actions towards compliance with your existing CUP are not taken immediately, you may face potential revocation proceedings and/or criminal prosecution. Conviction can result in a penalty of up to six months in jail and/or a one thousand dollar fine, each day in violation constituting a separate offense. **In addition to criminal prosecution, you may be subject to a noncompliance fee of $691.00 and the imposition of further administrative and collection fees totaling approximately $2,419.00.**

Consider this an order to comply with the above noted conditions upon receipt of this letter. Failure to comply as requested will cause this matter to be referred to the District Attorney with the request that a criminal complaint be filed and/or referred to the Regional Planning Commission for consideration.

Any inquiry regarding this matter may be addressed to the Department of Regional Planning, 320 W. Temple Street, Los Angeles, CA 90012, Attention: Zoning Enforcement. To speak directly with the investigator, Martin Gies, please call (213) 974-6453 before 10:00 a.m. Monday through Thursday. Our offices are closed on Fridays.

Sincerely,

DEPARTMENT OF REGIONAL PLANNING
Richard J. Bruckner
Director

Oscar A. Gomez
Supervising Regional Planner
Zoning Enforcement North

Attachments: CUP 89081
Monitoring Program
Form 13

Cc: Department of Public Works (Linda Lee Miller)

[redacted]

## Chiquita is not a friend to our community. Here is one tiny example of how they interact with residents.

When I posted the following notice regarding the Chiquita Hearing on Facebook, rather than engaging in meaningful dialogue explaining where I was mistaken, someone named **John Musella simply posted:**

**"Lies from the left."**

**The brief response was rude and confrontational.** Only later did I learn that he was a spokesperson from Chiquita, the company claiming to be so concerned about our community.

I discovered that John had previously written an opinion piece published in our local Signal newspaper where among other things he wrote:

"We deserve the truth and we deserve a respectful discussion and debate of the issues."

At the bottom of his article **I discovered he was a public relations person for Chiquita Canyon.**

***John Musella serves on the 38th Assembly District Republican Central Committee representing the Santa Clarita Valley and is a public relations executive who represents Chiquita Canyon landfill.***

**Note that I am an unpaid Valencia resident who has lived here since 1989.** I simply care about my community and wanted to help spread the word about the upcoming public hearing because, despite the large number of people who want the landfill closed, the hearing did not seem to be well publicized.

My post was essentially the same as the information that is on the resident created hearing flyer:

Chiquita Canyon Landfill, located only 6 miles from Valencia High School, plans to expand! Let's avoid becoming the Valley of the Dump!!!

There is a critical hearing March 1st at 6:00 that people need to know about and attend. So it is important to spread information on the plan to as many people as possible right away!

If you live in the SCV, please read and share this post.

(Not my idea, just passing it along! As always, copy and paste to share in Facebook; otherwise, only our joint friends will see this post. It is also a good idea to share this on the NextDoor App, through emails and talking to people.)

Over ☛

If you do not want the Chiquita Canyon Landfill expanded beyond its original plan here are 3 simple things you can do:
1)
ATTEND the Chiquita Canyon Landfill Expansion Regional Planning Hearing
WHEN: Wednesday, March 1, at 6:00pm
WHERE: Rancho Pico Jr. High, 26250 Valencia Blvd., Stevenson Ranch, CA 91381. (Alternate location & additional parking at West Ranch High School)
2)
Contact 5 LA County Supervisors & the Department of Regional Planning
Say "I oppose the Chiquita Canyon Landfill Expansion!" (Waste should be hauled via rail to Mesquite Regional Landfill.)
Call, Write and Email
Los Angeles County Supervisors:
executiveoffice@bos.lacounty.gov
Kenneth Hahn Hall of Administration
500 W. Temple Street
Los Angeles, CA 90012

- Kathryn Barger (213) 974-5555
- Janice Hahn (213) 974-4444
- Sheila Kuehl (213) 974-3333,
- Mark Ridley-Thomas (213) 974-2222
- Hilda L. Solis (213) 974-4111

Los Angeles County Department of Regional Planning:
(213) 974-6443
zoningldcc@planning.lacounty.gov
rclaghorn@planning.lacounty.gov (Richard Claghorn)
rglaser@planning.lacounty.gov
ogomez@planning.lacounty.gov
320 West Temple Street, 13th Floor
Los Angeles, CA 90012
3)
Let other people know that our landfill may be expanded. Invite your friends and neighbors to get involved spreading the word and taking action. There is no time to waste! The hearing (Wednesday, March 1, 2017 at 6:00pm) is soon! It is important to have lots of people attend that meeting.
FYI--
Chiquita Canyon Landfill
General Information:
In 1997, Owners/Operators agreed to cease operations once the landfill reached capacity. But what residents didn't know is that, once the dump reached capacity, the agreement allowed for emergency extensions and a renewed permit application.
Now the owners want permits to extend and expand the facilities and operations:

- Doubling its current daily intake from 6,000 tons to 12,000 tons;
- Increasing the landfill's elevation by 133 feet;
- Expanding the footprint by 65 percent from 257 acres to 400 acres;
- Developing a Household Hazardous Waste Facility and potentially a waste-to-energy plant

Chiquita Canyon Landfill, which currently sits less than 1,000 feet from nearby residents in Val Verde:

- is the destination for waste from municipalities throughout all of Southern California to the Mexican border (see <http://bit.ly/2kWVWAL>),
- would be the biggest landfill in California, accepting more trash than the largest in the U.S.;
- "would result in the generation of greenhouse gas emissions in exceedance of the... significance threshold" with operational activities that "may result in a potentially significant impact on the environment." (EIR)
- is partially unlined (though all liners leak);
- is located just south of an active fault line, and sits atop our valley's groundwater aquifer, where no soil testing has been conducted; and increased truck traffic may cause further landslides in the canyon.

The South Coast Air Quality Management District cited the lack of critical analysis and acknowledged potential significant impacts to air quality, ground water, and safety for our community in response to the original Draft EIR. See <http://bit.ly/2lyunkl>
Meanwhile, the Mesquite Regional Landfill in Imperial County, built to a permitted limit of 500, 000 tons is not being used.

Over ☛

Gmail [redacted]

# Wed., March 1 Chiquita Hearing Update

1 message

[redacted] Tue, Feb 28, 2017 at 11:13 AM

FYI - I received the following email & thought you might like to see it as well. Please do not use my name if you forward this information along. (Note that a Chiquita Hearing Flyer create by a resident to help spread the word about the upcoming hearing is attached.)

Begin forwarded message:

Friends - the local Republican party leader (and a member of the Hart school board) is turning our basic right to safe/quality soil, air, and water and limits on landfill proximity to residential neighborhoods into a partisan issue because so many Republican candidates/office holders have been receiving big donations from the landfill company to their campaigns (see below for their call to action). It's truly disheartening that anyone would put financial political donations ahead of the quality of life of our neighbors and the health of our local environment. There ARE other solutions for trash and over 80% of the trash taken in by Chiquita comes from OUTSIDE of our area.

Please join us in showing up at the hearing to **oppose the proposed landfill expansion**. If it's approved, it'll become the largest operating landfill in the COUNTRY right here - just a few miles away next to the Valencia Commerce Center, and nearby to current and future planned school sites and a very diverse and economically vulnerable residential area (Val Verde). You don't have to speak - we will provide you with a sticker or card you can hold to indicate your opposition.

**Wednesday, March 1, 2017, 6 p.m.**
**Rancho Pico Junior High School**
**26250 W. Valencia Blvd.**
**Valencia, CA 91381**

Begin previously forwarded message:

**Subject:** Fw: Republican battle cry and tears
I thought you might be interested in an email a republican friend of mine just got:

**Friends,**

As many of you know, the Democrats in the SCV have been actively mobilizing in preparations for 2018. They have disrupted events with Congressman Steve Knight, Senator Scott Wilk, and Assemblyman Dante Acosta. Every time they protest these events, and we do not show up to support for our legislators they feel more and more emboldened.

So emboldened they are now attacking one of our corporate friends and partners to our local Republican Central

Committee, Chiquita Canyon landfill. Chiquita has been providing safe disposal of our waste in the Santa Clarita Valley for over 50 years. From all the information I have, and that has been studied by over-burdensome regulatory agencies I can attest to the fact they are doing a near perfect job. They have gone out of the way to minimize impacts and go above and beyond to be a good neighbor and community partner. Moreover, they create clean energy to power 10,000 homes each year.

—Not to the residents

The Democrats are headlining slick, Beverly Hills lawyer Bryan Caforio to speak out against Chiquita at their public hearing next week in an attempt to make the "Faux Santa Claritian" look like a local hero. Now is the time we mobilize for the good of the cause and turn out and support those who support us and to show the Democrats that we are not going to let them run wild unchecked and start disrupting long-term local businesses.

$

This is why it is vital that all Republicans be involved. **The fight starts NOW!**

Our friends and supporters at Chiquita have an important, high-profile hearing on their permit extensions next Wednesday, March 1, 2017, at 6 p.m. at Rancho Pico Jr. High in Valencia. Republican leadership has committed to bringing our supporters in mass to counteract the Democrat protests and lies. We do not need to speak; we just need to show up in support and wear a support sticker, t-shirt, or hat. That is all they are asking of us!

Please give us just a couple of hours of your time to be part of our movement!

**Thanks and see you next Wednesday, March 1!**

**Joe Messina**
**Chair 38th Republican Central Committee**

Here are the details:

**Wednesday, March 1, 2017, 6 p.m.**
**Rancho Pico Junior High School**
**26250 W. Valencia Blvd.**

**Valencia, CA 91381**

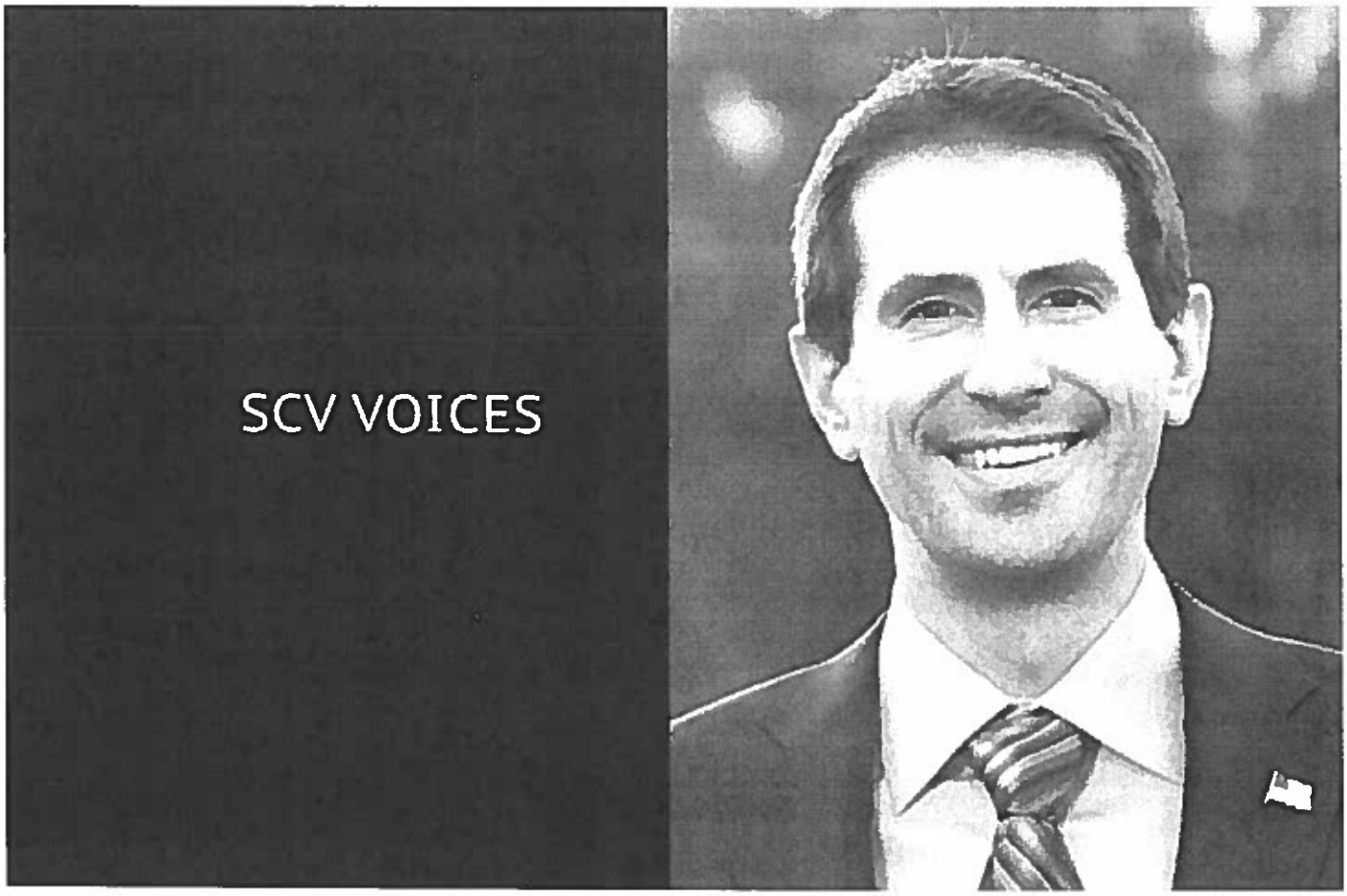
Please arrive by 5:45 p.m. and help support a long-time local business who has been supporting Republican candidates and organizations in the SCV! You can get your support materials in advance of the hearing by stopping by the TPC at Valencia between 4:30 and 5:30 p.m. that day.

**Chiquita flyer R2 facebook.doc.docx**
502K

# Bryan Caforio: Dump expansion not just about Val Verde

## Bryan Caforio is an attorney who lives in Valencia. He was the Democratic candidate for the 25th Congressional District in 2016.

By **Signal Contributor** - December 27, 2016, 10:15 pm




Have you ever been stuck in traffic on Interstate 5 behind a seemingly endless line of trucks? If you have, and you don't speak up now, that might happen even more frequently in the future.

* [ Although Republican Steve Knight won the election, Bryan Caforio speaks for thousands of residents who want to stop the expansion. ] *

Unbeknownst to many people in the Santa Clarita Valley, right now the Los Angeles County Department of Regional Planning is considering whether to expand the Chiquita Canyon Landfill (located in Val Verde, five miles from Santa Clarita just north of Highway 126).

The Chiquita Canyon Landfill opened in 1972, and since 1997 it has operated under a conditional use permit that allowed it to continue operating until it accepted 23 million tons of trash.

The landfill has now blown past that maximum level, but rather than shut it down, its owner, Waste Connections, chose to seek approval to expand it.

Waste Connections has now officially requested authority to keep the landfill open and accept up to 12,000 metric tons of solid waste in a single day.

In case that sounds like a lot of trash to haul through town and dump in our the Santa Clarita Valley every day, that's because it is.

In fact, as far as I've been able to determine, there is only one landfill in the entire world that accepts more than 12,000 metric tons of waste per day, and that's in South Korea.

We're talking about some very rarified (and polluted) air we could have the privilege of breathing if Waste Connections gets its way and couonty supervisors go forward with approving this plan.

The largest landfill currently operating in the United States, the Apex Regional Landfill in Las Vegas, Nevada, "only" receives approximately 9,000 tons of waste per day and is located more than 20 miles from its nearest residents.

The Chiquita Canyon Landfill, on the other hand, sits less than a thousand feet from residents in Val Verde and only five miles from Santa Clarita.

That raises additional concerns. For one, the Draft Environmental Impact Report regarding the proposed expansion identifies potential increased cancer risks for people living in the

near vicinity of the landfill.

The report calculates an "incremental increase in lifetime cancer risk" for those people living closest to the landfill that is "predicted to be 9.3 in 1 million." While that is barely below the South Coast Air Quality Management District's "significance threshold" of 10 in 1 million, that predicted "incremental increase" in cancer risk is still very troubling to me.

Moreover, for anyone concerned about climate change, the draft EIR further concludes that the proposed expansion "would result in the generation of GHG (greenhouse gas) emissions in exceedance of the … significance threshold," and that "operation activities may result in a potentially significant impact on the environment."

The Santa Clarita Valley accounts for only 2.7 percent of the population of Los Angeles County, and yet, if this expansion goes through, the Chiquita Canyon Landfill will be authorized to accept up to 49.5 percent of L.A. County's total in-county waste every single year.

Since we don't create the vast majority of that waste here, that means trucks (lots and lots of trucks) will be driving through the Santa Clarita Valley from all different directions to dump that trash in our backyard.

While the draft EIR purported to examine the proposed expansion's effects on traffic, aside from considering the "project-related impacts" at eight different intersections, the report specifically did not consider how adding thousands more vehicles hauling trash through our valley every single day could affect our major commuting roadways the I-5, Highway 14, the 210 and so on.

I don't need a report to tell me that adding so many more trucks every day to our already-overburdened roads and interchanges won't help us get home any faster.

By all accounts, Waste Connections appears to do a pretty good job managing the dump. But a well-managed dump is still a dump, and no amount of good management at the dump will

help reduce traffic through our community as thousands of additional vehicles haul trash through town.

So if you'd rather not get stuck in traffic behind an endless stream of trucks, you enjoy breathing clean air and having a lower risk of cancer, and you don't want one of the largest landfills in the world to be located in your backyard, don't despair just yet.

While many of our local, state, and federal elected officials have demonstrated that they'd rather collect campaign contributions than stand up for the community, we have until Jan. 9, 2017, to make our voices heard. Please join me in sending your concerns to rclaghorn@planning.lacounty.gov – and maybe, just maybe, we can defeat this expansion.

Share this:

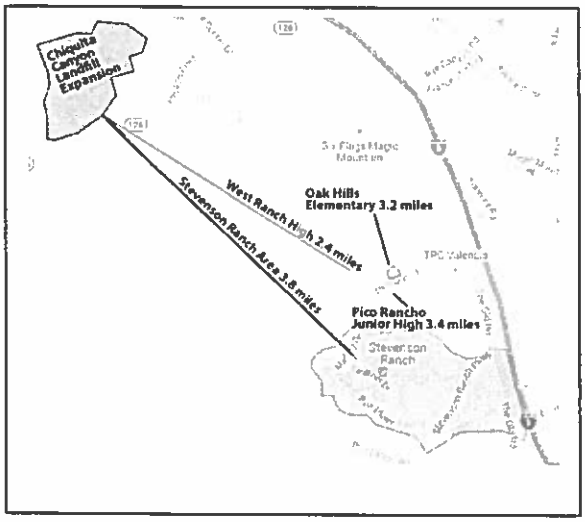
Facebook LinkedIn Twitter Email

**SIGNAL CONTRIBUTOR**

Comments

By commenting, you agree to our terms and conditions.

Resident produced flyer. - Attempts to be accurate.




# HELP STOP *the* Chiquita Canyon Landfill Expansion

## Attend the March 1st Hearing

☛ Attend a **Regional Planning Hearing** on Chiquita Canyon landfill expansion on Wednesday, **March 1, at 6:00pm** at Rancho Pico Junior High School, 26255 Valencia Blvd., Santa Clarita, CA 91381 (Limited parking. Rideshare, if possible. Additional parking may be available at the nearby West Ranch High School.)

In 1997, Owners/Operators made an agreement with the community of Val Verde that they would cease operations once the landfill reached its permitted limit or Nov. 1919, whichever came first. The limit was reached in June, 2016, but instead of closing, the county allowed emergency extensions. Now a renewed permit application is being reviewed. We need you at this hearing to save our air quality, reduce Greenhouse gases that cause climate change and stop these impacts on our already jammed freeways.

Air Pollution, especially PM2.5, generated by this landfill, is very detrimental to children's lungs because the small dust particles lodge there, causing asthma and other serious respiratory diseases. The environmental document states that this pollution is significant and cannot be mitigated. Please note how close this landfill is to schools our children attend in Stevenson Ranch.

**Now** the owners want permits to extend and expand the facilities and operations:

- Doubling its current daily intake from 6,000 tons to 12,000 tons;
- Increasing the landfill's elevation by 133 feet;
- Expanding the footprint by 65 percent from 257 acres to 400 acres;
- Developing a Household Hazardous Waste Facility and potentially a waste-to-energy plant

Over ☛

# HELP STOP *the* Chiquita Canyon Landfill Expansion

Resident made flyer. Tried to be as factually correct as possible-

*In 1997, Owners/Operators agreed to cease operations once the landfill reached capacity. But what residents didn't know is that, once the dump reached capacity, the agreement allowed for emergency extensions and a renewed permit application.*

Residents are not experts or paid for research.

**Now** the owners want permits to extend and expand the facilities and operations:

- **Doubling its current daily intake from 6,000 tons to 12,000 tons;**
- **Increasing the landfill's elevation by 133 feet;**
- **Expanding the footprint by 65 percent from 257 acres to 400 acres;**
- Developing a Household Hazardous Waste Facility and potentially a waste-to-energy plant

Chiquita Canyon Landfill, which currently sits less than 1,000 feet from nearby residents in Val Verde:

- **is the destination for waste from municipalities throughout all of Southern California to the Mexican border** (see <http://bit.ly/2kWVWAL>);
- **would be the biggest landfill in California, accepting more trash than the largest in the U.S.**
- "would result in the generation of greenhouse gas emissions in exceedance of the… significance threshold" with operational activities that "may result in a potentially significant impact on the environment." (EIR)
- is partially unlined (though all liners leak);
- is located just south of an active fault line, and sits atop our valley's groundwater aquifer, where no soil testing has been conducted; and increased truck traffic may cause further landslides in the canyon.

The South Coast Air Quality Management District cited the **lack of critical analysis** and acknowledged potential significant impacts to air quality, ground water, and safety for our community in response to the original Draft EIR. See <http://bit.ly/2lyunkl>

***Meanwhile,* the Mesquite Regional Landfill in Imperial County, built to a permitted limit of 500, 000 tons is not being used.**

*2/15/2017 Rev. 2*

Over

# TAKE ACTION TO CLOSE CHIQUITA !

## (DEMAND RAIL HAUL to Mesquite Regional)

## *Attend Hearing on March 1 at 6:00pm*

Attend the **Regional Planning Hearing** on Chiquita Canyon Landfill Expansion on

**Wednesday, March 1, 2017 6:00 pm Rancho Pico Jr. High**

26250 Valencia Blvd, Stevenson Ranch, CA 91381.

(Alternative location and additional parking is nearby at West Ranch High, 26255 Valencia Blvd.)

## *Call, Write and Email*

Say "**I oppose the Chiquita Canyon Landfill Expansion!**"

Reference: Project #R2004-00559-(5); Conditional Use Permit #2004-00042
See the Notice of Public Hearing (English and Spanish) at: <http://bit.ly/2lFiZ2K>

**5 Los Angeles County Supervisors**

executiveoffice@bos.lacounty.gov

**Kathryn Barger (213) 974-5555**
Janice Hahn (213) 974-4444
Sheila Kuehl (213) 974-3333
Mark Ridley-Thomas (213) 974-2222
Hilda L. Solis (213) 974-4111

Kenneth Hahn Hall of Administration
500 W. Temple Street
Los Angeles, CA 90012

**Los Angeles County Department of Regional Planning** **(planning.lacounty.gov)**

zoningldcc@planning.lacounty.gov
rclaghorn@planning.lacounty.gov
rglaser@planning.lacounty.gov
ogomez@planning.lacounty.gov

**(213) 974-6443**

320 West Temple Street, 13th Floor
Los Angeles, CA 90012

2/15/2017 Rev 2

Over ☛

3/1/2017

R2004-00559-5




**Los Angeles County Department of Regional Planning:**
(213) 974-6443
zoningldcc@planning.lacounty.gov
rclaghorn@planning.lacounty.gov
rglaser@planning.lacounty.gov
ogomez@planning.lacounty.gov
320 West Temple Street, 13th Floor
Los Angeles, CA 90012

**Reference: Chiquita Canyon Landfill Expansion - Project #R2004-00559-(5)**

Dear Commissioners,

At this time I want to voice my opposition to the Chiquita Canyon Landfill Expansion. Many factors attribute to my opposition, one being the tactics both the County and the landfill have taken to create multiple situations for this project to pass through. I love my community of Val Verde and it has bared the hardship of this landfill long enough (40 years)[1]. Many individuals who purchased homes here including those who were here before the landfill, expected the landfill would honor its agreement with the Val Verde Civic Association to close at 23 million tons or 2019[2]. We are very upset that your own director issued a clean hands waiver to the landfill to continue accepting more tonnage than they agreed to take in.

It is a certainty that this landfill will be worse than Sunshine Canyon Landfill. Chiquita is planning on taking in more daily tons and even if they take in less, Chiquita is twice as close to residences, businesses, and schools than Sunshine. Waste Connections will claim it is better managed but Republic Services made the same claim. Sunshine has received hundreds of violations in the last three years and has already received 11 notices of violations in the last two months. Van Gogh Elementary, 2 miles from Sunshine, which has implemented air filtration systems, has described the odors there as "torture" and the kids are restricted to stay inside because of landfill odors[3]. There are over 1,000 kids going to schools within 2 miles of Chiquita[4]. Live Oak Elementary has already been acknowledged as Cancer Sensitive Site in the DEIR[5]... 558 children go to this school. This expansion will place them directly in harm's way and expose them to landfill offgasses which will harm their health and ability to play outside. It will also affect them in their nearby homes in Val Verde, Hasley Hills and Live Oak. Why would you ever allow that?

Federal employees service the post office which will be only 500 feet from the expansion border, it is also acknowledged as a cancer area... the most extreme category of exposure[6]. There is no way these individuals will not

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[1] http://chiquitacanyon.com/about/
[2] https://drive.google.com/open?id=0B_xrqEeSZ0bdY0tsUWpyZ2xTRFU
[3] www.schooldigger.com & http://bit.ly/ccl5mileschools
[4] https://docs.google.com/document/d/1fapui4wUIRWtVWiOSxt3wtvPrWCQCGL38CU2MrO5Xyc/edit?usp=sharing
[5] https://drive.google.com/open?id=0B8rxv9anzSiieVVYVzEwR0FYbmc
[6] https://drive.google.com/open?id=0B8rxv9anzSiieVVYVzEwR0FYbmc

be harmed by the landfill gasses as they spend the majority of their waking hours there. Val Verde homes all exist within two miles of the expansion, if double the tonnage is taken in you sentence an entire town to suffering from landfill off gasses on a regular basis.

Please protect the residents and employees of the Santa Clarita Valley from the imminent off-gasses from the Chiquita Canyon Landfill. There are alternatives and a surplus of landfill capacity in LA County, there is no reason to expand this landfill.[7] We already see the effects of the Sunshine Canyon Landfill where residents are not able to enjoy their homes and suffer health issues. Please do not place the same burden onto the Santa Clarita Valley at the gain of a profit.

To expand this landfill is absolutely irresponsible. Please oppose this expansion for the health and wellbeing of your constituents and our and our kids' ability to live and work in a safe and healthy environment.

Please include this in the public record.

Thank you for you time and for listening with empathy.

Erica E Larsen

[7] http://www.mrlf.org/index.php?build=view&idr=206&page2=&pid=32

March 1, 2017 Chiquita Canyon Landfill Expansion Hearing Comment:

**Hello my name is Louise Logan**
**I have been a resident of Valencia since 1989.**

**I oppose the expansion of the Chiquita Canyon landfill.**

**It is a corporation like any other: Its goal is to make a financial profit.**

**But the department of regional planning responsiblities are much broader. Please consider the odors and other issues that individual homeowners in Val Verde and parts of Castaic must endure with even the current landfill size.**

**When the Chiquita landfill originally opened it was placed in a relatively unpopulated area outside of Los Angeles. Not unlike the location of the Mesquite landfill today.**

**Since then however the Santa Clarita Valley has become an incorporated city with a growing population.**

**The expansion of this landfill will overburden our local roads and other infrastructure. It will place current and future residents, schools and businesses into close proximity with the landfill.**

**A large master-planned community collectively known as net zero and others will likely become its neighbor.**

**Even the best run operations make mistakes.**
**No one controls when or where earthquakes will occur.**

**Please do not put the air-quality and water resources at risk in this ever-growing Santa Clarita Valley. I urge you not to allow this proposed expansion to go forward.**

**Thank you for your time.**

REGIONAL PLANNING COMMISSION HEARING

COUNTY OF LOS ANGELES

Wednesday, March 1, 2016, 6:00 p.m., at Rancho Pico Junior High School, 26250 Valencia Boulevard, Stevenson Ranch, California.

Reported by: Dayna Michelle Glaysher

CSR Number 13079

APPEARANCES:
Richard Claghorn, Staff
Sam Dea, Staff
Mitch Glaser, Assistant Administrator
Jill M. Jones, County Counsel
Ms. Shell, Commissioner
Mr. Modugno, Comissioner
Mr. Smith, Chair
Mr. Louie, Vice Chair
Vacant 4th District Chair
Bahman Hajialiakbar, Public Works
Rosie O. Ruiz, Commission Secretary

Public Hearing Speakers:
1. Paul Rosenfeld
2. Joshua Rivers
3. Patsy Ayala
4. Taylor Criddle
5. Rudy Ortega
6. Alan Ferdman
7. Logan Smith
8. Lynne Plambeck
9. Richard Mathews
10. Reverend Peter Farriday
11. Jeff Preach
12. Kevin MacDonald
13. Marlon Roa
14. Kelly Stater
15. Curtis Woods
16. Patti Skinner Sulpizio
17. Sally White
18. Joe Phillips
19. Lloyd Carder
20. Carmillis Noltemeyer
21. Dave Bossert



22. Mike Mohajer
23. Sandra Cattell
24. Armando Flores
25. Terri Harrah
26. Christopher Walters
27. Steve Lee
28. Victor Lindenheim
29. Ron Saldana
30. Lois Bauccio
31. Darrell Park
32. Scott Smith
33. Erica Larsen
34. DeAndre Valencia
35. Tanya Hauser
36. Flo Lawrence
37. Andre Hollings
38. Bonnie Nikolai
39. John White
40. Diane Trautman
41. David Menchaca
42. Andrew Taban
43. Nancy Oliver
44. Daniela Bolanos
45. Terri Knafla
46. Stacy Fortner
47. Barbara Myler
48. Teri Byrne
49. Shane Weeks
50. Jocelyn Bullock
51. Vanessa Brookman
52. Raul Isiordia
53. Christine Rangal
54. Eduardo Reyes
55. Bill Miranda
56. Richard Humanic
57. Dallas Dockray
58. Jeremiah Dockray
59. Abigail DeSesa
60. Susan Evans
61. Nathan Bousfield
62. Nancy Carder
63. Lisa Loch
64. Nanette Meister
65. Bryan Caforio
66. Chris Clarke
67. Sara Sage



Stevenson Ranch, California, Wednesday, March 1, 2016
6:00 p.m. - 9:50 p.m.
***

MR. SMITH: Good evening everyone. Welcome. I'd like to call this meeting to order of the Los Angeles County Regional Planning Commission. Today is Wednesday, March 1st, 2017, and we are very happy to be here at Rancho Pico Junior High this evening. I'd like to begin with the Pledge of Allegiance. If I could ask Commissioner Modugno to please lead us.

(Pledge of Allegiance.)

Thank you everyone. And I know that we have folks still coming in so if you could try to quietly find a seat, we can get going. We have -- we want to hear from everyone tonight and get this underway. So first of all, thank you to everyone for being here.

We're excited to be out here and appreciate each and every one of you taking the time to come out and help us think through this very important issue and to share your perspective and your expertise. So thank you very much for being here. Even though we are in a new setting tonight, we follow the same procedures for a



public hearing.

And so I just want to give everyone a quick overview of how the evening is going to play out before we get started. So there are agendas for today's proceedings -- tonight's proceedings located in the back of the room and we also have speaker cards. So if you plan to speak tonight, please fill out a comment card. And we have staff in the back that can assist you with that.

We also have Spanish translation available this evening. Headsets are available to any members of the public who would like to listen to the live Spanish translation of the hearing. Any members of the public wishing to testify in Spanish may do so by noting on the speaker card that you wish to testify in Spanish.

In addition, a translator is available to translate Spanish testimony into English. And additional time will be allotted for the translation of Spanish testimony into English for the speaker. So a quick overview of how the proceedings will occur. We're going to start when we get to the main item on our agenda.

We're going to start with a presentation from staff, and after that we'll hear from the applicant who will have up to 15 minutes to present the project.

Then we're going to open it up to public comment, hear from everyone who wishes to speak this evening. And there are many of us which is very exciting. But in order to make sure that we give everyone an opportunity to speak we're going to have 90 seconds, a minute and a half for public comment. Okay. One and a half minutes.

And if you are giving testimony in Spanish we're going to have a translation available for that testimony, and we'll double the time to account for the translation. After public comment then we invite the applicant back up and they have a ten minute rebuttal time to address the questions or concerns that were raised and that we heard during comment.

Then I imagine the commissioners may have many additional questions for staff or the applicant based on the testimony that we hear. So we'll go through that as time allows. I also want to note -- oh, I'm told that the timer does not do 90 seconds so we will have to do two minutes. We're going to do two minutes for public comment.

Technology. So we'll have two minutes, four minutes if you're providing testimony in Spanish to account for the translation. I would encourage everyone -- you know, we want to hear from you. You don't need to take the full two minutes if somebody else



has very eloquently made your comment. Feel free to co-sign or speak to some -- another point. But we're going to limit it to two minutes.

I do want to note before we get started that a representative of the Solid Waste Management Program Local Enforcement Agency from the LA County Department of Public Health is present at tonight's hearing and is available to respond to relevant questions regarding solid waste facilities, permitting specifications for the project either from the Commission or from the public at this hearing.

So with that I think that covers our administrative items. Again, please be sure to fill out a comment card if you wish to speak tonight. And we look forward to hearing from everyone and addressing this important issue. So with that I'm going to move into our agenda. Again this is the pink agenda, if you picked up a copy in the back.

We've done the pledge. We've made some announcements. So we're going to move to approval of the agenda.

Do I have a motion?

MS. JONES: So moved.

MR. MODUGNO: Second.

MR. SMITH: Motion and second. All in



favor?

MS. SHELL: I.

MR. LOUIE: I.

MR. SMITH: Great. Agenda has been approved.

County counsel, do we have any reports this evening?

MS. JONES: No reports.

MR. SMITH: Thank you. Deputy director, any reports?

MR. GLASER: No reports.

MR. SMITH: Excellent. So that brings us to the reason we're all here. This is item No. 5 on our agenda, Project No. R2004-00559.

With that, I would like to invite staff to begin their presentation. And just a quick heads up, in order for us to view this presentation the commissioners are going to have a seat in this first row during the presentation.

MR. CLAGHORN: Good evening, Commissioners. My name is Richard Claghorn with the Zoning Permits North Section of the Department of Regional Planning. The matter before you tonight is the Conditional Use Permit for the continued operation and expansion of Chiquita Canyon Landfill (CUP 200400042), the related



Oak Tree Permit (OTP 201500007) and the Environmental Impact Report (EIR) for the project.

The project is located in the unincorporated community of the Santa Clarita Valley, within the Castaic Area Community Standards District. A supplemental hearing package has been provided to you today for this hearing which includes an updated letter from the Fire Department, additional correspondence, and some changes to the draft Conditions of Approval.

The project's -- the Project Site is located at 29201 Henry Mayo Drive, approximately three miles west of the 5 freeway on State Route 126, and 33 miles northwest of downtown Los Angeles. The subject site is zoned A-2-2 and A-2-5 (Heavy Agricultural) and the Santa Clarita Valley Area Plan designation is P-CS - Community Serving.

The applicant, Chiquita Canyon Landfill, is requesting a Conditional Use Permit (CUP) for the continued use and expansion of an existing Class 3 landfill. Landfills are allowed in the A-2 zone with a CUP. The project includes the removal of four oak trees, which requires an Oak Tree Permit.

The County has determined that an Environmental Impact Report (EIR) is required for the project. The Draft EIR was released on July 10th, 2014

and a Hearing Examiner Hearing was held on July 31st, 2014. The public comment period for the DEIR ended on October 23rd, 2014 after being extended.

Six chapters of the EIR were modified and recirculated on November 9th, 2016. A Hearing Examiner Hearing was held at West Ranch High School on December 15th, 2016 for the recirculated chapters of the Draft EIR for the project. The public comment period for the PRDEIR ended on January 9th, 2017.

Existing and proposed land use is a Class 3 Landfill. Surrounding land uses consist of vacant land, agricultural uses, single family residences, and industrial buildings.

Surrounding zoning includes industrially zoned land to the west and north, The Newhall Ranch Specific Plan to the south and west, single-family residential zoning to the northwest, where the community of Val Verde is located.

Given the nature of the application, as part of the County's staff presentation, a representative of the County's Department of Public Works, Environmental Programs Division will provide an overview of the landfills in Los Angeles County and how Chiquita Canyon Landfill fits into the County's waste disposal picture.

I will now turn the presentation to



Bahman Hajialiakbar.

MR. HAJIALIAKBAR: Thank you. Good evening everyone. My name is Bahman Hajialiakbar, Principal Engineer with the Los Angeles County Department of Public Works Environmental Programs Division.

First slide we are going to cover is the overview. My presentation will cover a few things. First, I'll provide an overview of the Public Works' role in solid waste management. Then I'll talk about where we are today in terms of where all the waste we produce is going, and the current capacity of major landfills in Los Angeles County.

Next, I'll highlight some of the laws and regulations, including recently enacted bills that impact the way solid waste is managed and the amount of waste in need of disposal. And finally, I'll summarize the County's long-term strategies in ensuring adequate disposal capacity to meet the long-term needs of residents and businesses throughout the County.

So Public Works is the lead agency responsible for advising the Board of Supervisors on waste management issues. Under state law, the County is responsible for implementing waste reduction programs for the unincorporated County areas and we manage several countywide waste reduction programs.



State law also makes continued responsible to plan for a minimum of 15 years of countywide disposal capacity. Public Works administers the Countywide Siting Element (which I will cover later), which is the County's long-term plan to provide for the disposal needs of its residents and businesses.

Public Works manages waste collection and recycling services for 1 million unincorporated area residents and nearly 20,000 businesses, and we also assist and provide technical advice to Regional Planning with the permitting of solid waste facilities in unincorporated areas. So where we are today is how much trash do residents and businesses in the 88 cities and County unincorporated communities generate?

Each year we generate about 27 million tons of solid waste, of which 18 million tons are diverted from disposal (through recycling, composting and beneficial use), and 9 million tons are disposed of at landfills and waste-to-energy facilities located within the -- within and outside LA County.

The estimated remaining permitted disposal capacity in the County is 114 million tons, which is equivalent to about 13 years of capacity at the current Countywide disposal rate. In part because of the great recession and very aggressive recycling efforts by the



County, other local governments and the State, the amount of waste in need of disposal remains relatively low, which has helped maintain a competitive solid waste disposal system which results in an overall disposal rate.

The County and other governments, local governments will continue and likely expand their waste recycling and diversion efforts, through their own initiatives (just like the County's roadmap) and in response to new State laws which I will discuss in more detail later in my presentation.

Also, the County will continue in supporting legislation and promoting the conversion technology facilities and other alternatives to landfill disposal.

This chart shows the remaining six major landfills in the County and their permitted daily capacity and annual tonnage. Their average daily disposal tonnage based on -- is based on 2015 figures.

As you can see, the average daily tonnages are below the permitted daily capacities so -- and it is because of market conditions and other factors. As I mentioned earlier, the slowdown in the economy and aggressive recycling efforts by local governments have contributed to a competitive disposal system, and thus we see in-County landfills operating below their

permitted daily limits.

This is also due to a significant amount of waste being exported to landfills outside of LA County, which helps to extend the life of in-County landfill capacity. Public Works continually tracks changes in state laws and regulations that impact solid waste management and adjusts its planning accordingly.

Key laws that impact current planning include The California Integrated Waste Management Act of 1989, also known as AB 939, which require jurisdictions to divert 50% of all solid waste from landfill disposal or transformation by the year 2000, through source reduction, recycling and composting activities.

Assembly Bill 341, which adopted a Statewide goal of managing by 2020, 75% of the waste generated in the State through source reduction, recycling, and composting, and establishes Mandatory Commercial Recycling requirements. Assembly Bill 1826, which imposes Mandatory Commercial Organics Recycling and requires a business that generates a specified amount of organic waste per week to arrange for recycling services (for that organic waste) in a specified manner.

This law also introduces a statewide organic waste disposal reduction target of 50% compared to the



level of disposal during 2014 by 2020. Assembly Bill 876, also known as the Compostable Organics Law, requires counties and regional agencies to include in the annual report to State the following information: Organic waste generated over 15 years, organic waste recycling facility capacity needed to process that waste, and the locations for new or expanded facilities.

Senate Bill 1383, also known as the Short-Lived Climate Pollutants law, establishes milestones to reduce landfill disposal of organics (both applicable to residential and commercial): A 50% reduction in the level of statewide organic waste from the 2014 level by 2020, and a 75% reduction in the level of statewide disposal of organic waste from 2014 by 2025.

So what is the Siting Element? It's a Countywide planning document that describes how the County (including the 88 cities) plan to manage the disposal of their solid waste over the next 15 years. It establishes goals and policies related to solid waste management (such as extended producer responsibility, conversion technology, and preserving landfill capacity).

Also, it establishes criteria for Siting disposal facilities, such as landfill (including



criteria to protect residents; air quality; and environmentally sensitive areas). Each year Public Works updates and submits its projections of waste generation, disposal, and remaining permitted disposal capacity to the State to ensure the long-term viability of our solid waste disposal system.

So this is one of the first scenarios for the Siting Element that we -- I mentioned earlier. There are various scenarios contained in the Siting Element annual report that we prepare each year to assess where we are and our ability to maintain adequate solid waste disposal capacity for the next 15 years. I will discuss three of these scenarios.

These scenarios take into account the impact of new state legislation and its effect on diversion rates. This scenario looks at whether LA County has enough disposal capacity within the County to meet its needs for the next 15 years. And therefore this scenario relies on existing permitted in-County disposal capacity only. As you can see, there will be insufficient in-County disposal capacity to meet our long-term needs.

As shown on the graph, a sudden drop -- let's see. We're talking about this drop here. The sudden drop -- a sudden drop in the in-County Class 3



landfill capacity in 2018. This scenario presumes that Chiquita Canyon Landfill will not be granted a permit. However, there are other scenarios that Chiquita Canyon Landfill is granted a permit (which I will cover later on).

The second scenario I'll discuss is the Status-Quo Scenario. It assumes the following: Diversion rate would increase to 75% by 2020 and continue thereafter. Continued operation of the waste to energy facility and -- however, no additional Alternative Technology facility would be operational through the planning period.

Exports are estimated at 15,000 tons per day and would continue at that level. Meaning, the Sanitation Districts' waste-by-rail would not become operational. As the graph shows, the scenario would rely on current permitted in-County landfill capacity (that means no landfill expansion will take place). But if it is coupled with a level of waste exports higher than that experienced in 2015, that may be sufficient in meeting the County's needs for the next 15 years.

The actual amount of waste exported may go up or it may go down. There is no guarantee that the facilities that are currently accepting our waste will continue to do so in the future. If the County is

perceived to be closing its landfill, disposal capacity will become difficult as other jurisdictions would likely impose restrictions on their landfills.

Okay. Under this scenario, all solid waste management options would become available, such as diversion rate of 75% by 2020 and after, in-County landfill expansions as presumed to be granted as proposed, provided that these sites are found to be environmentally safe, technically feasible, alternative technology facilities become operational.

Out-of-County landfill capacity would continue to be available and the Waste-by-Rail system would also be available to serve LA County in the future. Under this scenario, no disposal capacity shortfall would be expected to occur during the planning period.

The county's long term strategy as outlined in the Siting Element that was approved by the County, a majority of the cities containing a majority of the cities' population, and the State (CalRecycle) is made up of the following key elements. First, divert waste from landfills through waste reduction, recycling, composting, and other recovery efforts.

Develop in-County disposal capacity to the extent that it is technically and environmentally



feasible for the waste that remains in need of disposal. It allows the flexibility in managing our disposal as we move to a more predominant recycling approach. A truly sustainable strategy will also include alternatives to landfills such as conversion technologies.

Individual jurisdictions within the County may use the out-of-County disposal option to achieve their solid waste goals. Out-of-County disposal capacity supplements and extends the life of in-County disposal capacity and will be essential to meet our needs in the future given the limited potential for developing landfill capacity within the County.

By 2045, the unincorporated County areas will achieve a 95% or greater diversion rate consistent with the Board of Supervisors' adopted policy.

MR. CLAGHORN: In 2015 Chiquita Canyon Landfill had the second highest amount of waste disposed in Los Angeles County, with 1,075,207 tons of waste disposed, second only to Sunshine Canyon Landfill, with over 2.4 million tons of waste disposed. Chiquita accounted for 22.5% of the Class 3 landfill waste tonnage in LA County in 2015 and 11.1% of all waste disposed in landfills.

Approximately 42% of waste originating from LA County was disposed at landfills outside of the



County in 2015. The majority of the waste at Chiquita, 55% originated in LA City in 2015. The second largest source of waste was the City of Santa Clarita, with 13%. Santa Monica was next with 6%, with other cities in LA County at 19%, the unincorporated Santa Clarita Valley at 4%, other unincorporated areas of LA County at 1%, and outside of LA County at 2%.

In 2015, 90% of the City of Santa Clarita's waste was disposed at Chiquita, as was 77% of the waste from unincorporated areas of the Santa Clarita Valley.

Chiquita Canyon serves all areas of LA County. In 2016, the sources of waste for Chiquita were as follows: Third Supervisorial District 37%; Fifth District, 25%; Second District, 16%; First District, 13%; Fourth District, 8%; and 2% from outside of the County.

Landfills are a tightly regulated industry, and many state and local agencies have responsibility to regulate various aspects of landfill operations. The California Department of Resources Recycling and Recovery, also known as CalRecycle, is the state agency that regulates the landfill.

South Coast Air Quality Management District (SCAQMD) is the agency primarily concerned with air quality regulation; the Regional Water Quality Control



Board is the agency concerned with water quality regulation; and the California Air Resources Board, or CARB, is primarily concerned with climate change and greenhouse gases.

County agencies involved in regulating the landfill include the Department of Public Health, whose Solid Waste Management Program acts as the Lead Enforcement Agency, or LEA for the landfill's Solid Waste Facility Permit, in concurrence with CalRecycle.

The Department of Public Works' Environmental Programs Division prepares and implements the County's waste management plan, monitors and verifies the quantities of waste and beneficial use collected by the landfill, and collects fees from the landfill; the Department of Regional Planning is involved in enforcing the Conditional Use Permit, Implementation and Monitoring Program, and Mitigation Monitoring and Enforcement Program.

The various regulatory agencies coordinate with their oversight and enforcement to ensure that the landfill is operating in compliance with the applicable regulations and that the surrounding community is protected from potential adverse impacts. The operator of Chiquita Canyon Landfill has had a good record of compliance and it has had relatively few complaints and

verified complaints compared to other major landfills in the County.

The landfill was first approved by a permit in 1965 and began operations in about 1972. It has been permitted to operate with new CUPs, most recently by CUP 89-081 in 1997. A new CUP is required because the landfill has reached the waste disposal limited allowed under CUP 89-081.

Here is a photograph of the landfill working face where waste is placed into the landfill. The working face is a relatively -- is relatively small in area and is covered at least once per day to control and minimize odors and litter.

Here's a photo of the landfill gas energy plant which exists on the site. It produced enough energy to power about 10,000 homes per year. Energy is generated from gases collected at the landfill, and is delivered to the local electrical grid. No change is proposed to the plant's operations.

Here's a photo of the main landfill expansion area. The surrounding mountains will screen the landfill expansion area from Val Verde and from most of the surrounding area.

This aerial photo shows the Project Site looking from southeast to northwest. The existing



entrance facilities are visible on the left near the highway and the existing main canyon is in the center. The main canyon will be expanded mostly to the northeast on the right side of this photo. The main landfill expansion area will fill in much of the canyon. The significant ridgelines to the north and west will continue to screen the view from Val Verde.

The photo on the left of this slide shows the main canyon expansion area from the north, with the Valencia Commerce Center in the foreground, the U.S. Postal Distribution center on the left, and the existing main canyon of the landfill on the upper right. The canyon in the center of this photo will be filled in with landfill materials.

The ridgelines to the north and west will screen it from view from Val Verde and most points to the north of the landfill. The photo on the right shows an aerial view with Val Verde in the foreground looking to the east, with the Commerce Center in the rear and a portion of the landfill expansion area in the upper right corner.

This photo shows the significant ridgelines which are to remain and which will screen the landfill from view from Val Verde and other areas to the north, as well as to the west.



The Proposed Project will be the continued operation of existing Class 3 landfill. The permittee requested an increase in the proposed disposal tonnage from 6,000 to 12,000 tons per day and from 30,000 to 60,000 tons per week. A new entranceway and new administrative and support buildings will be constructed off Wolcott Way.

A new Household Hazardous Waste Facility will be developed onsite. Mixed organics composting will be an accessory use to the landfill. There will be land that will be set aside for potential future conversion technology facility.

A Southern California Edison subtransmission line will be relocated to provide space for the new entrance facilities. Four oak tree removals are also proposed due to the new entrance facilities and related grading.

The landfill is currently approved for a waste disposal area of 257 acres, of which 251 acres has been used. The total proposed waste disposal area after the expansion will be 400 acres, an increase of 143 acres. The permittee has requested a maximum landfill elevation of 1,573 feet, an increase from the current maximum level of 1,430 feet. The overall site area will remain 639 acres.



The Proposed Project requested by the applicant would result in up to 3.12 million tons per year of waste received by the landfill. The applicant has proposed to continue the existing level of beneficial use materials accepted. CUP 89-081, approved in 1997 for the landfill did not impose a limit on the amount of beneficial use material at the landfill.

The amount of beneficial use materials, including 560 tons per day for composting, plus 2,358 tons per day based on 2011 levels, would result in about 910,000 tons per year of beneficial use materials. Overall materials received by the landfill could be as much as slightly more than 4 million tons per year based on this request.

However, the recommend project conditions impose a much lower limit on the mount of waste materials received. On an annual basis the amount of waste disposed would be limited to 1.4 million tons per year, with the limit of 700,000 tons beneficial use materials, for a total of 2.1 million tons per year of all materials based on the recommended conditions of approval.

The current maximum landfill elevation recommended is 1,430 feet. The applicant has requested a maximum height of 1,573 feet. However, based on the

recommended tonnage limit of 46.8 million tons, the maximum landfill height of 1,430 feet would need to be adjusted to 1,495 feet in the project conditions. If the maximum landfill height remains at the current level of 1,430 feet, assuming the same expansion area, the tonnage capacity would need to be limited to 34 million tons in the conditions.

The recommended draft conditions have been designed to limit Project impacts to current levels. The conditions allow some flexibility in the amount of materials accepted by the landfill on a daily basis, with a maximum of 12,000 tons per day of all materials, including beneficial use and waste due to the day-to-day variability inherent in the operations.

The daily maximum amount is less than the over 15,000 tons of all materials on the biggest day in 2016, and the over 12,000 tons for the highest day in 2011, of waste disposal, plus beneficial use. The overall tonnage allowed of 2.1 million tons is lower than the 2.8 million tons of all materials received for 2016, which was nearly evenly split between waste disposed and beneficial use materials.

The recommended weekly maximum of 50,000 tons for all materials is also less than the peak week from 2011. A new entrance and support facilities will



be required off of Wolcott Way and the existing entrance will be closed. The Household Hazardous Waste facility will allow for disposal of paints and solvents, used motor oil and filters, anti-freeze and other automotive fluids, cleaning products, pool and garden chemicals, aerosol cans, medicines, auto batteries, and household batteries.

These materials would be collected from the general public, not commercial or industrial businesses, for temporary storage, and are to be properly disposed at a different location, and will not go into the landfill.

The Project Site would also include a mixed organics composting operation that would be enclosed and subject to an odor control plan. This facility would process and compost green waste, food waste, and other organics waste materials, and to store and distribute mulch, biomass fuel and compost.

The conversion technology facility would be developed in the future in a portion of the site set aside for such use, which would divert waste from the landfill and convert it to other useful products such as biofuels. Project conditions prohibit sludge, medical waste, hazardous waste, radioactive waste and other prohibited materials.



A load checking program will verify that no prohibited materials will be accepted at the landfill. The CUP includes a related implementation and Monitoring Program (IMP) which requires annual reports and regular monitoring to verify compliance with all Project requirements.

As recommended, the CUP will terminate after 30 years, or when the overall tonnage limit of 46.8 million tons is reached, whichever occurs first. A Periodic Review will occur ten years after the permit's effective date.

This review will be to consider new or changed circumstances, such as physical development near the Project Site, improved technological innovations in environmental protection and control systems, and other best management practices that might significantly improve the operations of the facility, and to determine if any changes to the facility operations and Implementation and Monitoring Program, or IMP, are warranted based on the changed circumstances.

Another Periodic Review would occur after 20 years. Project conditions and mitigation measures include requirements for air quality monitoring, odor impact minimization plan and other odor control measures, requirements for the leachate liner systems



for groundwater protection and many other requirements to protect the environment and health and safety of area residents. Annual reports and regular ongoing monitoring are also required to ensure compliance with all Project requirements.

All Project impacts, including traffic, biological resources, geology, hydrology, et cetera, are to be reduced to less than significant levels after implementation of the mitigation measures in the Project's Mitigation Monitoring and Reporting Program, except for two areas. The Project results in significant and unavoidable impacts to Air Quality and Greenhouse Gases (GHG)/Climate Change. These impacts would be significant and unavoidable for all of the project alternatives analyzed in the EIR.

The project analysis concluded that the project's GHG will be less than significant through 2020, but are potentially significant and unavoidable impacts after 2020 due largely to uncertainty over future state emission targets and requirements.

The EIR finds that even a No Project alternative would result in Significant and Unavoidable Impacts for both Air Quality and GHG impacts, because the waste will still need to be disposed of, and transporting it longer distances to other locations

would change the location of impacts, but impacts could still not be reduced to less than significant levels. The MMRP contains mitigations to reduce Air Quality and GHG impacts for those areas to the extent possible, in addition to the other mitigation measures.

The project will require the removal of up to four existing ordinance-sized oak trees, located near the proposed entrance facilities, the existing office, and the landfill expansion area. These trees shall be replaced by mitigation trees at a ratio of 2 to 1.

The Project is consistent with the Zoning Code requirements and the relevant policies of the General Plan and the Santa Clarita Valley Area Plan. County staff from the Departments of Regional Planning, Public Works, Public Health and Fire have reviewed the project. All required clearances have been received, and the Project will be required to comply with all applicable requirements.

In conclusion, County staff recommends approval of the Project, including the CUP and Oak Tree Permit, subject to the draft Conditions of Approval, the related implementation and Monitoring Program, and the Mitigation Monitoring and Reporting Program and Certification of the EIR.

The Project as recommended substantially



reduces the amount of materials the landfill can receive as compared to the applicant's preferred alternative, and is comparable to the operating levels of recent years in terms of total materials received.

The project's conditions will help to reduce impacts to the environment on the site surrounding area. Continued operation of the landfill will help the County to continue to meet its waste disposal needs. And the Project Conditions, IMP, and MMRP will provide restrictions to help avoid adverse impacts to the community.

This concludes my presentation. I'm available to answer any questions from the Commission.

MR. SMITH: Thank you very much for that presentation. I would like to -- there is a very large number of people here to speak, which is excellent and important, and we want to make sure that we have the opportunity to hear everyone. So I'd like to very politely ask if you cannot -- not interrupt. Take your comments, take your questions outside.

Anything you say from the audience I absolutely understand and appreciate the emotion and, you know, the importance of why we're here. Anything said from the audience doesn't actually get into the public record. Your opportunity to speak and enter



comments into the public record is when you come up and provide public comment, which we encourage you to do.

And again if you wish to do so, please be sure to fill out a comment card in the back. Before we get to that step in the evening, however, I want to first ask my fellow commissioners if there are any question of staff at this time.

MR. MODUGNO: Mr. Chairman, I have a great number of questions, but I really would like to hear from the public. So I think I will pass on that until they --

MR. SMITH: Yeah, I'm in the same boat. I think we all have many questions. But also seeing many, many wonderful people here who want to share their perspective and priorities. So at this point we're going to move on to the presentation from the applicant. The applicant will have 15 minutes to present. I'd like to -- if we can call the applicant forward.

MR. GLASER: Yes. We have Mike Dean and David Wake representing the applicant.

MR. SMITH: And at this time if you can actually remain standing for me, please. I'm actually going to ask everyone here tonight who plans to speak on this item, we want to swear you in. So if you plan -- if you filled out a comment card, if you plan to provide



testimony will you please rise if you're able.

Do you and each of you swear or affirm under penalty of perjury that the testimony you may give in the matters now pending before this commission shall be the truth, the whole truth and nothing but the truth?

If so, say I do.

Thank you very much.

I would like to remind folks in the audience that there was a recommendation -- there was a -- a prohibition on signs in the building. So if you have a sign, please do not raise it, please keep it down. We appreciate taking the opportunity to share your feelings again. The best way to do that is to actually enter it to into the public record, which is filling out a comment card and coming forward.

Again, if -- if you can please help us do our best to make sure that everyone has the opportunity to speak on this important item, if you can be sure to silence your cell phones. If you need to have conversations, please take them to the back. Please avoid interruptions so that we can get through and make sure that everyone has the opportunity to speak.

If somebody says something that you really agree with, snaps rather than clapping is a good way to indicate that support without interrupting the speaker.

So if you could help us all out and do our best so that we can make sure that we hear from everybody on this item, we'd really appreciate it.

So we're going to move to applicant's presentation. You'll have 15 minutes to present according to our standard rules. You have a little clock in front of you with the time. The green light will go on when you begin, yellow light when there's about 30 seconds left, and then red light when it's time to wrap up. If you could state your names for the record and go ahead and begin.

MR. DEAN: My name is Mike Dean.

MR. SMITH: I'm sorry -- excuse me. I'm assuming you have a PowerPoint for us. So we are going to take our alternative seats in the front row so we can view this PowerPoint.

MR. DEAN: Thank you. Mr. Chair and Commissioners, my name is Mike Dean. I'm the Division Vice President for Waste Connections in Southern California, and I've been at Waste Connections since 2002. I'd like to take this time tonight to cover a handful of topics. We're going to discuss who we are, who we're not, the environmental impacts associated with the project.

I'll make some comments on the proposed



Conditional Use Permit and talk about support. First off, as mentioned in the previous presentation, we were first permitted in 1965. And we are absolutely a regional landfill serving the Santa Clarita Valley and all of Los Angeles County. We are Switzerland, which I'll get to in a couple slides. And we are not Sunshine Canyon, nor are we compared frequently to Sunshine Canyon. We're actually the most compliant landfill in Los Angeles County.

Let's talk about who we are. We are a large landfill. In 2016, these are the numbers that we dealt with. 2.9 million tons of disposal total, and that's all materials into the site. Disposal tons which is trash and all the other beneficial use materials. We had a peak week of over 68,000 tons, and a peak day of over 15,000 tons.

We're currently permitted for 24 hour operation and we use that quite frequently to accommodate special projects in the Los Angeles area. For example, in 2012 we were open 184 nights. And last year because of the demand, we were open only 51 nights.

You saw this slide at the previous presentation, but the point is we are a regional landfill. Our waste comes from all the districts within the County. Only 2% of the material comes from



out-of-County. Most of that is from right across the County line, which is only four miles away from Chiquita. So it comes from the Fillmore, Santa Paula area, from some local businesses down there.

We talk about Switzerland. Switzerland is neutral, Chiquita Canyon is neutral. We don't compete with our customers. And that means Waste Connections has no hauling operations in southern California. So therefore we offer a disposal site where we do not compete with our customers, unlike Sunshine Canyon and Republic who have large operations in the area to collect waste, they feed their own landfill, they compete against other customers that aren't Republic. And because we're independent, because we're neutral, we do not offer predatory pricing.

There's an incentive for companies that haul trash and deliver it to their own site to offer different pricing to their competitors, typically higher pricing. But we don't do that, we treat everybody equally. And this position in the market of being independent is absolutely critical to family owned businesses.

Most of our haulers are -- they're not corporations, they're family owned businesses, some of them third generation. They're the fabric of how



Los Angeles County was developed. And it's critical to their survival that we remain in business. And even though I don't like to say Sunshine Canyon, we have to speak about it because we're frequently compared to Sunshine. But we are in no way Sunshine Canyon.

Actually, we're bigger. Our annual volume last year, as I mentioned, was 2.9 million tons of all materials brought into the site. We have higher peak days, over 15,000 tons, and our average day is higher than what they experience. All this with no issues as far as compliance. In fact, we're the polar opposite when it comes to our compliance history.

A quick review so -- I think made my point. In the ten plus years -- during the past ten plus years we've had one notice of violation from the South Coast Air Quality Management District for nuisance odors. In a shorter period of time, only eight years, Sunshine has had 180 violations. We've had no orders of class action litigation and no orders of abatements against our operation.

And another way to demonstrate this, we hired a firm, Blue Ridge Services, Neal Bolton's company. He literally wrote the book on landfill operation. He's so well respected in the industry that he trains CalRecycle staff, the landfill inspectors in

the state of how to do their jobs. And Neal performed a study for us in 2016, and here's a couple quotes from that facility. "That we're well run or able to achieve our compliance record. Largely in part because we use these beneficial use materials."

And these materials are things like curbside green waste you put out that gets ground up, construction debris that's ground up, crushed concrete, when they re-asphalt a surface street and bring us the grindings. Those type of materials, we put them to use on the site. We don't dispose of them.

And the more material that a facility diverts from landfill uses for beneficial use, the more likely it will be in compliance. And those are Blue Ridge's conclusions based on, you know, a detailed review of our operations.

I'd like to touch briefly upon the impacts the project has. There's 14 resource sections in the EIR, and there are no significant impacts in 12 of those resource areas. I'll highlight a couple of these. Notably people can relate to traffic, no impact; noise, no impact; water quality and the visual aspects of the project, there's no impact.

There are two areas -- there are two areas where there's significant environmental impacts. One of



them is air quality and the other is greenhouse gas. And the point I'd like to make on air quality is that the model we were told to use by AQMD, contrary to written policy manual, actually combines operation and construction emissions into one. And the way the landfill operates is we operate daily.

But we construct a new area to dispose of garbage in every four or five years. So the reality is we continuously operate and construct once every four or five years for a period of six months. But the modeling direction we're given by AQMD is that we operate continuously and build continuously. And those emissions are the significant environmental impact.

So actually we model the condition that never exists at the landfill. And greenhouse gas emissions, we are not significantly impacting the environmental up to 2020. And after 2020 there is no more state guidance or regulations in place. They're in the process of being developed.

So we took a very conservative approach and said that after 2020 we're just going to assume that we're -- that we have significant environmental impacts, even though there's no way to quantify that. And one other point I'd like to make is that reducing the size of the project does not eliminate these impacts.



Another point I'd like to make here is our current reality, what we did in 2016 versus the proposed limits that Richard spoke about in the prior presentation that are in the draft CUP. In 2016 we did over 9300 tons a day, and the CUP limits us to 67. What I'd like to highlight is that the CUP condition as written right now, we exceeded those 250 days in 2016 or 81% of the time.

Likewise with a peak day, 46% of the days were higher than the peak allowed in the proposed CUP. And on a weekly basis, 37 weeks out of the 52 we exceeded the peak week allowance. So what's proposed in the CUP does not fairly represent the status quo in our opinion.

The prior presentation also talked about the County goals in the Countywide Integrated Waste Management Plan of 2015 annual report. And there's assumptions in there about diversion and how successful they'll be in County and what impact it will have on lowering the amount of waste disposal, but they also state that maintaining adequate capacity will be essential in ensuring that the disposal needs of the County are met.

And based on my previous slide where all the criteria in the proposed CUP are actually less than what



we're doing now, I ask you how does that -- how does that fit with -- with meeting these goals of actually reducing the amount of existing capacity in the County moving forward?

The other aspect of the proposed CUP are the fees. Numerous fees in the conditions, they represent a 356% increase. If we were to apply those fees to our 2016 volumes, that's where these numbers come from. So in 2016 we paid $7.7 million to the County alone. That's not counting the other $2 million we paid to the State. With the proposed fee structure we would've paid $27.3 million to the County. The fees are also unrelated to the project impacts.

As I mentioned, 12 of the 14 sections showed no impact, yet there are fees in the CUP to address impacts from certain criteria. The landfill was structured on a cut and paste approach from the Lancaster CUP. So it really ignores the site specific conditions that Chiquita has and the historical compliance record that Chiquita has when you use the same format that you use in a landfill in Lancaster, which is a completely different setting.

The fees are the highest for any landfill paid in the County. And the reason why I bring this up, I mention our independent customers, and in the second,

third generation family businesses, we cannot pass these fees along to the County -- I mean to our customers. They can't afford to pay them. It will drive the waste out of Chiquita and it will drive it to places, into Sunshine Canyon Landfill and out of the County.

And there's also some duplicate community agreements in the CUP. There are other extractions in the CUP besides the per ton and the annual fees which allow slide cover. There's a requirement to build a future park on private lands after the landfill closes. There's a new entrance and Household Hazardous Waste facility.

And up until a week ago our composting facility was a window, open air composting that we found out in the CUP that now has to be enclosed. We add these things up, it's another $54 million dollars in expenses on a project that's greatly reduced in size. We believe -- I mean as a company we're certainly Waste Connections, it's one of our core values to give back to the community, and we do, you know, nationwide in all of our operations.

And Chiquita is no objection. Here is some business organizations that we supported in the community and in the greater LA area. And we also -- a number of non-profits that we continue to over the



years. And I'd like to make the point that we didn't start doing this yesterday to support this project. We've been dealing with the businesses and communities in the valley for over -- you know, nearly two decades.

I'd like to tell you a short story. People who know us actually are excited to move next to us. Logix Federal Credit Union is relocating their facility from Burbank. They worked with the Santa Clarita Valley Economic Development Corp on finding a location in the Santa Clarita Valley. They ended up and chose a location on Franklin Way, which is right by the post office distribution center.

And they did that after extensive independent research, site visits, interviews with staff, and they concluded that there was no negative impact from the landfill on their 700 plus employees that will be located literally within a thousand feet of the landfill.

We have a number of supporters here tonight represented by elected officials, residents, business groups, non-profits, customers, et cetera. And out of respect for the Commission's time, we're not going have all these people speak, we're going to have a handful of people speak on behalf of the groups that they represent.



Yeah, so at this time I'd just like to have our supporters stand up so they can be recognized by the commission. Thank you.

So in conclusion, due to the short amount of time we've had to review the draft permit, we respectively request that the commission grant a short continuance after taking public testimony tonight. We'd like more time to review our concerns regarding the draft permit with staff before the Commission take action.

Even though the County staff are recommending approval of a small project, we truly believe that our project as originally proposed is environmentally sound, technically feasible, and does meet the long-term solid waste needs of the County. So once again, we respectfully request that the Commission consider approval of the proposed project at a later date. Thank you.

MR. SMITH: Thank you very much. Again I think we're all eager to hear from the public and all of you here. I do want to pause and ask my fellow commissioners if we have any questions at this time of the applicant.

All right. Seeing none, we're going to open up public comment on this item. Again, if you wish to



speak, you need to first fill out a comment card. And someone, a staff member in the back at that table can help you. One more quick reminder, we're going to have two minutes for public comment. You can -- you can do the math. If you look around the room and look at the stack of comment cards and multiply by two minutes -- so we want to hear from everyone.

If -- I want to encourage you if someone has said what you wanted to say very eloquently, you're welcome to waive your time and let us know that you support that comment or speak on a different issue or different item. But we want to encourage everyone who wants to speak and we want to make sure that we have -- give everyone that opportunity. At this time I'd like to ask the translator to come forward. I just want to make sure we have that set up and ready to go.

Welcome and thank you. So again we're going to read off some names. And if you hear your name, please come forward. If you plan to provide your testimony in Spanish, we will double the time allotted and have translation. And just a reminder so for anyone who came in a little bit late, we are offering simultaneous Spanish translation.

And there are headsets available in the back. So if that's something that you'd like to

acquire, please go to the table in the back and a staff member can help you with that. So at this point I'd like to go ahead and read off the first few names if we can.

MR. GLASER: Yes. The first five speakers -- the first five speakers are Joshua Rivers, Patsy Ayala, Taylor Criddle, Rudy Ortega and Paul Rosenfeld.

MR. SMITH: Thank you. If you've heard your name called you can come forward. Feel free to form a line. So if you heard your name called feel free to come and have a seat in the front and in any order. The first one who wants to come up can have a seat here at the front to give your comment. And then when you're done you can vacate your seat and we can fill in from there.

So welcome. You'll have two minutes -- and this is sort of for everyone. Two minutes to speak. Green light will go on when you begin, yellow light when there's 30 seconds left, red light when it's time to wrap up. And please be sure to state your name for the record before you begin. Go ahead. Welcome.

MR. ROSENFELD: Thank you. Thank you Commissioners and Chair for your time. I appreciate it. My name is Dr. Paul Rosenfeld. I have a PhD in soil chemistry from the University of Washington, a Master's



in environmental science policy and management from UC Berkley, a Bachelors in environmental studies from UC Santa Barbara where I focused on biosolids and anaerobic digestion.

My Doctorate was in making biosolids -- controlling odors from biosolids. I've testified in depositions or trial as an expert witness on numerous cases involving environmental contaminates and exposure assessment and human health risk assessment. I've coauthored several books concerning environmental contaminates and best practices in the chemical industry, and authored numerous papers.

I'm the founder and principal environmental consulting scientist at a company called Soil Water Air Protection Enterprise. I've developed something called the urban odor wheel and I've authored papers on this, and the compost wheel which are used by industry to characterize odor. I'm only on page 1, now I'm moving to page 3.

I've worked with Chiquita Canyon Landfill, I've worked with many landfills on behalf of regulators and community groups. I first conducted an odor study at Chiquita Canyon in 2005. The landfill has vertical and horizontal vapor traction pipes that are similar to the most extensive systems I've witnessed. My entire



report is independent -- age five of the report.

There's 3,700 points that I've evaluated. Only 1% of odor was detected in Val Verde. And in conclusion, very last page, within the boundaries of the landfill itself, trash odors were regularly -- very close to the active phase. Very few odors were detected outside the landfill. Odors potentially related to the landfill were only confirmed once within the Val Verde community. Odor pipes from the landfill are less than significant. Thank you.

MR. SMITH: Thank you very much. And that's a very quick two minutes. So thank you.

MS. JONES: There is no advantage to yelling. It extends the meeting. You will have your chance to speak. Please be quiet unless you've taken your oath and it's your turn to speak. None of the yelling from out there gets into the record.

MR. SMITH: Welcome.

MR. RIVERS: Thank you Commissioners, Chair. I appreciate the opportunity. Joshua Rivers representing U.S. congressman Steve Knight's office.

MR. SMITH: As long as -- as the booing and the noise occurs, this clock doesn't start. We can't hear the speaker and it delays everyone's opportunity to speak. So please be respectful. We're all here, we're



all here to share perspectives, our concerns, our priorities. And it is important for us as a Commission to hear from everybody when we're evaluating and making this decision. The outbursts, the booing as County Counsel indicated, it does not go into the public record, it does not effect anything.

Your best way to make your point and for us to understand the concerns and the priority -- are very valid concerns that we want to hear and -- principles and priorities, to come forward and give public comment. So please if we could all respect that process so that we can hear from everybody. Thank you. Go ahead.

MR. RIVERS: Thank you. "Dear Commissioners, as the U.S. congressman representing the Santa Clarita Valley, I am pleased to support Chiquita Canyon Landfill, the largest clean energy generation facility in the Santa Clarita Valley. Chiquita Canyon has been a leader in environmental sustainability, converting naturally occurring landfill gas into clean energy, powering 10,000 homes.

"With the project as proposed Chiquita will also set aside space for a potential future conversion technology facility which will help the County determine even more sustainable ways to dispose of waste in the future. The need for and the benefits of continuing the

landfill's operations are carefully considered and supported by the conclusion in the final EIR.

"We need to be able to handle the waste generated by us in the best way possible and with the lowest impact to the environment. Chiquita needs -- Chiquita meets those needs. The landfill operators have done an exemplary job to address concerns from local residents, including odor and health and safety through the environmental review process and independent analysis.

"Chiquita Canyon hired a nationally recognized firm specializing in odor analysis to conduct an independent odor survey at Chiquita Canyon. The findings showed Chiquita does not create significant odor impacts to the surrounding community. Much of the success of that analysis is a direct result of the extensive odor mitigation measures in place at Chiquita which help make it a model landfill facility.

"I support the ongoing efforts of Chiquita Canyon Landfill to manage and process the solid waste needs of our region in an environmentally responsible manner. I urge you to support Chiquita Canyon and approve their proposed project which continues their business operations as usual.

Sincerely, Steve Knight, member of



congress."

MR. SMITH: Thank you. Excuse me. Sorry, before you begin can I ask -- I'm sorry, the translator, what's your name?

THE TRANSLATOR: Delores.

MR. SMITH: Thank you for being here. I appreciate the work and providing the service. In order to expedite the process would it be all right if we asked you to have a seat over here so that we can have two speakers up and then you can come up with them?

What we're trying to do is make sure that we have two speakers on deck so-to-speak. Again, one more reminder to the audience. I totally absolutely appreciate the emotion and the concern and I applaud the engagement. It's -- it's really great to see so many people come out to speak to such an important issue.

Yelling and outbursts and interruptions don't make it into the public record. They're not persuasive. All they do is delay the ability for your neighbors and you and other stakeholders to speak. And it's really important for us to be able to hear from everyone. So I would like to one more time very politely please ask if you can refrain from interruption.

I know that you may hear some things that



make you upset and that's -- and I understand and appreciate that. And the best way to express that so that we can understand those concerns is through public comment, not through outbursts.

So please if we can all do our part for that, it will help this meeting run more smoothly and help us as a Commission understand the concerns in a way that's more helpful. So one more plea and polite request, if you could help me out with that.

With that, please go ahead and state your name for the record and you can begin.

MS. AYALA: Okay. First thank you. I promise to be respectful with them in hearing their comments and concerns here. And I'll be here at the end in case in they have in any comment directly to the senator. So there's no need to interruption on these.

Good evening, members of the Department of the Regional Planning. Today our senator is in Sacramento. That's why I'm here today on his behalf. Some statements that I brought in the letter and these statements are, "As the state senator representing the Santa Clarita Valley, I am pleased to express my full support to Chiquita Canyon Landfill and the ongoing development of this facility.

"Solid waste management and disposal is key



to the success of any region, and Chiquita Canyon has provided this valuable service to the people of the Los Angeles area for more than 40 years. Chiquita Canyon has been emerged as a leader in environmental sustainability and they convert landfill gas to clean energy to power more than 10,000 homes each year.

"With the proposed project they will not only create even more clean energy, but they have set aside a future conversion technology facility which will redefine the way we dispose of waste in the future. We need to be able to handle the waste generated by us in the best way possible and with the lowest impact to the environment. Chiquita meets those needs.

"I applaud the ongoing efforts of the Chiquita Canyon Landfill to manage and process the solid waste needs of our region in an environmentally responsible manner. I believe the proposed project will help them continue to effectively address the community's changing and growing needs."

Thank you so much for your attention.

MR. SMITH: Thank you.

MR. CRIDDLE: My name is Taylor Criddle and I am a district representative on behalf of your assemblyman Dante Acosta. Tonight I'm going to be reading a prepared written statement on his behalf.

"Dear Commissioners, as the California State Assemblyman representing the region including the Chiquita Canyon landfill, I am writing to you in support of Chiquita's operations to ensure that we are meeting the needs of our region's solid waste disposal demands.

"Chiquita Canyon has been permitted for over 50 years and they have a solid record of working with local, state and federal government to meet standards and maintain environmental stewardship for the region. The need for and the benefit of the landfill's operation are carefully considered and supported by the conclusion of the final EIR. We must handle the waste generated by us in the best possible way to minimize impacts to the environment. Chiquita meets that standard.

"As you know, Chiquita Canyon converts naturally occurring landfill gas to clean energy which in fact powers more than 10,000 homes per year. Their continued operations will not only create even more clean energy. In addition, they have set space for potential conversion facility -- for a potential conversion technology facility.

"Chiquita Canyon has been a significant member of this community for decades. Their positive impact in the community doesn't go without notice. Sincerely, assembly member Dante Acosta."



Thank you.

MR. SMITH: Thank you. You can go ahead and begin.

MR. ORTEGA: Mr. Chairman, Commissioners, my name is Rudy Ortega. I'm the Tribal President for the Fernandeno Tataviam Band of Mission Indians. My ancestor's territory is all of Santa Clarita, portions of the Ventura County, and as well as Kern County. And we support Chiquita Landfill.

We were able to sit down with them to talk with them about tribal consultation, avoidance of cultural resources, and avoidance of other cultural items that are significant to the tribe. I have a letter to present to the chair of the Commission. And again the tribe supports Chiquita Landfill, and has dealt with delegation with mitigation projects for the project itself. So thank you for your time, Commissioners, for this interview.

MR. SMITH: Thank you. And thank you for submitting the letter because it's a single copy for all the commissioners. That's why I passed it along.

MR. GLASER: The next five speakers are Logan Smith, Alan Ferdman, Richard Mathews, Reverend Peter Farriday and Lynne Plambeck.

MR. SMITH: And anyone feel free to step up.



You can go ahead if you're ready.

MR. FERDMAN: Good evening, Commissioners. My name is Alan Ferdman. I'm the chair of the Santa Clarita Community Council. I'd like to open this up with a discussion about credibility. 19 years ago the Chiquita Landfill entered into a contract with the residents of Val Verde that they were going to close under a particular situation. I found it most distressing that neither the staff presentation, nor Chiquita referenced that at all.

As a matter of fact, when we talk about credibility, what I did see in the presentation from Chiquita is that they currently are exceeding their current CUP. And I was wondering why if they blow the contract off and they're exceeding their limits we have any credibility of any future goals.

This is a story about money. This is a follow the money. When we saw the list of places that Chiquita spreads money, you should know that if you have someone from the Chamber come up here, the gentleman you saw, the head of the Chamber is also the public relations person for Chiquita Landfill.

You saw that the VIA is subsidized in part by the landfill. I have a distressing letter from the Republican Central Committee trying to make this a



Democrat versus Republican issue, and it certainly is not. I happen to be a registered Republican and I still do not think that this should be the way we do business.

It wasn't too long ago that I was at a part of a committee looking to find a place for the murf. And at that point, especially when we visited the Fontana facility, there was always discussions about the fact that rail haul is the future. And I'm confused as to why it represented such a small part of the staff report.

So I just want to say this should be a discussion about what's in the best interest of our community and our general area and nothing else. I would hope that's what you would consider. Thank you.

MR. SMITH: Thank you very much.

MR. SMITH: My name is Logan Smith. I live in Valencia and I represent the Los Angeles Democratic Party which has resolved to disprove the expansion of this landfill. With that in mind, it is a travesty that this issue has been politicized by our elected officials because the air we breathe and the health of our children is not a partisan issue.

The County has indicated multiple times that the project is not critical to the County waste disposal plans. The landfill has been cited for illegal disposal

of hazardous materials and receives waste from as far away as Tijuana. Claims that the landfill will not accept hazardous waste are not reassuring when the landfill has already done so.

That is not fake news, that is not an alternate fact, that is reality. The partially recirculated draft EIR indicates in very uncertain terms that the expansion will result in significant and unavoidable air quality deterioration. Mesquite Regional Landfill is ready and waiting for waste.

And every member of this commission and every person in this room must ask themselves why the profit of a predatory private entity takes precedence over the health of our community. It is a moral imperative that the County denies the expansion. Public servants must serve the public, not private pocketbooks.

Thank you.

MS. PLAMBECK: My name is Lynne Plambeck. I'm here representing the Santa Clarita Organization for Planning and the Environment. I'd like to begin by saying while several people have touted the 10,000 homes being provided with power, that those 10,000 homes can continue to be provided with power because once you close the landfill, that will not stop the methane gas from continuing to leachate out.



In the EIR we feel that there was considerable misrepresentation about how much methane is leaking. We urge you to please read our comments that the golden report seem to overstate what they would be able to collect, and misrepresented -- and I think the South Coast Air Quality Management Board also made comments to that effect.

But it's very important because from what was presented in the EIR, they won't comply with state law regarding methane reduction, which is a greenhouse gas, which is why it will continue to be a overriding consideration. I would just like to say that regarding conditions you're considering approving, in 1997 you said that the landfill shall be closed at 23 million.

Now you have a new sort of --- that was the condition 46. Now you have a new one that says it shall be closed after 48 million tons. How can we believe you? You never did it the last time. You promised this community that that landfill would be closed. And I'll tell you it does smell over there. I have been over there and it smells.

And when the air quality control person came all the way from San Dimas -- oh, yeah, you're not getting violations. And I'm going to say something else. I run for office in this community, and if you



support the landfill they give you a lot of money for your campaign. They have given a lot of money to Steve Knight, they have given a lot of money to Scott Wilk, they have given a lot of money to assemblyman Acosta.

And if you run for water district you get a lot of money from the landfill. So I just think that that's a pretty big concern about who's getting paid for what and why people are here supporting it. Thank you.

MR. SMITH: Thank you.

MR. MATHEWS: I am Richard Mathews, and I'm here to tell you that it is the official Democratic Party's position that this landfill should be shut down in accordance with the agreement that we previously had. The Los Angeles County Democratic Party, the Democratic Party of the San Fernando Valley, the North Valley Democratic Club, and the Democratic Alliance for Action in the Santa Clarita Valley have all passed a resolution calling for this to be shut down.

We have a regional plan for waste around Southern California, and that calls for using waste by rail to take the garbage out to the Mesquite Landfill 30 miles beyond El Centro where it is far away from populated areas like this one. The LA Times has called that plan a boondoggle because we've already paid for



that landfill to be developed. We have paid for the rail lines and we aren't using them. Let's prove them wrong and use them. Thank you very much.

MR. SMITH: Thank you.

MS. JONES: I'm going to ask again that you guys stop the cheering. You've been given other options. We are going to run out of time for speakers.

MR. FARRIDAY: Good evening. Thank you for being here. My name is Reverend Peter Farriday. I'm glad that the first speaker of this group spoke of the term credibility. Credibility is at the core of what we're speaking here tonight. Credibility is also though an outside view of one's behaviors and actions. It is what others think.

Another term that we need to speak about is integrity. Integrity is an inside out movement. It comes from solidity, groundedness in one's core values of truth and responsibility to the greater whole, not just to private interests.

There's another term that religious people sometimes use which is covenant. Covenant is a sacred agreement between parties to live by the highest aspirations and realizations that they can muster in this life. There is a deep breach of covenant happening tonight between the original agreement that was signed,

studied, dated, agreed upon, and now has been -- being danced around left, right and center by a lot of other statistical materials that are ultimately irrelevant.

Many of the people here tonight on both sides of the aisle attend one sort of house of worship or another. And they may hear stories during those Sunday mornings or Saturday evenings or whatever they attend to of deep covenants between divine reality and human reality.

When those covenants are breached there are deep consequences both for the external lives of the people and for the eternal integrity of credibility of this site. I would ask you to look at the covenant that you've made and signed and sealed and delivered and live by that covenant tonight and moving forward. Thank you.

MR. SMITH: Thank you.

MR. GLASER: The next five speakers are Kevin MacDonald, Curtis Woods, Marlon Roa, Jeff Preach, and Kelly Stater.

MR. SMITH: Thank you. The first couple folks up feel free to take those first two seats and the others can take these seats in the front row as you wait.

MR. PREACH: Good evening. My name is Jeff Preach. I've live in Castaic for more than



30 years. I've raised my family there and now my kids are being raised there -- grand kids. I got seven grand kids. I also own some different properties throughout Castaic. And I'm here to support the Chiquita Canyon Landfill.

I've been on the Town Council 14 years on the land use committee, and then eight years, nine years now on the Town Council. I've been part of the Chamber so I'm pretty active in the area. And I spent close to two years negotiating with the Val Verde area for the mitigation agreement from Chiquita Canyon Landfill.

Two years going back and forth to working so that when they do come there's going to be some money to spread around. It worked really well. And the Town Council -- anyhow, the Town Council supported the mitigation and were there to support it. I could go on, but -- okay. The Chiquita Canyon Landfill have really supported other societies from the Lions Club and such like that.

In one particular deal I've been Chairman of the Santa Float for the last 30 years. And over the years we've had the giant truck stopper. Nobody has supported the silly Santa Float. It's a sleigh, 50 feet long or 60, about $50,000 worth of stuff. And we drag it around behind a pickup truck for 11 nights.



And we go up and down every single road in Castaic. And all the neighbors, they really supported us. The first guy ever to come out and do it for years -- they don't send a check, these guys actually come out. Anyhow, the landfill is there, done a lot of business around it, and I'm here to support it. Thank you.

MR. SMITH: Thank you.

MR. MACDONALD: Good evening, Commissioners. Kevin MacDonald, executive director of the Santa Clarita Valley Senior Center. We're here tonight to pledge our voice to Chiquita Canyon. They've been an incredible partner to many charities in our region, posting support to almost 20 different non-profits charities. There are many companies that do business, but Chiquita sets a bar for giving back and investing in those in need.

I want to make LA County fully aware of the caliber and integrity of the fine organization from our perspective. Giving back Thanksgiving meals to hundreds of seniors in our community, sponsoring golf tournaments for a variety of charities, and they are true supporters.

We are proud to have a partner in the community such as Chiquita Canyon and support their extension, trusting them because of the integrity and



goodwill that they bring to our community. Thank you.

MR. SMITH: Thank you.

MR. ROA: Good evening. My name is Marlon Roa, and I'm here today representing the Latino Business Alliance of the Santa Clarita Valley. The LBA is committed to promoting the success and prosperity of Latino business owners and professionals, as well as the well-being of the community, its welfare in the future.

I'm here to speak in favor of Chiquita Canyon. Our organization recognizes the important role that Chiquita Canyon plays in the valley and the Santa Clarita region as a whole. We are proud to recognize businesses that are a positive impact, influence in our region.

Chiquita Canyon has been a significant member and supporter of the community, and we have recognized them with the business of the year award and also the community partner award. We must allow Chiquita to continue the business operations and allow them to be a model facility that the residents of our valley as well as the County know Chiquita to be.

We are pleased to stand behind Chiquita Canyon as they have shown due diligence in addressing all issues. Please support Chiquita Canyon along with the rest of the community and businesses of this valley.

Thank you for your time.
MR. SMITH: Thank you very much. And just a quick reminder for folks waiting for your turn to speak. Feel free to fill in the empty chairs as they become available. Thank you.
MR. STATER: Good evening. Thank you for the -- thank you for the opportunity to present. I'm in support of the Chiquita Canyon Landfill. My name is Kelly Stater. I'm vice president of American Integrated Services. We are a small minority business located in LA County. We use the services of Chiquita Canyon and have done so for over ten years.
We're an 18 year company that has grown and prospered even through the tough economic times, and Chiquita has helped us with that. We found that Chiquita has provided us with safe, efficient and cost effective solutions to support our construction services. We frequently operate during non-peak hours.
And -- to meet our clients needs, including the City of LA and LA Department of Water and Power. In there we find that we can -- they provide us with their services, disposal services in there so we can avoid traffic and cause less issues and stuff and less carbon footprint in there.
And it is common that we do run and



transport waste to this facility at odd hours, and over transporting significant amounts of waste over short periods of time. And so they allow us the flexibility in there to get in at different hours and support our project so we can get in and out.
One client of ours is Caltrans which runs all over the Southern California in there. And we work at night a lot moving asphalt and concrete and stuff to Chiquita. And they allow us that flexibility that other landfills do not.
In closing, Chiquita benefits us and all of our requirements and stuff, and allows us to grow and be competitive as a company and serve our clients like the City of LA. Thank you.
MR. SMITH: Thank you.
MR. WOODS: Good evening. My name is Curtis Woods. I'm the immediate past chairman of the board for the Santa Clarita Valley Chamber of Commerce. As a leading business organization of the Santa Clarita Valley, Santa Clarita Valley Chamber stands steadfast in its support for the continued operations of Chiquita Canyon Landfill.
They have been recognized by the Chamber and other organizations because they run a clean, safe operation and are among -- and are a strong community



partner. Each year the Chamber conducts a leadership academy. As part of that educational curriculum our members get an overview briefing on the landfill and tour their operations firsthand.
I can tell you that everyone that visits Chiquita knows it's the best run landfill they could possibly imagine, and are impressed with how well it's run. The waste from our homes and our business have to go somewhere, and it should go to a well respected location with a strong environmental record. That location is Chiquita Canyon.
We ask that the Commissioner approve allowing Chiquita Canyon to move forward with its operation as it currently exists today. This isn't an expansion plan, it's a continuation plan. In 2016 Chiquita took in 2.8 million tons of waste. That's equivalent to an FDEIR study and it should be the baseline for your approvals today.
The Santa Clarita Valley and LA regions are only growing more so that they should be able to base your -- be the base you consider for future operations. Without approval of Chiquita Canyon our waste will be driven miles out of our county and increasing greenhouse gas emissions. We know that -- we know that we have Chiquita Canyon. Let's keep it open. Thank you very



much.
MR. SMITH: Thank you.
MR. GLASER: The next five speakers are Patti Skinner Sulpizio, Lloyd Carder, Joe Phillips, Carmillis Noltemeyer, and Sally White.
MR. SMITH: If you heard your name, please feel free to come forward. First two folks can take a seat in the front. And if you want to have a seat in these other seats while you wait.
MS. SULPIZIO: All right.
MR. SMITH: Welcome.
MS. SULPIZIO: I'm Patti Skinner Sulpizio. I'm the Region One regional vice chair of the Los Angeles County Democratic Party Central Committee representing the 36 and 38th Assembly Districts. You've already heard that the Los Angeles Democratic Party adopted a resolution opposing the landfill expansion.
The chair of our party recently submitted a letter to -- with the last hearing restating that position and opposing the waiver and demanding a closure plan. I don't need to go into all that Democratic Party stuff because it's been said. So I'm going to speak as a resident, as a homeowner, as a mother, as a grandmother.
And the way I came about -- I'm one of the

co-authors of that resolution. Why did I write that resolution and go to my party for assistance? Because the people here in this community opposing this landfill have no voice. I learned about the expansion request at a city council meeting, City of Santa Clarita.

Val Verde residents were begging the council members to support them against the expansion and my city council refused. They said it's outside their jurisdiction, but ironically the city council members in this city started their public careers opposing the Elsmere Canyon Landfill.

They said that they can't oppose this because it's outside of their jurisdiction. But clean air, clean water, traffic problems, property values don't stop by a city line. Follow the money. The city council members and all of our elective representatives are Republicans.

The Republican party today and the landfill lobbyists paid for these green T-shirts and green hats. The people in this room, the residents of Val Verde, the residents of Santa Clarita Valley proper, we have no money backers. All we have is each other. And this is our home.

And we're asking you to protect our health, our lifestyle, our quality of living, our property



values and our families, our children, and our homes. And that's what's important here. Not the money that the landfill can spread to the charities, the non-profits. They are silenced by the money.

MR. SMITH: Thank you.

MS. SULPIZIO: Thank you.

MR. SMITH: Thank you.

MS. WHITE: My name is Sally White, and I'm here as a citizen of the Santa Clarita Valley since 1968, as well as a member of many different organizations. Like the blind man assessing an elephant, one could consider Chiquita from many different perspectives. There are positive benefits accrued to creating a profit for a large corporation's shareholder value that benefits many people. And year to date I noticed that they had a profit of 12.09%.

This company invested in Val Verde amenities and in non-profits in the community. That's very good PR and that also benefits all of those people. And there's a value of the service that they provide to Southern California communities because they're taking the trash out of their areas, and it's just getting it up here by us. But it removes it from those communities.

On the other hand, the cost is totally borne



by the residents of Val Verde and the Santa Clarita Valley. The impact to our air quality, the impact to the I-5 traffic, the reduction of quality of life for all residents, potential impact to the Santa Clara River and local aquifers. It is also very close to an earthquake fault.

Damage to the health of -- health of the residents of nearby communities, illness, and reduced longevity, and lowered property values. And again there's the matter of social justice. Should Val Verde and the Santa Clarita Valley have to bear the cost of all of this that results in good for a few people but much harm to those residing in the Valley?

The wisdom of Solomon should not be required here. How would he divide up this? How will you? An easy decision. People first and then profit. Thank you.

MR. SMITH: Thank you.

MR. PHILLIPS: Hello. My name is Joe Phillips. I am a volunteer member and board member for the Sierra Club. And as an environmentalist I applaud the landfill manager with their environmental attempts. And the sustainability that they've addressed is certainly a good -- good positive press. But a deal is a deal. A contract is a contract. There is some sort



of agreement that the landfill was going to be closed at a certain tonnage, at a certain date. And what's wrong was sticking to that plan?

Additionally, the problems that we've had in the San Fernando Valley because of the Aliso Canyon methane blowout brings to mind the air quality problem that we have persisting everywhere. And the additional methane gas that's going to be produced is going to be both -- from both sites is going to be potentially a problem.

Once again, I'm a volunteer board member, but I'm a human being just along with everybody else. We need to protect our air quality, we need to protect our water quality. And I appreciate your time. Thank you.

MR. CARDER: Good evening. My name is Lloyd Carder. I am the president of the Castaic Area Town Council, but I am not here speaking on their behalf. I'm speaking on the behalf of the residents that elected me with my opposition to the landfill expansion. I'm also a registered Republican. So this is not a party issue.

You've heard many people talk about the contract that was worked out between the residents of Val Verde and the community of Castaic and the community

of Santa Clarita. I have a letter stating the members that were on that committee, and they were just not just members of the VVC, they were members of the complete Santa Clarita area, valley area.

The other issues I'd like to talk about is one of them pertaining to the misleading and false content of the fact that they don't have to follow the One Valley One Vision program plan. As you guys should know, the County has adopted the One Valley One Vision plan for the unincorporated areas.

And that vision plan is extensive and it actually has abilities to control the types of expansion they're talking about and height restriction to the mountains and the hillside protection.

One of the things that I'd also like to point out tonight is that we've had a new issue arise in that area, a tract in the industrial park that's being developed. Some of you know this already, that we have a significant area of landslide issues. The 114 acre expansion they're asking for north of the project is an extreme landslide issue.

And that is under County planning and they have issued an extreme notice that any development in those areas will be extremely criticized and looked over in detail. Obviously I'm done. Thank you.



MR. SMITH: Thank you.

MS. NOLTEMEYER: Before you start my time, please stop the pounding that's going on. It's just keeping the people from being heard and it's very, very annoying. So if you can just make them stop that. Or if you can't control it then stop this meeting and start it over at a later date. It's up to you.

MR. SMITH: I'm going to take this opportunity to once again please remind folks to keep the comments down, to not have outbursts. I know that I recommended the snapping. I wasn't aware of how good you all were at that. And so that was my mistake. In fact, your skills are so incredible that it is more distracting. So maybe you can try raising the roof or jazz hands or something.

MS. NOLTEMEYER: They're still doing it now. Either they stop or we move to another --

MR. SMITH: Yeah. Thank you. I appreciate everyone's quick input. Some of what's happening is breathing into the microphone, some of the pounding you're hearing.

MS. NOLTEMEYER: I find that very distracting, them pounding in the back. That's not a show of support. It is just annoying.

MR. SMITH: I appreciate -- I know there's a



lot of noise that's going on. I'd like to everyone to do what they can, try to be quiet and respectful so that we can all speak. At this point I'm going to invite you to begin your comments. Thank you.

MS. NOLTEMEYER: All right. Carmillis Noltemeyer. I'm also a board member of Santa Clarita Organization for Planning and the Environment. And let's bring this back to what it's supposed to be, and that's looking at what really happened and not about politicians of either party. I'm a Republican.

I don't agree with the three that came up here and supported this. But I bet anybody that did and the ones in the green shirts if you ask them have all received money from the Chiquita company. And all you have to do is look at the donations to the individuals.

So let's get back to what is really going on here. I have copies of these letters which I will give you. But at the last meeting you had you did the same thing you're doing now. You never addressed the fact, the former CUP and that the -- and you acted as though it just didn't exist like you're just -- your new one is the only thing there. No, the old one, it should be guiding what you are doing right now.

The -- you never said that it existed. You ignored that the former CUP had already been violated.



The fact that they were operating under a limited waiver, which you are now actually operating under a limited waiver. And I have a copy of it. They have already violated the humanity. And this should be made public and all of that should've been including in the presentations that were made here.

And I had to get this information by public records. And I have just the letters of where I requested it. And I ask that that be included in the documents this evening. And I have it again for you. I also want to read what -- the original 1997 Conditional Use Permit. It limited it to 23 million tons or November 24th, 2019.

The March 17 waiver granted by Richard Bruckner with conditions also should be part of your records and that should be presented to the public as the legal document of this whole hearing. The original January 25th, 2007 Chiquita Landfill closure process was in -- also is something that I requested by a public records. And that should be included that there is already a closure process for the Chiquita Landfill. And that is what should be done right now.

MR. SMITH: Thank you very much.

MS. NOLTEMEYER: The landfill closure should take place now.

MR. SMITH: Thank you.
MR. GLASER: The next five speakers --
MR. SMITH: Mr. Glaser, I'm sorry, if I could interrupt you.
MR. GLASER: Oh, yeah.
MR. SMITH: I want to take a five minute break. We're nearly two minutes in and our court reporter is doing a tremendous job and I imagine you need a break so -- as do others of us. So we're going to take a five minute break and -- let's do a seven minute break and reconvene at 8:00 p.m. Thank you.
(Recess taken from 7:52 to 8:03.)
Welcome back everyone. If you can take your seats, finish up your conversation, we're going to get going again. We're going to go ahead and get started. Those of you in the back, if you can please wrap up your conversations, we want to get going again and continue our public comment. One more time, if I can have everyone's attention, please.
We are losing the opportunity to speak. Thank you, everyone. Thank you. We're coming back. Before we resume public comment I want to make a couple of announcements real quick. The first is if you could please when you come forward to do public comment, if you can do your best to speak about six inches away from



the microphone, I think that's going to help some of the reverberation and the noise that we're hearing. It's a tricky mike.
I know sometimes you get up there and it shocks you at how loud it is, and you're too far away we can't hear you. So I know it's tricky, but if you can please try to speak about six inches away from the mike, I think that will help all of us hear and understand what's going to happen.
The other thing that I need to announce is that we -- we lose this room at 9:30. So there are a number of you that we still need to hear from, if you still are eager to hear from. We do have to end the public hearing, a hard stop at 9:30. So again, if you can please do your best to avoid interruptions and outbursts.
And all of those things just contribute to the delay and may result in your neighbors and other stakeholders not having an opportunity to speak at this hearing. So please, 9:30. We have a big stack. And with that I'm going to ask that we invite the next five speakers forward.
MR. GLASER: Yes. The next five are Mike Mohajer, Dave Bossert, Sandra Cattell, Armando Flores, and Terri Harrah.



MR. SMITH: Welcome.
MR. BOSSERT: All right. Can you hear me? Okay. Good evening. My name is Dave Bossert. I'm the president of the West Ranch Town Council. Tonight I come before you as both the West Ranch Town Council President, as well as a long time resident of the Santa Clarita Valley, who is in full support of the Chiquita Canyon Landfill expansion.
The West Ranch Town Council voted unanimously to support Chiquita two years ago, and we recently reaffirmed that support with yet another unanimous vote two weeks ago. Chiquita Canyon has been providing an important service to the homes and businesses of the Santa Clarita Valley. And this expansion will ensure that the landfill can continue to responsibly meet the solid waste needs.
Chiquita Canyon has built a reputation for handling the area's solid waste needs in an environmentally conscientious manner, monitoring the environmental parts and related impacts to ensure the valley's natural resources are protected. There's no question that this is a good, sound, environmentally sensitive project, being thoughtfully managed for the future of our communities.
Yet there's a small, small, but vocal group



of bullies that have tried -- and they're here tonight, by the way, because they're shouting down the speakers, which really is a violation of my right to speak. So they're going to continue to yell and laugh. But these are the bullies that are passing out bogus information, making threats, spreading rumors and outright lies.
This is why the West Ranch Town Council who represents more than 18,000 residents looks to the County for determining the issues related to trash tonnage. We applaud the ongoing efforts of Chiquita Canyon Landfill to manage and process the solid waste needs for the region in a responsible and safe manner. Thank you. I have copies for -- to give to you.
MR. SMITH: Thank you.
MR. MOHAJER: Chairman, members of the Commission, my name is Mike Mohajer. I'm a private citizen and I do not represent any public or private organizations. I am a professional civil engineer and have been involved with the solid waste management over the past 40 years. I have reviewed the draft EIR, submitted comments back in July of 2014.
I was not given any notification of the partly recirculated draft EIR and -- which is quite disturbing to me, but -- because it is disturbing due to the number of legislation which took effect -- was

passed last year and it took effect January of this year. Very specifically, SB-32, SB-32, not AB. SB-1383, SB-32 requires the green waste emission to be reduced 40% below 1990 level.

So when Mr. Dean refers that they did a study of greenhouse gas emission beyond 2020, they didn't go far enough because that is a state law. So that's a failure of one thing in the CEQA document. Also, SB-1383 requires 75% of organic waste reduction by 2025. The slide that was presented earlier by the Public Works shows that they need 9 million ton of disposal. Not generation, disposal.

If you assume 75% of that waste is organic and you have to reduce it by 75 -- additional 75%, that accounts 4 million tons, and that is the maximum disposal tonnages that LA County is allowed under state law. Otherwise all jurisdiction are subject to $10,000 penalty a day.

So request of the Chiquita for this significant capacity is unjust. I have sent six pages letter, have gone over this. I can't go over real critical issues that is lacking, but I also question some of the data that Mr. Dean put on that screen, and I want to have opportunity to discuss those as well. Thank you.



MR. SMITH: Thank you very much.

MS. CATTELL: Good evening. Sandra Cattell with the CR Club. A lot of information has come out that I will not go back over because I want to save time. But I have to tell you from my perspective it's very interesting. I see the fors and the against. The fors will talk about how wonderful this place Chiquita Landfill is. It's been here for 50 years. If you visit it, and I have, it looks good.

We need a place to put trash. And John Musella is a nice guy. He's the chair of the Chamber of Commerce. And also Chiquita Canyon has donated lots of money to local organizations, businesses -- excuse me. Not businesses -- and politicians, and actually a lot more in the last two years.

And you will find that those organizations and a lot of Chamber businesses and politicians are all here to support their expansion. If you listen to the people speaking against, they are here speaking from their gut. They're going to talk to you about community trust and environmental justice. They have concerns about the proximity to the Santa Clara River, to their homes and to their businesses.

They'll talk to you about how much more traffic there's going to be with twice the tonnage.



They're going to talk about water quality. By the way, liners do leak, no matter what Chiquita tells you. They'll talk to you about their air quality and they will talk to you about the odor which exists, and their quality of life has been damaged. There's been 20 years to solve this waste problem.

And by the way, I heard them talk about the in-County need. Over the last ten years it's been a lot more than 2% has come in from out of County. They gave you one year. Look at the last ten years. Thank you.

MR. SMITH: Thank you.

MR. FLORES: Good evening. My name is Armando Flores and I am with VICA, the Valley Industry Commerce Association. We are a business organization. We represent over 400 businesses, including those in the Santa Clarita Valley and those in the Los Angeles region. I'm here tonight to express VICA's support for the continuation of Chiquita Canyon as a regional facility.

No one loves landfills, but of course they are absolutely necessary. And Chiquita in contrast to other landfills is one of the best operated landfills in Southern California. Its exemplary regulatory record is a testament to its concern for reducing its impacts as much as possible. And we need Chiquita.



As you probably know, only 30% of the trash it receives comes from Supervisorial District 5, with 63% coming from other LA County districts. This means that it is a regional facility, not a local one, and that it serves the entire County. VICA is not looking for the landfill to be able to do anything more than what it is already doing, whether you measure that in tonnage or truck trips.

We understand that the Conditional Use Permit that staff has proposed will limit tonnage to substantially below what the landfill accepted in 2016, that it would place operational restrictions on it that would reduce its ability to limit impacts on local neighbors and would add fees that it would not be competitive with out of County landfills.

This makes no sense. Chasing trash out of the County will mean longer and more truck trips and would divert revenue from tipping fees and outside the County. Thank you for your time.

MR. SMITH: Thank you.

MS. HARRAH: Hi. My name is Terri Harrah, and I was not six inches from the mike. I am the programs and development director for Val Verde Civic Association, but I am not here for that. I am here because I'm also a resident. I have a question. The

fourth district commissioner is not here; is that correct?

MR. SMITH: That seat is currently vacant.

MS. HARRAH: Okay. So that seat is vacant. So who am I talking to? You two or everybody? Mr. Smith?

MR. SMITH: The four of us.

MS. HARRAH: The four of you. Okay. Thank you. Just wanted to clarify. There were a couple of issues that I wanted to bring up. One is that there just seems to be this idea that the landfill is going to become sustainable, which there hasn't been given a single example of that. The one example that they like to pull out is that they have the converter that they turn the methane into energy.

And they do that, but somebody pays them to use their machine there and then they give the energy to Pasadena. Santa Clarita doesn't benefit from that at all. If they had any integrity at all for this town besides the money that they use to keep people supporting them, they would do the right thing and move forward in renewable energy. That's where the world is headed.

San Francisco has had a policy going for the last decade -- actually they're going for zero waste



altogether. And they've been very successful at that. The County of LA, that you have nothing on that is -- kind of dismays me. As a citizen, as a LA County citizen, as someone who actually moved here when the landfill opened in 1972, that was 46 years ago. It's a long time to be here.

And Santa Clarita has had this burden for a very long time. More the energy I wanted to talk about, and the fact that we're dealing with a $14 billion dollar company. Not a $14 million dollar company, $14 billion dollars. That's a lot of money. It's a small town and we're sick of it. Thank you.

MR. SMITH: Thank you.

MR. GLASER: The next five speakers are Lois Bauccio, Christopher Walters, Victor Lindenheim, Steve Lee, and Ron Saldana.

MR. WALTERS: Hello. My name is Christopher Walters. And it is my belief that the Chiquita Canyon Landfill should not be expanded under any circumstances. As I understand it, we had 66 days in 2014 with a hazardous PM 2.5 rating. 66 days. That's unacceptable.

If we use the Mesquite Landfill that would cut down on these health risks significantly, as well as traffic, as well as the negative environmental impact. There's no reason other than a financial one not to make



this change. The Chiquita Canyon Landfill is putting the lives of our residents at risk. There are children living in nearby communities, there are homes and potentially even a school within a thousand feet.

I for one want to see all these kids grow up with healthy lungs, a strong heart and cancer free. I doubt there's anyone here who doesn't want that for the children of our community. Any support for this expansion is blatantly putting financial considerations ahead of the health and well-being of the people of this community, ahead of the health and well-being of the children of this community. And that's a position that I cannot in good conscience support. Thank you.

MR. SMITH: Thank you.

MR. LEE: I'm Steve Lee from Val Verde. First I would like to say that the quality of my life has been greatly diminished. This landfill has been detrimental to Val Verde's moral and physical health. The raspy breath you hear now has been for the last seven weeks.

The landfill has more complaints per capita than Sunshine. Imagine how many complaints there would be if the post office was allowed to complain. The landfill pays for our silence with large donations. Here is a letter from Joe Messina saying coming out.



They put all the Republicans in office, they pay for all the businesses. Come out. We have been told to be quiet. These are Bossert's articles where he calls us bullies, terrorists. I'm looking for all of them.

We should be arrested and we're wackos. This is -- his articles are in here. Before he got funded by the landfill, his paper, he was against the landfill, he was upset, he was glad that they did not put in a high school in the stench of the dump. Once Chiquita Canyon gave him money his song changed.

This is John Musella, the paid lobbyist and the contractor for the landfill. These are all his articles calling us bullies. This is John Musella's fake flyer he made pretending to be the Val Verde Civic Association. And on top he says don't let them take your money, come and vote tonight. We voted, 100% voted to close them down. Over 100 people showed up. They were upset.

This is a person they hired to make a commercial for them. Kamera. He was the president, he resigned as president. Though before he resigned this is the letter he sends. He made a commercial for the landfill. You better stop pursuing the shutting down of Chiquita against the County or people will be deported from town. There will be mass deportation.

You will lose your job, Steve Lee, and these people will get tickets from the County on their houses. These are all the illegal stuff they have on the landfill, the receipts. EPA says they're good, they're reliable. This is a letter from the County saying why they should take the illegal stuff. Because it's not specifically mentioned in the CUP.

I realize, and it's been apparent to us with all the articles that Val Verde is scum, that we are the dirt of the earth. Please hold them to the contract to 23 million tons that they made with Val Verde and the County. The County was at the table and hammered it out. I am begging that they take the superior alternative. In here, 18.5 that says close them down. It will be cleaner air. That is a superior alternative.

MR. SMITH: Thank you.

MR. LEE: Please give the scum a chance to breathe.

MR. SMITH: Thank you.

MR. LINDENHEIM: Good evening. My name is Victor Lindenheim. I represent the Golden State Gateway Coalition. I'm here tonight to express our organization's support of Chiquita Canyon Landfill's request to continue its operations. The Golden State Gateway Coalition is a non-profit organization based in



Santa Clarita, focused on improving roadway transportation, North Los Angeles County.

With emphasis on the Interstate 5. Transportation and waste management are linked infrastructure elements that when functioning effectively and efficiently contribute to our north County community's quality of life. In fact, nearly a billion dollars in improvements are planned for the Santa Clarita Valley's segment of the I-5 in the next few years, including major capacity and safety enhancements.

The need for and the benefits of continuing this regional landfill's operations were carefully considered and supported by the conclusions of the studies cited in the final Environmental Impact Report. We've also seen extensive community outreach and community input solicited by the operator leading to these conclusions.

The final EIR in its section on traffic and transportation concludes that there would be minimal permanent impact on on-site and off-site traffic circulation and access. In fact, we are concerned that without an operating regional landfill in this area our waste will be transported out of town, dramatically increasing truck traffic, vehicle miles traveled, and



increasing greenhouse gas emissions.

Without Chiquita Canyon Landfill, thousands of truck trips would be added to already congested LA County freeways and highways trying to move the trash out of the County to other landfills. In closing, I would note that the Chiquita Canyon Landfill has been a consistently responsible neighbor, operating in this community for 50 years.

Based on his historical performance and their open communications regarding the proposal for continuing operation, we expect the operators to continue to meet and be responsive to the needs of the communities and customers that they serve. Thank you.

MR. SMITH: Thank you.

MR. SALDANA: Thank you. Mr. Chairman, members of the Commission, my name is Ron Saldana. I'm the executive director of the California Waste and Recycling Association. We represent a lot of the waste haulers and recyclers in Southern California, and a lot of those folks are small companies that depend upon Chiquita Landfill to -- as a place to dispose of all of our waste.

Industry continues to increase recycling and diversion from landfills. However, only two significant landfills as you know exist in LA County. And we also



know -- recognize that no new landfill will probably ever be permitted again in LA County so we pretty much have to -- have to live with what we have.

Conclusion is we need Chiquita Landfill now and we need it in the future. As we continue to recycle and divert material we still end up with waste that must go into a landfill. And there's some environmental impacts associated with that also. We're talking about trucks and street miles. How many miles do you have to travel to discard your waste? What are the environmental air impacts of that?

And I'd just like to add that there is some good news coming, and it's already here in part, and that is that we have state mandates and regulations that are taking organics out of the landfill. Most of your odor complaints come from organic disposal, green waste and food waste. Green waste, yard clippings are used as daily cover, landfill cover, and they'll be stopped very soon. That will not be happening.

There will no longer be diversion credit for that material. And food waste is being recycled in greater amounts. And from commercial businesses, that also we see residential food waste programs now coming online. So we see a lot of the odor issues going away from the landfill in the future by design -- by design.

And I think that when all is said and done we need Chiquita Landfill. Thank you.

MS. BAUCCIO: Six inches. Good evening Commissioners. My name is Lois Bauccio. I'm the president and CEO of the Santa Clarita Valley Chamber of Commerce. Tonight I come before you to speak in favor of keeping Chiquita Canyon operating business as usual. The responsible management of solid waste --

MS. JONES: Please be respectful to the speakers. You are using time.

MS. BAUCCIO: Thank you.

MS. JONES: Start over.

MS. BAUCCIO: Good evening, Commissioners. My name is Lois Bauccio. I'm president and CEO of the Santa Clarita Valley Chamber of Commerce. Tonight I come before you to speak in favor of keeping Chiquita Canyon operating business as usual. The responsible management of solid waste is key to our growing region. And keeping Chiquita Canyon operating into the future with business as usual will address this issue.

Chiquita Canyon Landfill is regulated by over two dozen government agencies. And after looking at the tens of thousands of pages of reporting, we can conclude that Chiquita runs a clean and safe operation. Chiquita Canyon is a local business that contributes to



the economy and was recognized as the business of the year by the Chamber in 2014.

Local businesses have located and relocated to the Valencia Commerce Center adjacent to the landfill, knowing that Chiquita Canyon is a neighboring business. We recognize the important role that Chiquita Canyon plays in the Santa Clarita Valley and the region as a whole.

The Santa Clarita Chamber of Commerce supports the continued operation of the landfill which will continue the region's ongoing partnership with the company, and protect our solid waste needs now and in the future. We ask that you approve Chiquita Canyon so they may continue their business operations into the future. And I thank you.

MR. SMITH: Thank you.

MR. GLASER: Next five speakers are Darrell Park, Scott Smith, Steve Stallman, DeAndre Valencia, and Erica Larsen.

MR. SMITH: As you come forward, I just want to remind everyone once more that we have a hard stop tonight. And you know, it's important when we take this opportunity to come out into the community and hear from folks and their concerns, it's very important for us to be able to hear everyone who showed up tonight who



wanted to speak.

Please, these types of interruptions are what's preventing from hearing everyone. And we are going through our speaker cards. So I need to ask you to please refrain -- thank you.

You can go ahead.

MR. PARK: My name is Darrell Park. We're here for one reason and one reason only. Money. It's all about money. This is environmental racism. This is rich white people telling poor people of color that you have to take trash that's not yours. There is an agreement that was signed. This landfill should already be closed as of last June.

Anybody who wants to can see that signed paperwork. And all of you have a fiduciary responsibility to look out for the health and safety of people in this County. Your presentation did not even cover the fact that there's a beautiful landfill called Mesquite that everyone in this room helped pay $400 million dollars for that's approved and ready to go.

Why aren't we using it? Money. Because the people who spoke today in green shirts and green stickers that are getting paid aren't going to get paid in the new system. You have to look out for the health and the welfare of the people in this community. It



can't be rich white people forcing poor people of color to be stuck with the trash. We need a better way, and that way is Mesquite. Thank you.

MR. SMITH: Good evening. My name is Scott Smith. I'm here as a representative of Williams Homes. As builders we know that waste disposal is a vital component of any region's societal needs in. And our community's home to one of the cleanest solid waste disposal landfills in the state.

Every one of us in this room creates waste. We all recycle, reuse bags, and do our part for the environment. At the end of the day we all create waste. Chiquita Landfill has done -- has been able to safely dispose our daily waste and keep this valley looking clean.

And part of the facility as previously stated, the process is to transform our waste into clean energy while fulfilling the sanitary needs of our community. Chiquita is a model facility and its reputation precedes them. It's always easy to be against something like a landfill, but it's something we need.

And I urge you to stand with us tonight in support of Chiquita Canyon and the ability of them to maintain their operations. Thank you for your time.

Thank you.
MS. LARSEN: Good evening. Thank you Commissioners for being here. I was part of the team that worked really hard to try to get you guys to one of our hearings so it's really great to see you here. My name is Erica Larsen. I am the communications chair of the Val Verde Civic Association, although I'm speaking on my own behalf.
What I'd like to talk about is something that they left out of the presentation, which is about the east ridge. They said that the north ridge and the west ridge of that landfill was protected. On the east ridge it however is not. The work face is already exposed.
What exists on the east side is over a thousand kids going to school, including my own. In one of their tables, specifically the Figure 11.5 is the maximum health impact and the cancer risk areas. There is literally a cancer risk area that is the parking lot of Live Oak Elementary School. If anybody has kids going there, please raise your hand right now so they can see you.
There are 558 kids going to that school, and I think that's something we all need to take into consideration here. This is a quote from Van Gogh



Charter School that has to deal with -- that's next to Sunshine Canyon Landfill. This is from the president of their parent/teacher organization. "The odors that we smell in the morning terrorize our morning routine. Kids hold their noses when coming to class. We cannot hold morning assembly. The smell is torture."
This school is two miles away from Sunshine Canyon Landfill. SCVI, the charter school that my son goes to, is not even a mile away from this landfill. Live Oak Elementary, the reason why it's a cancer risk area is because it sits below and the gas settles there. That is like one mile away from this landfill border.
Please consider the fact that there are so many residents that don't have a voice here tonight. And it's our kids. And we cannot let this expansion go through. They may say it's not Sunshine, but what if it is? We are all screwed in Val Verde. Our homes will not even be able to lived in if you allow this expansion to go through.
You are sentencing residents of Val Verde, Hasley Hills, Live Oak, anybody who's an employee of Valencia Commerce Center to deal with odors on an extreme level. Please don't -- please don't let this landfill expand. Thank you.
MR. VALENCIA: Good evening. My name is



DeAndre Valencia. I'm representing the Building Industry Association of Los Angeles, Ventura County. We're are the building development representing over 1100 member company who are in the business of building homes. We're here to show support for Chiquita Canyon.
As we all know, they are a vital need for our region's continued growth. As with growth for a single family or multi-family comes additional waste disposal needs. Our industry supports recycling, but the fact remains that building the safe way currently can't. Chiquita Canyon is known to be a safe environmental reasonable landfill operation.
They take the landfill gas and generate enough energy to power 10,000 homes. We hope you will allow their operations to continue for years. So please let's keep Chiquita Canyon Landfill open. Thank you.
MR. SMITH: Thank you.
MR. GLASER: Last call for Steve Stallman. The next five speakers are John White, Tanya Hauser, Andre Hollings, Bonnie Nikolai, and Flo Lawrence.
MR. SMITH: Welcome. State your name for the record again.
MS. HAUSER: My name is Tanya Hauser, H-a-u-s-e-r. I'm a Val Verde resident and I too live there. It is my understanding that you were treated to



a tour of Chiquita today. I wish that you could take a tour of the Castaic post office when it smelled so bad that employees can't each lunch outside. And by the way, they're told by their union that they cannot call in to complain.
Or tour the vicinity of Fire Station 143. When the fumes waft in it is a new fire station. They probably don't notice yet. So strong that a resident of Hasley Hills at the last hearing stated she becomes nauseous and has to shut up her home to keep the odors out. I wish you could tour the Valencia Commerce Center when the odors drift into that business park where my husband works.
And then there are all the incidents in between. During an eight month period of time in 2014 alone, 146 complaints were received by AQMD. Very hard to verify all the way out in Val Verde. My fellow Republicans who are wearing green hats and shirts, it's my guess you might not be wearing those hats and shirts if you or your loved ones lived or worked in the vicinity of Chiquita.
And even more important, I have not heard this said tonight, the landfills environmental report states in health impacts I quote, "Cumulative projects plus the proposed project would increase cancer risk by

more than the 10 in 1 million threshold for residents, workers and sensitive receptors near the landfill Project Site, indicating a significant cumulative impact."

The number is actually 15, 5 over the 10 threshold. Does this detail concern you and do you know that? Have you read that? Please value the health of humans more than the economic expediency of using Chiquita. Thank you.

MR. SMITH: Thank you.

MR. LAWRENCE: Good evening, Mr. Chair, Commissioners. My name is Flo Lawrence. I'm a resident of Castaic, I've lived there for 20 years and I've raised my sons there. I served for eight years on the Castaic Area Town Council. I also served on the Val Verde Community Advisory Committee, which is a local oversight advisory board to the landfill.

I'm very familiar with Chiquita Canyon and I support the proposal CUP 100%. And by the way, for the record, I am a registered Democrat. There is not a good cause in this valley that Chiquita Canyon's helping hands have not stepped up and helped with the lifting.

And people are waving money, but they're very generous. And I'll give you an example. A few years ago the Powerhouse Fire ripped through this area.



And one of the hardest hit was the Painted Turtle Camp up on Lake Hughes. And that camp caters to kids with terminal illnesses. And Mike Dean picked up the phone and called the Painted Turtle and said I heard what's going on, let us help.

What followed was a donation and a fundraiser. He didn't have to do that. That's the kind of people they are. They want to help our community. And so I'd also like to point out quickly we keep talking about expansion, and I think that's a little misleading. They are not acquiring new land, they're not moving their fences. They are operating within their footprint to do what they're zoned for. They're zoned as a Class 3 landfill.

So if you wheel your cans out to the curb, it's got to go somewhere. And they do an exemplary job. I got to see that on the VVCAC. Now there are those that complain. I've seen people go take a tour and never come back. But the people who continue to complain won't even go and look at the landfill operations. They won't even investigate what's going on. They've never sought to learn the truth.

I understand. If you feel a landfill is bad, there's nothing I can do to change your mind. But I want to ask this question, can a landfill operate at



the level of excellence? Yes, I want you to meet Chiquita Canyon. Thank you.

MR. SMITH: Thank you.

MR. HOLLINGS: Good evening, Commissioners. Thank you for this opportunity. My name is Andre Hollings. And I am a long time resident of the Santa Clarita Valley and I am here to speak in full support for Chiquita Canyon continuing their business operations. The need for and the benefits of continuing the existing landfill operations at their current levels are carefully considered and supported by the conclusion of the studies cited in the county's final EIR.

In addition to your own reports, the Val Verde Community Advisory Committee conducted their own air sampling report in July of 2015. I would like to quote the findings from that report. It stated the following: "There was no indication that odorous chemicals associated with landfills were negatively affecting the Val Verde community. All concentrations were low or not detected."

"Results for all the chemicals measured were several orders of magnitude below the Occupational Safety and Health Act permissible exposure limit. And all chemicals that had an Office of Environmental Health Hazard Assessment and Air Resources Board risk



assessment health value were well below those values." Lastly, their report also stated, "It is our understanding that reported odors are intermittent and can be fleeting."

Between this report and those analyzed from the final EIR, we can all rest assured that the landfill operations will continue to be safe in -- to be safe for Chiquita's employees on-site as well as our neighbors. Thank you. Once again I'm in full support of their continuing operations. I'm here speaking on Andre Hollings's behalf.

MR. SMITH: Please, we're not having side conversations. We're going to have -- public record is public comment and public testimony. We ask people to state their name for the record and that's it.

You can go ahead.

MS. NIKOLAI: Thank you. My name is Bonnie Nikolai. I'm on the Castaic Area Town Council, but I am speaking for myself and my family this evening. The Environmental Impact Report as it stands is based on inaccurate scientific methods. Air quality tests were not taken near the residences closest to the landfill, and they were taken randomly without the landfill's knowledge.

The landfill had clear knowledge of when the

air quality tests were being administered. There was no control, there was no comprehensive samples. I have repeatedly asked Los Angeles County for a full scale health study of the residents and the workers within a two mile radius of the Chiquita Canyon Landfill.

Just by my own observations, Val Verde had a cancer death rate twice the national average in 2016. That alone should've warranted further study. Despite the Environmental Impact Report largely being created on conjecture, it still labeled particulate matter levels as being unhealthful. Particulate matter that would damage the lungs of Castaic's children.

The EIR also calls the shutting down of Chiquita Canyon Landfill to be the environmentally superior option. I'm asking you to choose the environmentally superior option. Even if you ignore the fact that the landfill continues to produce a rancid odor, despite others being untruthful in the claims that septic tanks are the culprit, you can't continue to ignore that actual scientific data is lacking in this document.

It was almost like this was done on purpose to keep the public in the dark about the actual dangers of living next to a landfill. Peer reviewed studies from Europe state that landfills raise cancer rates,



birth defect rates and asthma rates. None of these studies are included in the EIR.

It is as if the supporters of the landfill believe Val Verde don't -- that the residents of Val Verde don't deserve to live with clean air. I'm asking for the commission to ask for a further study and put my neighbors' minds to rest. Thank you.

MR. SMITH: Thank you.

MR. WHITE: Good evening, Commissioners and Chair. My name is John White. I'm co-owner of Innovative Construction Solutions. We're a small business operating throughout California, with the vast majority of our work occurring in Los Angeles County. We've been a customer of Chiquita Canyon for over 18 years and we provide excavation, grading, demolition, and soil and groundwater remediation services.

We employ well over a hundred people within the Los Angeles County area. And a lot of our projects are projects where sometimes the soil cannot be reused on a construction site. And Chiquita Canyon can provide a safe, viable, and efficient facility to -- to dispose of that material.

But they use it as beneficial reuse and cover material on a daily basis. We also get rid of many of our construction materials at Chiquita Canyon



Landfill where several of those are used as a beneficial reuse. This facility I've personally visited myself and was impressed with the fact that it's a safe, clean and efficient operating facility in my career.

And I would like to add -- I'd like to finish by adding that the -- we support Chiquita Canyon's operations for -- continued operations and expansion in the future, and would like them to operate with business as usual as they provide us in 2016. Thank you.

MR. SMITH: Thank you.

MR. GLASER: Next five speakers are Andrew Taban, Ingrid Blanco, Diane Trautman, David Menchaca, and Nancy Oliver.

MS. TRAUTMAN: Good evening. Thank you. Thank you for hosting me here. And I'm going to respectfully request that if you have other hearings on this issue that you conduct them out here. But I appreciate you coming out.

I think you have to deny this CUP. The County in every jurisdiction, it contributes waste to this landfill, have an obligation to coactively solve our solid waste problem without overburdening one community, one valley. Under 17.4.2, evaluation in the EIR, the argument is made that the project is not growth



inducing, but in the response to the demand for responsible solid waste management in Los Angeles County.

In fact, CalRecycle lists 177 jurisdictions located throughout all of Southern California down to the Mexican border that have delivered trash to Chiquita Canyon Landfill over -- since 1995. Those other jurisdictions, particularly in other counties should be required to manage their own waste. And that would account for truck traffic. So it's coming to us. It could be going somewhere else.

I urge the -- you all to deny the CUP, to base it on the agreement that was forged with Val Verde community in 1997. I think it's a violation of trust to go back on that. And I found it kind of interesting that Mr. Dean and others talked about restricting future trash in that location to below what was accepted in 2016, when what was accepted in 2016 was actually a violation of the agreement.

So that's not really a virtue to take it down below there. So beyond the agreement itself is the issue with air quality and greenhouse gases. We are already a non-attainment zone in our valley for particulate matter and other problems with our air. We also need to be concerned about the existing and

potential risks.
You've heard about potential damage to water and biological resources. And as long as jurisdictions can avoid the impacts, material and financially, and redirect the solid waste streams to someone else's neighborhood, there's no reason to have faith that viable alternatives will be developed.
I urge you to look at San Francisco model. Everyone has to step up and pay the true price for the waste that they generate. Maybe then we'll actually reduce the amount we throw away. Thank you.
MR. SMITH: Thank you, ma'am. And before you leave, if I could ask you to please state your name for the record.
MS. TRAUTMAN: Oh, I'm sorry. Diane Trautman.
MR. SMITH: Thank you very much.
MS. TRAUTMAN: Thank you.
MR. MENCHACA: Good evening, Commissioners. David Menchaca. I'm a resident of Santa Clarita Valley. Chiquita Canyon has been serving the region continuously for more than five decades and plays an important role in the solid waste management of the Santa Clarita Valley. There are two points that I wanted to touch on tonight in order to request your support for their



operations.
The first being the community activist role that Chiquita has been playing in the Santa Clarita Valley for nearly 50 years. They strive to work to help the poor and underserved communities, as well underprivileged children, including donating more than $360 thousand dollars to Val Verde for scholarships, tutors, and youth programs.
Secondly, the clean energy facility environment protection system and responsible handling of incoming solid waste reflects their long-time commitment to being a good neighbor. After reviewing the final EIR, it's clear that Chiquita is running a clean and safe operation.
They have carefully considered any potential noise, traffic, and cultural impacts of daily operations. Please consider supporting their continued operations that exist today. Thank you.
MR. SMITH: Thank you.
MR. TABAN: Hello. My name is Andrew Taban, and I am a private citizen of Santa Clarita Valley. I am here today to speak against the expansion of the Chiquita Canyon Landfill. And I kind of would like to actually start off as a quote that the CEO Chamber of Commerce said it is business as usual. We see a lot of



people here supporting the Chiquita Canyon Landfill, many -- some of the elected officials, some non-profits.
I would like you to keep in mind though that many of these groups and I believe all of your elected officials here in Santa Clarita have received contributions from the Chiquita Canyon Landfill, including such as the letter I gave you.
Joe Messina, our District board member who also said, "North corporate friends and partners to our local Republican Central Committee to Chiquita Landfill, who they also believe is studied by overburdensome regulatory agencies in the County." What concerns me is there there's a difference between private citizens here today and billion dollar groups like the Chiquita Canyon Landfill.
The difference is if I have a County rule placed on me and I have about 20 years to do it, I typically have to find a solution after those 20 years. The Chiquita apparently does not. I have to follow the rules because I don't have billions of dollars to pay any regulations. Chiquita does. And I also have to work with the Chiquita Landfill.
It smells. I have a very good friend who lives there who has developed cancer after moving to the landfill. What really concerns me is this is about



integrity in government, which many people have lost. And it is up to you to restore that integrity. I teach a class and I teach high school students and I teach them about local government, state government, and central government, which includes many of you sitting here today.
I teach them to have faith in our government. It's not a laughing matter. It really isn't. The reason is because that is your job. Now please understand that these are kids and you do have a job to uphold that integrity. Please don't let down kids who are going to be voting at some point.
And please don't let them down to let them know that big money is always going to win, and the integrity of our government is not based on us, but it's based on the money that you received. Thank you.
MR. SMITH: Before you begin, ma'am, couple of quick reminders. The jazz hands are great and I think it's working better than the snaps. But I'd like to ask that you please stay in your seats because when you stand up people behind you aren't able to see. So this is great. But if you can stay seated, that will be helpful for all of us.
I'd like to also remind everyone about the six inches between yourself and the mike. It will

really help ourselves. Thank you. You can go ahead.
MS. OLIVER: My name is Nancy Oliver. I'm a Santa Clarita resident. In the presentation before the public comments the gentleman provided that the surrounding mountains of the Chiquita Canyon Landfill would block the odors and the visuals. But what they can't block is the significant particle pollution in our air spreading across our valley.
And what is particle pollution? For those who don't know what it is, it's called particulate matter or PM. It's a mixture of solid liquid droplets floating in the air. Some particles are released directly from a specific source like Chiquita Landfill, while others form in complicated chemical reactions in the atmosphere.
And they come in a wide range of sizes, sometimes as small as a -- smaller than a -- just a strand of hair. But what are the health effects of this particulate matter which is significant in our valley? People with heart or lung diseases, older adults and children are most likely to be affected by particle pollution exposure.
However, even if you are healthy, you may feel symptoms if you are exposed to high level of particle pollution. Numerous scientific studies connect



particle pollution exposed to a variety of health issues, including irritation of the eyes, nose and throat, coughing, chest tightness, shortness of breath, reduced lung function, irregular heartbeat, asthma attacks, heart attacks, premature death in people with heart and lung disease.
In addition to the significant problem that we have our air pollution, the landfill sits atop of the valley groundwater where no soil testing has been conducted. So why does this Valley's residents have to be singled out to suffer for the benefit for the rest of the County?
MR. SMITH: Thank you.
MR. GLASER: Last call for Ingrid Blanco. And the next five speakers are Terri Knafla, Teri Byrne, Barbara Myler, Stacy Fortner, and Daniela Bolanos. And Ms. Bolanos will need Spanish translation.
MR. SMITH: You can go ahead and state your name for the record and begin.
MS. BOLANOS: My name is Daniela Bolanos, and I will be speaking in Spanish.
MR. SMITH: Great.
MS. BOLANOS: Good evening. My name is Daniela Bolanos. My mother worked for Chiquita Canyon for more than 15 years. I have personally seen how



Chiquita Canyon supports their employees in the local community. At the school they teach us about the environment and the importance of recycling. It is a good example of all these things.
Also, the garbage here, they convert it into energy. They use recycling materials so the landfill could look better. They help the local community with money for schools and tutoring. I am very proud of my mother and the company she works for. Thank you.
MR. SMITH: Thank you.
MS. KNAFLA: My name is Terri Knafla. And I'm a 30 year resident of Santa Clarita Valley and also a member of Soroptimist International, which is a woman's group. And we -- I participate in a mentoring group in Val Verde called the Gold Girls Program. And we've been going up there for three years with the girls and -- and very involved in their lives and with their families.
And over these three years being at the recreation center never has anyone ever approached us and said anything about any odors or problems with the landfills, nothing in the last three years. And I'm out there every month and I've yet to smell anything or see anything. We're really proud of these girls and their families and all the time we spent with them.



I've seen -- all I've seen is the positive impact from Chiquita Canyon on the community from all the scholarships and after school programs. We as our mentorship program, we work to -- work with these young girls on personal life skills, education, advanced education, business and job opportunities, exposure to the arts, government relations and more.
I hope that you approve Chiquita Canyon's continuous operation. They're a good neighbor, they produce clean energy, and it's a very -- it's a big value to Val Verde. And I say that as firsthand being out there for three years. Thank you.
MR. SMITH: Thank you very much. Before you begin I just want to make a quick announcement. I just want to make sure so that there are no surprises. As a reminder, we have a hard stop unfortunately for this room at 9:30. That's a half hour left, and we have over 50 cards remaining. So we need to get through as many as we can.
I want to make sure that everyone is aware of that fact as we're moving forward. So please, you know, be succinct if you can and make sure that, you know -- please have a seat. No, you can't ask me a question at this time. I want to make sure that everyone has an opportunity to speak. And public

comment is the public record.
MS. FORTNER: Hi. Stacy Fortner. And I am a registered Democrat for real. I just want to point out for the record that the last person who was up here who said that he is a registered Democrat is in fact not a registered Democrat. I checked.
So when we're talking about integrity and we're talking about being honest and being a part of a community and part of an ecosystem where we have to rely on each and trust each other's words, I think it's very important that you recognize that Chiquita has not held up their end of the bargain. In 1997 they entered into an agreement which they have not honored.
I also wanted to point out that here in Santa Clarita we deal with a number of issues. We're kind of like the trifecta of potential catastrophes here in Santa Clarita. We have Sunshine, we have Chiquita, we have Whittaker Bermite, we have Cemex. We are like the bonanza of environmental disasters here.
So I just wanted to point that out that we really do not want the expansion of Chiquita. But you can tell by the people in the room, they wear their shame well. Green looks good on money, and it looks good on the people in this crowd. And I just want to say that, you know, it doesn't seem right that you can



have an organization or a political party enter into a room like this and have funded the audience essentially.
I also wanted to point out that I think that Santa Clarita is a really cheap target. I think we're selling ourself short. I mean how much are 70 bikes? So I think that for a $12 billion dollar company, I think that Santa Clarita, the Chamber, all of the business organizations VIA, VICA, whoever you are, you need to get more money from these people because you're selling yourself too short.
You're a cheap thing. So I just wanted to say that I oppose and I oppose it on a number of reasons. And I think that you've heard it many, many times in this room. Follow the money. Watch the green.
MS. MYLER: Good evening. My name is Barbara Myler. I've been a resident of Santa Clarita for 36 years. I've also volunteered with Chiquita Canyon for 30 years in their generous partnership that support our community. I'm here tonight as a cancer survivor. I've been fighting cancer for years, and so far I'm winning. Thankfully I'm still here today to fight for Chiquita Canyon.
I've heard a lot of hurtful claims and misleading information from landfill opponents of Chiquita Canyon related to cancer claims. They are



shamefully taking advantage of a life-threatening disease and using it for their own personal vendettas against the landfill.
In fact, after I spoke in December at the hearing examiner meeting an opponent followed me out of the building to yell at me walking to my car in the dark. I'm personally heartbroken and offended that people would use a disease that I fight every day as a means to scare others.
I wouldn't wish cancer on my worst enemy, and I certainly wouldn't use it to irresponsibly scare the public. And yet landfill opponents made up a cancer risk map, spreading it on social media. I'd like to quote Dr. Cyrus Rangan, director of toxicology and environmental assessment for the County of Los Angeles.
He said, "No such evidence of cancer clusters or documented health concerns exist. Arrows on the map that was spread on social media indicate sites that were evidence was -- where evidence was collected, not areas where any risks have been documented or proven." Furthermore, County officials said that if there was a record of past health concerns directly linked to the project, it would've been an immediate red flag.
I believe Chiquita Canyon is a safe



facility, it's safe for its employees, and it's safe for its neighbors. As a cancer survivor I ask you to approve the landfill's request to continue its existing operations so that it may continue business as usual. We all create trash. It has to go somewhere. And Chiquita Canyon is a gold star landfill with an impressive reputation. Thank you.
MS. BYRNE: My name is Teri Byrne, and I would like to yield my time to Shane Weeks, if that's possible.
MR. SMITH: Has Mr. -- have you filled out a comment card?
MR. WEEKS: Yes, I'm further down.
MR. SMITH: Great. Thank you.
MR. WEEKS: Hello. My name is Shane Weeks. I live in the Live Oak community which has been grossly overlooked in this whole deal here. I represent 12 families, and actually I see a few more people that probably want me to speak on behalf of them. I'm not a bully, I'm not here because I was mobilized by a political party. I'm here as a resident.
There's a lot of talk about air quality, but I can tell you the smell is real, it absolutely is real. When the wind and humidity are right, you can smell it at the school, you can smell it in the houses. And this

is my community of Live Oak. And you can smell it at the park. Yes, sometimes it's not overwhelming, but sometimes you do get a pretty strong whiff of it.

You know, I understand some of you went on a tour. You know, when I have family over yearly for a holiday, you can better believe my house is perfect. It doesn't represent how my house is for the rest of the year. You know, there's a lot of talk about the green energy the landfill has been producing. Well, of course they're going to produce green energy because they make a profit off of it.

This isn't being given back to the community, the green energy, it's being sold. You know, in 1965 there were a few homes around the community -- around the landfill, but now the community has grown. This has happened to many other businesses across the country. And as that happened, the businesses happened to move further and further out. And unfortunately the communities usually follow.

This isn't the time to increase capacity. It is the time to decrease capacity of the landfill. Waste Connections is a what, $12 billion dollar company? We don't -- they've got millions to spend on PR. We're a small community, we don't have the money to lobby, we don't have the money to do public donations and



outreach, we don't have the money to get a slick PR firm.

I beg you don't overlook the Castaic residents. I implore you, all of you or at least a few of you, we need an advocate. Nobody's standing up for some of these local residents. We're being bullied and pushed around. And you know, I got to think about my family, and I wish you guys would think about my family and families around it. Thank you.

MR. SMITH: Thank you.

MR. GLASER: The next five speakers are Jocelyn Bullock, Vanessa Brookman, Raul Isiordia, Eduardo Reyes, Bill Miranda, and Christine Rangal.

MR. SMITH: Welcome.

MS. BULLOCK: Hello. My name is Jocelyn Bullock. You know, we may have different points of arguments from perspectives or belief, faith and advocacy, but we must not hate each other. We are one human family and we need to respect each other. We need to treat each other with civility. Having said that, I think this issue is bipartisan.

And like any logical, intellectual, want to be an informed constituent, you want to find out what the issue is about. I want to ask why I should vote for this Chiquita Canyon. Now I just made it personal. I



didn't want to make it about me, myself and my family, but I'm making it personal. So I want you guys to know that I'm voting no. I'd like you to urge that. My husband, Michael Bullock, has been diagnosed with idiopathic pulmonary fibrosis. Idiopathic because it's an idiot. Nobody knows what the cause of it, except it is borne by the environment.

Now if you live every day of your life watching your significant other, a loved one be pushed under the water because he cannot breathe, this is something personal to me. So it is important for you guys to know that this matters to me because it affects me.

You cannot rob Peter to give it to Paul. How many Peters are you going to rob? The means never justifies the end. So please, this is personal to me, it matters to me. Thank you.

MS. BROOKMAN: Good evening. My name is Vanessa Brookman. I lived in Val Verde from 2005 to 2014. I was a past president for the Val Verde Civic Community Advisory Committee for four years. I sat on the board for a total of five. I was on the Castaic Town Council for four years. And I also sat on the Community Benefits Funding Committee in Val Verde that disperses the funds that they get from Chiquita every



year for two years.

So I have a pretty well rounded knowledge of how the landfill works and how the community works because of the landfill. I'm not used to sitting on this side of the table. I'm sorry. To the best of my knowledge, despite what few people have claimed, there's actually little to no negative impacts on the community of Val Verde at all. I lived there ten years.

I smelled the landfill one time in ten years for about 45 seconds. That was it. Through the years the landfill operators have been open and transparent. The reports are quarterly. They're on the VVCAC website for everybody to look at. The board offered training sessions on how to read them if they didn't understand what they said. Nobody ever took us up on those offers.

What I also learned from the president of VVCAC was that there's a small group of local residents that just want the landfill closed. It doesn't matter why, it doesn't matter how. They just want it closed. They aren't interested in listening to reason, nor are they interested in facts. When local residents do hear the facts they usually fully understand how it operates and they don't have any more complaints.

Chiquita Canyon is a model facility and one that should be appreciated. They've done a lot of good

for Val Verde with their community funding over 20 years, and we're prepared to continue to do it more. My son received a scholarship to college from these funds. It allowed him --

MR. SMITH: Please, let's be respectful of each other and allow each other to speak.

MS. BROOKMAN: Thank you. Because everybody in Val Verde is also able to get those scholarships, every single person who lives there. Our trash does have to go somewhere. Chiquita is a good option. Thank you.

MR. SMITH: Thank you.

MR. ISIORDIA: Good evening. My name is Raul Isiordia. I have worked in landfills for 25 years, five and a half of those years as an employee of Chiquita Canyon. My coworkers and I are here tonight to show we are healthy, happy, and depending on you to keep Chiquita Canyon open and operational. I would like to ask my fellow coworkers to stand.

Because I have worked on-site for so many years, I can tell you without hesitation that Chiquita Canyon is a safe place to work. Many of our employees have worked at Chiquita Canyon 10, 20, and 30 years. Some have families that work at Chiquita Canyon, and some are second and even third generation Chiquita



Canyon employees.

We love coming to work and we love the work we do. None of us have any health problems. Working at the landfill may sound like -- may sound like an appealing -- not so appealing job, but my coworkers and I think it's a great job I'm proud of to do, and I hope to continue to do it for many years to come.

People say landfills smell. They don't. The trash that comes into the landfill smells. That is why at Chiquita Canyon our goal of our jobs every day is to take in trash, eliminate trash smells by getting it compacted and covered as quickly as possible. That's what we do. Our families depend on our jobs at Chiquita Canyon. Please support keeping Chiquita Canyon open, operational with business as usual. Thank you.

MR. SMITH: Thank you.

MS. RANGAL: Good evening. My name is Christine Rangal. Okay. We all need to stop fighting. I have six proposals for alternatives to Chiquita Canyon. But first, there is a giant body of water 28 miles from here called the Pacific Ocean. It's right up the coast of Malibu. We should send all of our garbage there.

No. 2, the Joshua Tree National Monument is hundreds of square miles. I mean sure, it's an



ecological preserve, but then we wouldn't have to smell the garbage that we produced.

MR. SMITH: You know, the wasting of time occurs when an interruption happens. Thank you.

MS. RANGAL: No. 3, let's dump our garbage in the poorest neighborhoods. Us elitists shouldn't have to deal with the garbage that we produce. We'll give that to poor people to deal with. Besides, we moved next to a landfill. And now that we bought our homes here, we just decided that we don't like it.

No. 4, we can launch our garbage into space. Space X just said that they're doing tours around the moon. I'm sure that we can pay that bill. No. 5, can't we just stop collecting our garbage? I mean I have plenty of room in my kitchen, and I'm pretty sure that that's kind of more ecologically friendly, right?

No. 6, if we really care about the environment and our communities, we can just stop consuming altogether. Okay. All joking aside, I'm here tonight because I am grateful to Chiquita Canyon. They have brought goodwill to this community. Their employees and their families are here in green shirts tonight. Please don't put them on the unemployment line.

The rest of this country could only hope to



have a landfill so environmentally and community friendly. It's just garbage, not nuclear waste. Opposing Chiquita Canyon is hypocrisy at its best. Thank you.

MR. SMITH: Thank you.

MR. REYES: Good evening. My name is Eduardo Reyes, and I'm just here to basically share my life story and how Chiquita Canyon made an impact in my life. For over 30 years my family has been working there, including my grandfather and my uncle and dad who currently work there. In fact, I worked there myself when I needed to find a job to pay for my college education.

This job helped me to pay my way through college. And after graduating I was able to find a job with Waste Connections. And now -- while working at Chiquita I did hear and today I'm hearing stories about how a lot of folks said that their health and their lives have been affected by the landfill.

I am not a doctor, nor am I going to say I'm one, but I can only say from my personal experience that after my family working there for 30 years, none of us had had any of the health issues. Sorry. I just had to make sure they weren't doing the money sign. I just wanted to say that it is because they have -- they work

for a great company that has a great emphasis on integrity and safety, which is what I'm really grateful for because that's what kept my dad and most of the employees from going to their families every night.

I do hope that you keep Chiquita operating because they do provide a vital service to the community and the County. And they do affect lives in a positive way just like they did for me. Thank you for your time.

MR. SMITH: Thank you.

MR. MIRANDA: Good evening members of the Commission. My name is Bill Miranda, and I'm a 30 year resident of the Santa Clarita Valley and a member of the Santa Clarita City Council. While I am not officially representing the city, I'm here to speak in support of Chiquita Canyon.

Prior to becoming a member of the council I served on the Val Verde Community Advisory Committee at the appointment of Supervisor Antonivich. There are two things I can tell you. One, the landfill has been here longer than most people have lived in the Santa Clarita Valley or Val Verde.

Two, until Chiquita began working on the new permit for the landfill, most people couldn't have told you where the landfill was located or even if one existed along Highway 126, which brings me to my third



point. Chiquita is a well run landfill. So well run that people don't notice it's even there. And while I think that's a good thing, perhaps it has been a bad thing for Chiquita Canyon.

So many people have been stirred up by -- to believe the worst about the landfill when it simply isn't true. When I was on the Val Verde Community Advisory Committee the board had commissioned an air quality study to help determine if there were any issues with air quality from the landfill. The report came back clean, just like all the other reporting the landfill is required to do and share with the community.

I've toured the landfill and seen it up close. I've read the reports. I've attended the meetings. I support Chiquita Canyon continuing its operation into the future. Thank you for your time.

MR. SMITH: Thank you.

MR. GLASER: The next five speakers are Richard Humanic, Dallas Dockray, Abigail DeSesa, Susan Evans, and Ken Brown.

MR. SMITH: If you heard your name called please come forward. Have a seat. You'll have two minutes. State your name for the record and you can begin.

MR. HUMANIC: Yes. My name is Richard



Humanic, and I live on Rangewood Road in Castaic -- actually Live Oak, about a block from the Live Oak school. And I have watched some of the stuff that's been going on here, and I've seen some of the data that was put up there.

And one of the things that I noticed was is that 55% of the trash that goes into Chiquita Canyon Landfill comes from the City of Los Angeles. Now how did it happen that Chiquita or we as a community can accept 55% of the trash in that landfill when the City of Los Angeles chose to shut down their half of Sunshine Canyon landfill?

They had an opportunity to take that 55% of that trash in their community and they refused to do it. Instead they shipped it up there to us into the Chiquita Canyon Landfill. It wasn't -- the City of Los Angeles wasn't good enough to keep the trash, but they were good enough to ship it up there to us.

Now when you look at all these facts and figures that are up here, everything is being disputed, it brings me to one thing that I thought about that my dad told me a long time ago. He said figures don't lie, but lies figure. And we have a lot of figuring going on here. And there also obviously is either a lot of lying or a lot of misstatement of facts.



All I can tell you is that when I'm less than a mile from that landfill I should not be burdened with trash from anyplace else other than the Santa Clarita Valley. And for me to have to put up with that burden in my community when their communities refuse to take their own trash is wrong. And it's up to you guys to straighten this out. You have an opportunity to fix this for us. Fix this for this community. And this community deserves better.

MR. SMITH: Thank you.

MR. DOCKRAY: Hi. My name is Dallas Dockray and I'm going to leave my time to my dad.

MR. SMITH: Thank you very much.

MR. DOCKRAY: Thank you, son. That was very brave. He wanted to leave me a chance to speak since we may not get to my name. My name is Jeremiah Dockray. I'm further down the line. I just wanted to bring up a couple things. I agree with lot of what has already been said tonight in opposition to the landfill, including a lot of the air quality, traffic, and other problems that we foresee.

I just wanted to bring up a couple of quick points. During Mr. Dean's presentation earlier he said that Caltrans had no problems with the traffic situation. And I just want you to look at the comment

letter No. 24 that Caltrans actually says it's not okay with the traffic situation, in particular the I-5 north traffic, comment 2 in letter 24.

Also, it was said that the air quality and the traffic problems will just move somewhere if we were to move this situation somewhere else. And that would be great. I think that this -- this problem is -- there's a growing community around this landfill. And if the Newhall Ranch project with 20,000 extra homes get put right next to it, you're going to have it boxed in by a heck of a lot of people.

And I think that that needs to be something that's taken into consideration. I also wanted to bring up that it's been said that the landfill donates money to Val Verde. That's actually called a mitigation fee which is something that you are forced to do when you have to live next to a landfill and we make an agreement. So it's not out of the kindness of anyone's hearts.

And I just wanted to say if -- as recently as last night I know that -- I'm sure that the Chiquita Canyon staff works very hard and I have no ill will towards any of them. If they -- I think they were off the clock at 10:00 p.m. last night when I drove by the landfill just coming home from a volleyball game and I



couldn't even drive past the place. I had to call into AQMD. And I got a call back from them about 15 hours later.

You've had 20 years to figure out another situation. It's time to move this to -- away from a community, away from people, and we need to have this shut down. Honor the agreement with Val Verde. Thank you.

MS. DeSESA: Hello. My name is Abigail DeSesa, 18 year resident of Val Verde, Castaic. I would like to say ditto to all those who have spoken before me and after me that are opposed to this expansion. Now I'm going to get personal like one of the ladies before on something that hasn't really been touched on as you guys recommended.

I would like to add that I have a beautiful recently remodeled 2,000 square foot home with a whole house solar system on over an acre. It would easily be worth $750,000 if it were not mainly for the landfill and its potential massive expansion. Today I would be -- not be able to sell my home for even $500,000.

So when someone says the landfill is such a great neighbor and runs such a clean, wonderful business, then I say buy my home for $750,000, and you can live near the stinky thing. I was told by my real



estate agent this landfill would be closing no later than 2019, and now there is another yet request to expand and double in what they take after 44 years of taking this state's trash.

We were made to pay for Mesquite Regional Landfill and now we are being denied the right to use it. Enough already. There is a safe alternative just waiting to be used. You have the opportunity to finally do what is right by all of us residents and protect the future of this entire valley. Our environment is under attack and we are begging you, we are not trash. Thank you.

MR. SMITH: Thank you.

MS. EVANS: My name is Susan Evans, E-v-a-n-s. I hope you enjoyed your trip through the Newhall Pass. It wasn't stinky, I hope, for you because that's what we're going to get if it goes on. First I'd like to have you guys note that people speaking in favor of this expansion are owners of businesses or groups representing businesses or organizations of Santa Clarita.

They all have some kind of financial gain, and I firmly believe Chiquita Landfill financially supports their businesses or organizations in some way, whether through direct financial donations or business



that they may advertise with. Additionally, I want you to think about how many of them actually live directly in the effected area, Val Verde. I challenge you to find five, let alone one.

Please keep that in mind when you're considering this. I don't own a business, I don't receive any benefits. And that great lady thing that does once a month, I've never heard of it before. John Musella is the landfill's lobbyist. Risks represented cancer risks. This is what was referred to earlier as fake news or alternative facts.

The map that has been referenced came from page 221 of the revised EIR. I've been attacked verbally in writing by landfill employees and lobbyists and its compensated supporters. I have been called a blatant liar by Mike Dean, and as you heard, a terrorist and a bully. We have two different reporters from our town, both of them were threatened with their jobs if they came back.

Private citizens of a public meeting last year told the dump they were over the limit. Management of the landfill denied they were over the limit. Steve Kasubo. And suddenly they got a clean hands waiver from the County. I am infuriated the people of Val Verde can be ignored by the County of Los Angeles, the Board of

Supervisors.
We have been slandered, called derogatory, racist names, stalked, and today's governmental agencies attack us based on lies. We have been called lower cast citizens and ignorant. This all happened to us only because we wanted this dump to be closed as promised.
MR. SMITH: Thank you. Yeah, we'll just call five more and these will be the last five minutes.
MR. GLASER: Chris Clark, Nathan Bousfield, Lisa Loch, Nancy Carder, and Nanette Meisten.
MR. BOUSFIELD: We heard a couple speakers ago about the six alternatives that we had used --
MR. SMITH: Excuse me. I'm sorry, sir, to interrupt. Can you state you state your name for the record.
MR. BOUSFIELD: Yes. Nathan Bousfield.
We heard about the six alternatives. They were quite facetious. Whatever. We have a seventh alternative that we've already paid for, the Mesquite Regional Landfill. It's a pit mine, it is 20 miles from the nearest resident. The final EIR for the Chiquita Canyon expansion says the environmentally superior alternative is closing the landfill. We have an alternative. It's already paid for, use it.
MR. SMITH: Thank you.



collection efficiency was -- of 85% was used when this has not been demonstrated to AQMD, and the default efficiency factor based on state and federal regulatory guidance of 75%. Emission data on medium, heavy duty trucks was used for the increase in 300 added waste truck trips, when it should have been data for heavy duty trucks.
It did not include the -- the document did not include the increased emissions from waste truck trips into the maximum daily regional operational emission estimate totals in the DEIR because they claim the South Coast AQMD CEQA Air Quality Handbook allowed them to do this. And South Coast AQMD stated that this reference in this South Coast AQMD Handbook is not clear, it can be staff.
And the lead agency has based its determination on a displaced truck trip argument or relocated, redirected the emissions. And that's not supported by AQMD staff, CEQA guidance.
MR. SMITH: Thank you, ma'am. Thank you.
MS. CARDER: Can I finish?
MR. SMITH: You can wrap up your thought.
MS. CARDER: Okay. It has been less than two months since South Coast AQMD stated these various concerns. How can this project be ready to approve?



There's no seeding of time, but if you wish to yield your time, your entitled time to somebody else, you can do that. He already spoke. Go ahead.
MS. CARDER: My name is Nancy Carder. I'm a resident of Castaic and I'm a senior environmental scientist for a regulatory agency in California. In the January 9th, 2017 comments from AQMD they read, "South Coast AQMD staff has serious concerns regarding the odor impact analysis, air quality, and health risk assessment in the PRDEIR. The proposed project of bringing active open areas of the landfill closer to existing receptors and the potential for odor impacts the community have been concluded a less than significant based on insufficient substantial evidence."
They further also state that, "AQMD staff did not receive certain files which did not allow for a complete review of the accuracy of the proposed impacts." According to South Coast AQMD's comments on the draft EIR and the PRDEIR, the project proponent has presented data that does not conform with South Coast AQMD's requirements, such as flare emissions were calculated based on source test that the flares only operated at 50%.
And South Coast AQMD staff were angled to verify and reproduce the results. The landfill gas



The validity of the EIR is in question.
MR. SMITH: Thank you. I'd actually like to ask a quick question. I -- we're already over time and I'm probably getting us in trouble here, and I know we called five names.
And I want to ask County Counsel if -- can we give five minutes and then if people want to speak more quickly we can get through however many more speakers we can do in five minutes? Set the clock for five minutes, call the names. If somebody wants to speak for 30 seconds then we have just a total of five minutes left.
All right. No, that's a good point.
County counsel -- I apologize, I was wrong. County counsel -- so we have many more speakers than we have time and so we're going to have to continue the item. So if we did it the way I proposed we would -- it would shortchange the people who were rushed. So we're going to just continue with the remainder of the names we called. I apologize for that.
Go ahead.
MS. LOCH: Okay. My name is Lisa Loch. I am a high school teacher. I'm a science teacher in the local district up here. You may be aware that we have quite a few people -- I don't know what the current

population is, but we're a very fast growing community. We have over five large high schools. I'm at the largest which is within five miles of this landfill.

I have not been politically active. This is my first time actually talking like this. So bear with me. I know you're tired. I'm tired. I've been up since 4:00 a.m. and I may not be as coherent as I'd like to be. But just on my informal count, there are over 12 schools within a five -- five and a half mile radius of this landfill. This is over 10,000 students conservatively.

This is why I'm here. This is why I'm here at this point after my bedtime, because I want to speak for these kids. I am very concerned about this community. I am very concerned about the fact that I'm hearing that the initial landfill didn't have a full liner, and that it's over an aquifer. This could effect our drinking water, this could effect our air for sure.

In the final Environmental Impact Report that I read, Chapter 18.5 said the superior alternative for our air quality is to do nothing, to shut down this landfill. And I really want to appeal personally to you on behalf of my students. I have 200 students who look to me when they have tough times, and I'm looking to you. Would you have your kids in a school next to a



landfill? Please consider this. We need you to stand up for our kids. Thank you.

MS. MEISTER: My name is Nanette Meister, and I seed my entire time to Bryan Caforio.

MR. SMITH: Ma'am, there is no seeding of time. Ma'am, there's no seeding of time. You can yield your time, but we called the names. So he can have his two minutes, but not four.

MR. CAFORIO: Yeah. So thank you for being here today, Commissioners. My name is Bryan Caforio, attorney who lives in Santa Clarita. I was also the Democratic candidate for congress in this area that includes the Val Verde area and the entire Santa Clarita Valley. There are a lot of reasons to oppose the expansion of this dump.

The increased cancer and health risks that are detailed very clearly in the report that you have, the increased dramatic environmental effects that are detailed clearly in the report that you have. And also, the increased traffic which is not adequately discussed in this report.

The applicant is asking to accept more waste per day than any other landfill in the United States. And in fact, more than any other landfill in the world except for one in South Korea. The way you bring that



much waste to this facility is by bringing trucks, lots and lots of dump trucks and garbage trucks through our community. I don't know if you have driven through the traffic very frequently on the 5, the 14, the 210, the 126. It's really bad already.

We don't need hundreds or thousands of new garbage trucks driving each day, every day making this even worse. You, if you approve this are sentencing the workers in this community to more time away from their families.

It is your job, the supervisor's job and elected officials' job to try and improve our congestion problem, not make it worse. Please stand up for the people in this community. I urge you to shut this facility down.

MR. SMITH: Thank you.

MR. CLARK: Hi, I'm Chris Clarke, and I yield my time to Sara Sage.

MR. SMITH: Thank you.

MS. SAGE: My name is Sara Sage and I'm a Val Verde resident. I'm also on the Val Verde Civic Association. Today I'm speaking as an individual and I'm also speaking on behalf of the Val Verde Civic Association. I wanted to talk about PM 2.5, PM 10 in the Environmental Impact Report and how allowable levels



of PM 2.5, PM 10 will be exceeded for the lifetime of the project.

Mike Dean stated earlier this evening we will continuously be improving and expanding. This means that levels of PM 2.5 and other particulate matter will also increase for the people who live and work around Chiquita Canyon Landfill.

This brings me to another point Mike Dean made regarding the lack of notice of violations. Current AQMD resources and standards make it difficult for residents to report. They require three calls in one hour or six within 24 hours in order to send an inspector. The inspector lives in Diamond Bar. After that he has to confirm six smells.

And he also has to confirm that smell comes from the landfill. It makes it very hard for a population of 2,400 people to coordinate this type of thing. My question to you is what will change if you approve this landfill? What will change this time? How will this be different? How will our air quality be assured that we, our children won't be breathing this?

Santa Clarita nonattainment zone for PM 2.5 and lead and methane and other airborne pollutants and trucks emitting all of these pollutants will be increasing through Santa Clarita Valley. A lower carbon

footprint would be achieved by using the superior alternative. If Chiquita's permit application is not approved by this board, then the superior alternative can be used.

Doing nothing to transport will allow you to transport literal waste, literal waste at a much lower carbon footprint. I want to say one last thing. You gave us two minutes and I want to thank you for that. We gave you 45 years. Do your job. Close Chiquita Canyon Landfill. Thank you very much.

MR. SMITH: I just want to confirm those are the last cards, Mr. Glaser. I just want to confirm that's the end of the cards?

MR. GLASER: Yes, those are all the speakers that were called.

MR. SMITH: Thank you all. I sincerely appreciate everyone's time and patience and respect. Clearly this is a conversation that needs to continue. This is a very important conversation. There are a lot of concerns and there are a lot of unanswered questions. We -- I -- my sense is that we're going to need to continue this conversation.

Please, we're racing the clock, we're past the clock. I want to turn it over to the commissioners to say a few words if they have any before we make a



motion on this.

Unfortunately we need to -- we are already past our time. We need to move on. We are going to continue this which will allow you an opportunity to speak. This is not the end of the opportunity to speak. This is the end of this hearing for this evening.

MR. MODUGNO: If I may. Thank you all for attending. Those who don't know, I've lived in Santa Clarita for an excess of 30 years. I have grandchildren in Santa Clarita, I group up right over the hill in the San Fernando Valley, in the City of San Fernando. I've been part of this community for a long period of time.

I do represent this community, and I appreciate both my fellow commissioners for making the drive. This is the closest hearing I've ever had to my home so I don't have to drive back. I appreciate the comments. We had a lot of information, we've had a lot of participation.

We were handed this evening on our tables when we arrived additional information dated today. We've had no opportunity to review it. The three PowerPoint presentations that were presented, there was a lot of new information in that which we have never seen. I would suggest that those PowerPoint presentations be put on our website, that the



information that was provided this evening put on our website.

If any of you were not able to speak and have written comments, please turn them in. We will continue -- if you cannot attend the continued hearing which most likely will be in downtown Los Angeles, we would -- I would suggest that you have an opportunity to provide your comments in writing.

There were a number of comments that the applicant who would have a ten minute rebuttal time, I think will take far more than ten minutes to conscientiously answer. I would request that answers to many of the questions and comments that were heard this evening be put in the writing and also posted on our website.

This is an important decision that we're going to have to make. We don't want to make it in hesitancy. I would like also the County to provide us information in terms of the current CUP and what the terms of that CUP were, what sort of comments, commitments were made or understood within that process.

What were the conditions of the clean hands waiver that allowed for the continuation of it? We were all in -- able to take a tour this afternoon of the facility, brief as it was. I'm not quite sure how much



of that land has always been continuous ownership of the applicant, if any pieces of that land were acquired in a subsequent purchase for some additional expansion. What was the expectation of that?

I think there are just lots of questions. I got probably half an hour of questions of my own, just Post-its on the Final Environmental Impact Report and on the conditions which were written. So we need additional information. This is an important decision.

It is one that we want to do as much input and time to make a valid decision. It will be -- whatever decision is made is certainly appealable to the Board of Supervisors. I'd like some information also on Sunshine Canyon. I live closer to Sunshine Canyon. I pass it every single day as I go to work.

Many times because of the congestion on the I-5 I come around on the 126 to return, and then take a very long circuitous route to get home because of that congestion. I'd like to know about Sunshine Canyon in terms of its closure and what impact that closure might have. When that's concluded, where is that trash going to go and that traffic going to go?

So there's a lot of questions to be asked. But again, I think the more information we can get posted on the website -- and again many of you will not

make the trip to Los Angeles during the day. But please feel free to make sure that you get your comments in. If you have any additional comments, they can be provided to the -- to staff.

If you brought written comments this evening, please get them turned in. Those will all be provided to us. We will not make a decision until we have a chance to review all of that. But that's sort of my comment request. And I appreciate your enthusiasm this evening. Sometimes a little embarrassing as a resident, but again, enthusiasm is enthusiasm.

We do hear this at other hearings. I have my short drive home. I know the others have a long drive home. But I also really appreciate staff. That if possible. We might try to see if we can get remote testimony which we've done for a number of our hearings that -- our cases out in Antelope Valley. And that's very possible to look into.

Unfortunately I think many of us would probably stay longer, but the school district absolutely wants us out of here at 10:00 o'clock. And we got to get some clean up done as well. So I would request if others have a comment to basically see if we get a date certain for a continuation of this.

MR. GLASER: Yes. We would recommend



April 19th.

MR. MODUGNO: So if that's acceptable to others, I would make a motion that we continue this hearing to April the 19th. It will be at 9:00 a.m. at the Hall of Records at downtown Los Angeles. You can enjoy my commute which goes to that every Wednesday morning.

MR. SMITH: We have a motion. Do we have a second?

MS. SHELL: I.

MR. SMITH: We have a motion and a second. I just want to take a quick opportunity before we go. I do appreciate Commissioner Mr. Modugno's comments. I agree with what's been said. I do like him have many, many questions, but a couple that I wanted to call out in particular and ask our staff to lift up and to highlight when they come back, when we come back in April.

And everything that Commissioner Modugno listed was on my list. I wanted to add two items. I would like to have a conversation and make sure that we talk about schools and proximity to schools that -- and so that we have an understanding of which schools are where and what those impacts look like.

I also -- we heard a couple of comments



alluding to some really ambitious zero waste goals in other cities, and I'd like a quick update on what the County's policy is and how that compares to other jurisdictions as part of that next report.

So with that -- and I guess I'm also going to ask staff -- I very much want to arrange for remote testimony so the folks that can't -- aren't able to make the drive down can -- somewhere here and provide remote testimony. So I'd like to add that to the friendly request to staff. So with all that said, we have a motion and we have a second.

All in favor?

MR. MODUGNO: I.

MS. SHELL: I.

MR. LOUIE: I.

MR. SMITH: We're actually not done with the hearing yet. We finished that item, but there are other items on our agenda. We need to move real quickly to get out of here. So I know folks want to talk to us, but I have to ask you to please step back because we're still -- April 19th. The clarification, item has been continued to April 19th. I would like -- excuse me. Thank you. We're still -- thank you.

We are continuing the hearing. We are now moving on to item 6 on our agenda this evening. This is



public comment. Do we have any card -- any public comment cards this evening? Okay. We're going to continue public comment as well. Do we need to do a motion to that effect?

MR. SHELL: So moved.

MR. SMITH: All in favor?

MR. MODUGNO: I.

MR. LOUIE: I.

MR. SMITH: I.

Great. Call for a review. Hearing none. Any last minute reports? Hearing none, with that we are adjourned. Thank you.

(WHEREUPON THE PROCEEDINGS CONCLUDED AT 9:50 P.M.)

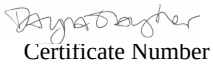
CERTIFICATE
OF
CERTIFIED SHORTHAND REPORTER

The undersigned certified shorthand reporter of the State of California does hereby certify:

That the foregoing proceedings were taken before me at the time and place therein set forth.

That the proceedings were recorded stenographically by me and thereafter transcribed, said transcript being a true copy of my shorthand notes thereof.

In witness whereof, I have subscribed my name this date: March 15, 2017.



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