

MARIN COUNTY HAZARDOUS & SOLID WASTE
MANAGEMENT JOINT POWERS AUTHORITY

AB 939 LOCAL TASK FORCE

Wednesday, June 3, 2009
Suite 200-A Conference Room
65 Mitchell Blvd., San Rafael

8:30 -10:00 AM

AGENDA

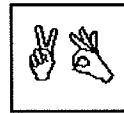
Call to Order.

- 1) Open Time for Public Comment.
- 2) Approval of the May 6, 2009 JPA Local Task Force Minutes (Action – 5 Minutes).
- 3) MarinRecycles.org Review (Discussion – 75 minutes)
- 4) Nondisposal Facility Element Amendment (Information – 10 minutes).
- 5) Adjourn.

Next Meeting will be held on July 1, 2009 at 8:30 AM.

The full agenda including staff reports can be viewed at
www.marinrecycles.org/mins_agendas.cfm

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Contact the County's Waste Management Division, at 499-6647 for more information

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**MARIN COUNTY HAZARDOUS & SOLID WASTE
MANAGEMENT JOINT POWERS AUTHORITY**

AB 939 Local Task Force Meeting
Wednesday, May 6, 2009
Suite 200-A Conference Room
65 Mitchell Blvd., San Rafael

MINUTES

MEMBERS PRESENT

Trip Allen, Sierra Club
Ramin Khany, Redwood Landfill
Jon Elam, Tamalpais CSD
Tamara Hull, Sustainable San Rafael
Tania Levy, Unincorporated Area
Loretta Figueroa, Almonte Sanitary District
Tom Gaffney, Ross Valley Cities
David Haskell, Sustainable Marin
Steve McCaffrey, Redwood Empire Disp.

MEMBERS ABSENT

Greg Christie, Bay Cities (Alternate)
Terry Cosgrove, San Rafael
Patricia Garbarino, Marin Sanitary
Matt McCarron, Novato

STAFF PRESENT

Michael Frost, JPA Staff
Eric Lueder, JPA Staff
Alex Soulard, JPA Staff

OTHERS PRESENT

Judy Schriebman, LGVSD
Roger Roberts, Marin Conserv. League
Crise de Tournay Birkham, Bd. of Sups.
Casey Mazzoni, Mazzoni and Associates
Ray Holmes, Marin Sanitary Service

Call to Order. The Local Task Force (LTF) meeting came to order at 8:31 AM.

1. Open Time for Public Comment. No comments received.
2. Approval of the April 1, 2009 JPA Local Task Force Minutes. M/s Gaffney to approve the April 1, 2009 meeting minutes. Motion approved unanimously.
3. Legislative Update. Staff reported that the Executive Committee reviewed two plastic bag fee Assembly Bills, AB 87 and AB 68, and submitted two letters of support at their April 15, 2009 meeting. Roger Roberts stated that the bills have been combined and are moving forward as AB 68, which has incorporated the stronger language that was part of AB 87. Additionally, staff updated the Task Force on SB 55, which would expand the California Redemption Value program to additional shapes and types of plastic, and AB 473 that requires multifamily dwellings (5 or more units) to arrange for recycling. Task Force members raised concerns about applying the CRV to containers that are not collected or readily recyclable by all haulers, but discussed that a change in the fee could drive the markets and recyclability of materials. Members also questioned whether all apartment complexes already have recycling in Marin. Staff reported that some buildings owners do not provide recycling receptacles due to

space constraints or management issues and are not required to do so. The committee had no further questions, comments or recommendations regarding the legislation.

4. Nondisposal Facility Element LTF Responsibilities. Staff reported that as part of Redwood Landfill's permit revision, the on-site composting facility identified under the same permit, triggered California Integrated Waste Management Board (CIWMB) staff to request the Nondisposal Facility Element be updated to reflect the changes. As part of the update the document must identify all permitted facilities used within and outside of Marin for non disposal related purposes. The Local Task Force's responsibility is to provide comments within a 90 day period before the document is approved by the JPA Board and submitted to the state. Staff informed the Task Force they would be receiving the document shortly for their comment period. The Task Force clarified the purpose of the document, its historical significance as part of the Integrated Waste Management Plan, and the process staff will take in drafting the document.
5. Staff Report on Activities. At the request of LTF members, staff presented the list of activities and programs that are currently part of the work plan. Staff opened the floor to questions from the Task Force in order to provide clarification on staff duties. A couple of members commented the list was a good way to see staff's current work load, but wanted more data on the Local Task Force's role and how they could expand the scope of the JPA and provide more power to the Task Force. Staff reported that the purpose of the LTF is advising the JPA on the adequacy of Marin's Integrated Waste Management Plan and review associated documents. The LTF is an advisory group and as such has no budget or management authority. Due to community interest in expanding programs the scope of the LTF has been expanded to provide recommendations on specific issues that arise. Staff reported the Executive Committee is recommending to the Full Board \$50,000 be budgeted next year for public education as requested by the LTF. Some members exhibited frustration with the current method of staff providing reports to the Executive Committee and felt they need more direct contact with the JPA Board members.

The Task Force requested that they review the JPA's website at the following meeting and have a role in looking at the greater waste management picture instead of focusing on individual issues. The Task Force discussed the possibility of having a representative speak about recommendations at Executive Committee meetings. No Task Force member felt qualified to represent the group's consensus.

6. Adjourn. – Next meeting scheduled for June 3, 2009 at 8:30am.

MARIN COUNTY HAZARDOUS AND SOLID WASTE MANAGEMENT JOINT POWERS AUTHORITY

Belvedere:
George Rodericks

Corte Madera:
David Bracken

Date: June 3, 2009

County of Marin:
Matthew Hymel

To: Local Task Force Members

Fairfax:
Michael Rock

From: Alex Soulard

Larkspur:
Jean Bonander

Re: Nondisposal Facility Element Amendment

Mill Valley:
Anne Montgomery

At the May 6, 2009 Local Task Force Meeting staff notified you the California Integrated Waste Management Board (CIWMB) has requested the JPA amend its Nondisposal Facility Element (NDFE).

Novato:

As required by State law (Attached), the Local Task Force will have 90 days from receiving the document to review and submit comments. Comments should be in written form and submitted to staff. Comments received will be forwarded to the JPA Board and to the California Integrated Waste Management Board (CIWMB) along with the amended NDFE.

Ross:
Gary Broad

San Anselmo:
Debbie Stutsman

San Rafael:
Ken Nordhoff

The document identifies facilities that are required to be permitted as Solid Waste Facilities but are not disposal facilities such as materials recovery facilities, compost facilities, and transfer stations. The NDFE may also discuss other utilized resources such as Redwood Empire Disposal's recycling facilities in Santa Rosa.

Sausalito:
Adam Politzer

Tiburon:
Margaret Curran

The NDFE will be placed on the JPA Board agenda later this year for approval. Once approved by the JPA Board the document will be sent to the CIWMB, which will have 30 days to determine the completeness of the amendment.

Attachment

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PUBLIC RESOURCES CODE

SECTION 41732-41736

41732. (a) City, county, and regional agency nondisposal facility elements prepared pursuant to Section 41730, 41731, or 41750.1, as the case may be, shall include a description of any new solid waste facilities and the expansion of existing solid waste facilities that will be needed to implement the jurisdiction's source reduction and recycling element and to thereby meet the diversion requirements of Section 41780. The nondisposal facility element may include the identification of specific locations or general areas for new solid waste facilities that will be needed to implement the jurisdiction's source reduction and recycling element.

(b) In complying with the requirements of subdivision (a), the jurisdiction shall utilize the pertinent information that is available to it at the time that the nondisposal facility element is prepared.

41733. Nondisposal facility elements prepared pursuant to this chapter shall include all solid waste facilities and solid waste facility expansions, except disposal facilities and transformation facilities, which will recover for reuse or recycling at least 5 percent of the total volume of material received by the facility. Transfer stations which recover less than 5 percent of the volume of materials received for reuse or recycling shall be included in the element. However, the portions of the element describing these facilities shall not be subject to board approval.

41734. (a) (1) Prior to adopting or amending a nondisposal facility element, the city, county, or regional agency shall submit the element or amendment to the task force created pursuant to Section 40950 for review and comment.

(2) Prior to adopting or amending a regional agency nondisposal facility element, if the jurisdiction of the regional agency extends beyond the boundaries of a single county, the regional agency shall submit the element or amendment for review and comment to each task force created pursuant to Section 40950 of each county within the jurisdiction of the regional agency.

(b) Comments by the task force shall include an assessment of the regional impacts of potential diversion facilities and shall be submitted to the city, county, or regional agency and to the board within 90 days of the date of receipt of the nondisposal facility element for review and comment.

41735. (a) Notwithstanding Division 13 (commencing with Section 21000), the adoption or amendment of a nondisposal facility element shall not be subject to environmental review.

(b) Local agencies may impose a fee on project proponents to fund their necessary and actual costs of preparing and approving amendments to nondisposal facility elements.

41736. It is not the intent of the Legislature to require cities and counties to revise their source reduction and recycling elements to comply with the requirements of this chapter. At the time of the five-year revision of the source reduction and recycling element, each city, county, and city and county shall incorporate the nondisposal facility element and any amendments thereto into the revised source reduction and recycling element.
