

Enforcement Advisory Council

Solid Waste Management through Partnership

Meeting Minutes

May 6, 2021

Virtual/Teleconference

Meeting Called to Order at 9:00 A.M

I. Introductions:

Michael Condon	Chair, Southern Roundtable
Kim Haas	Co-Vice Chair, Northern Roundtable
Absent	Co-Vice Chair, Bay Area Roundtable, CCLHO
Will Scheffler	North Central Roundtable
Absent	South Central Roundtable
Dee Hanson Lugo	South Western Roundtable
Bryan Sousa	Northern City LEAs
David Thompson	Southern City LEAs
Absent	CCDEH
Mark de Bie	CalRecycle
Paulina Lawrence	CalRecycle
Wes Mindermann	CalRecycle
Kim Sellards	CalRecycle
MaryKay Shafer	CalRecycle
Nevin Yeates	CalRecycle
Martin Perez	CalRecycle
Cathy Blair	CalRecycle
Carley Bartlett	CalRecycle
Sharon Anderson	CalRecycle
Dana Hachigian	CalRecycle
Sharon Anderson	CalRecycle

II. Agenda Review (Late Additions)

None

III. Approval of Previous EAC Minutes

January 27, 2021 minutes approved

IV. EAC Resolutions, Status, & Updates

A. Ralph Hunter Memorial Award

No Ralph Hunter Memorial Award nomination have been received yet. The EAC Chair will purchase the plaque for the 2019 award recipient (Jeffrey Marshall). Discussion occurred as to whether a treasurer role may be necessary to manage the remaining funds from the GoFundMe account. The Southern Cities Chair asked if the \$120 in the account necessitated the need for a treasurer.

After discussion it was determined that tracking of the remaining funds would occur through the EAC meeting minutes. A reminder all-LEA email will be sent out to remind LEAs of the nomination period of June 30th.

B. EAC Structure and Procedures

The EAC Chair provided proposed updated language for the Council's structure and procedures: "Meetings will may occur 6 times a year" and "Meetings can be held in-person or virtually."

C. Sampling Protocols/Alternatives Training

The Southwestern LEA Chair asked if CalRecycle will have trainings for SB 1383 (virtually or in-person). CalRecycle stated that the guidance document on sampling protocols is currently available on the SB 1383 implementation webpage. Following further discussion, the CalRecycle Deputy Director stated that an all-LEA email would be sent out to LEAs reminding them to initiate conversations with their operators regarding sampling protocols.

Discussion occurred regarding the potential need for RFI amendments to identify areas designated for sampling. A comment was made that updating facility records should be updated but ensure the changes do not go beyond regulation.

D. Virtual Technical Training Series Feedback

The SB 1383 organics session was good, and the TTS overall was good. The breakout sessions were noted as being very helpful. CalRecycle stated that the next TTS is tentatively scheduled for Fall 2022. A suggestion was made that recorded sessions would be helpful for the future. In addition, recorded sessions would allow an LEA to view two sessions of interest occurring at the same time.

V. CalRecycle Discussion Items

A. Deputy Director's Report

CalRecycle funding Summary

\$25 million are budgeted to fund the diversion of materials for both public and private institutions.

\$10.4 million have been set aside for recycling plastics glass and clothing, which will be distributed among 6 businesses.

27,000 tons of recycled material now goes into new produces as part of California Climate Funding.

\$9.5 million are budgeted for the removal of bottles and cans from oceans, streets, and landfills. 42 cities will be receiving these funds. 426 billion bottles and cans are estimated to be recycled as a result of this funding.

\$3.7 million is budgeted for from tire enforcement for repairing roadways. 21 communities will receive these funds. 57 million waste tires are generated annually in California.

\$2 million is budgeted for replacing single use products with reusable products. The initiative helps to move away from single use (mainly plastics) containers and packaging. These funds will be distributed to 4 CA businesses and non-profits.

DTSC and Treated Wood Waste (TWW)

Alternative management standards for TWW sunsetted in December 2020. The variance process has been developed with 46 landfills, 70 transporters (some are handlers and transfer stations) have received variances. Some new businesses have started specializing in TWW transport. CalRecycle is continuing to support DTSC in this area. A legislative solution to this issue in in the works. CalRecycle is intending to ask LEAs about the management of TWW at upcoming roundtables. CalRecycle also stated that LEAs should be provided the variance if they see TWW handling at solid waste operation of facility.

COVID-19

CalRecycle is beginning to look at developing guidance regarding our current “mid-COVID” timeframe and moving forward. This guidance would address how inspections are being approached, including site visits and field work. CalRecycle is looking to share this guidance within the next month and potentially at the upcoming spring Roundtables.

B. Regulation Updates

AB 318 – Hazardous Waste Classification of Green Waste. This bill applies mainly to cannabis waste, on/before Jan 1, 2023. DTSC is developing an approach to characterize cannabis waste (green waste or organic waste). CalRecycle is watching the bill with more information to come at the upcoming roundtables.

SB 619 – This organic waste bill has been re-referred back to the appropriation committee. The bill states will delay imposition of penalties on jurisdictions from 2023 to 2024. In 2023 CalRecycle will only be able to impose a penalty on an operator if the local jurisdiction has not imposed a penalty. The bill hints at a “good faith effort” on the part of the jurisdiction.

Other bills being watched include TWW and secondary TWW bills, lithium batteries bill, and an Environmental Justice Bill.

C. SB 1383 Implementation Update

SB 1383 – Facility guides and Q&As have been published on the CalRecycle website for the following: Composting Facilities, AD Facilities, and Transfer/Processing Facilities. The Transfer/Processing document summarizes MO (mixed organics) and SSO (source separated organics) measurement approaches and determining the sum of organics for recovery and disposal. Organic waste recovery measurements determine the sum of organics diverted from landfill as well as the sum of organics destined for disposal.

The LEA Central webpage’s news and activities section has been updated with the published rulemaking comments and responses. CalRecycle has published a calculator tool for jurisdictions for procurement. There is also a recorded procurement webinar on the page. Presentations will be added to their respective webpages as they are produced.

D. Illegal Dumping Update

The statewide illegal dumping technical advisory committee update was provided by CalRecycle. The update provided online resources to address illegal dumping and summarized the Illegal Dumping Statewide virtual Conference hosted by Alameda County on April 21-23. The IDTAC is comprised of four subcommittees: strategy, enforcement, outreach, and standards. The next steps will be for the subcommittees to continue developing priorities and recommendations. The full IDTAC meeting will be held on May 26, 2021, which anyone may attend. A GIS map is available to help identify local resources for addressing illegal dumping in a geographic area.

E. Training Update

CalRecycle staff Beatrice Poroli recently retired. CalRecycle would like to receive input from LEAs on topics for upcoming trainings. Trainings currently in development include Permit Actions and an overview of the 3-Part Test. Closure plan training at the TTS had to be cancelled and will be developed as a stand alone training to be conducted later.

VI. Public Comment Period

No public comments.

VII. Schedule Next EAC Meeting and Close Meeting

Next EAC meeting is set for August 25, 2021

Tentative future EAC meeting dates: November 10, 2021

It was also noted that the current term for the EAC Chair will end in November 2021.