

Enforcement Advisory Council

Solid Waste Management through Partnership

Meeting Minutes

April 20, 2022

Virtual/ Teleconference

Meeting Called to Order at 9:00 AM

I. Introductions:

Kim Haas	EAC Chair, Northern Roundtable
Rachel Cheng	Representing Bay Area Roundtable
Suzie Dawley	North Central Roundtable
Esther Canal	South Central Roundtable
Absent	Southwestern Roundtable
Mike Condon	Southern Roundtable
Paul Harden	Northern City LEAs
Daron Warkentin	Southern City LEAs
Absent	CCLHO
Jeffrey Marshall	CCDEH

Paulina Lawrence	CalRecycle
Wes Mindermann	CalRecycle
Cathy Blair	CalRecycle
MaryKay Shafer	CalRecycle
Jeff Hackett	CalRecycle
Lea Gibson	CalRecycle
Leta Forland	CalRecycle
Dana Hachigian	CalRecycle
Trisha Moore	CalRecycle
Steven Sander	CalRecycle
Kate Wilkins	CalRecycle
Marcus Santillano	CalRecycle

II. Agenda Review (Late Additions)

No late agenda items submitted.

III. Approval of Previous EAC Minutes

Minutes from the November 10, 2021, meeting sent to CalRecycle for review at this time.

IV. EAC Resolutions, Status, & Updates

A. Air Curtain Burners

Several counties are looking to use air curtain burners (ACBs). CalRecycle shared there is no guidance at this time, internal discussions are ongoing. Butte County asked if there was any information needed from the Local Enforcement Agencies (LEA). CalRecycle indicated location ACB would be placed would be helpful, as the state is looking at ways to use ACBs to cut down on fuel. In addition, looking to see how ACBs fit into a circular economy. Butte County shared their Board of Supervisors is pushing the use of air curtain burner to assist with fuels reduction in the wildland urban interface areas of the county as well as producing biochar. CalRecycle added, LEAs could let the department know what the local air district has approved.

B. Ralph Hunter Memorial Award plaque follow-up

EAC Chair, prior to the Technical Training Series discussions on the plaque. County of San Diego shared plaque will be delivered to the Ralph Hunter Memorial Award recipient, question on how to cover the shipping cost of \$9.95. Cost of plaque increased. Donations for upcoming 2021 Ralph Hunter Memorial Award were discussed, will need to look into creating another GoFundMe account, previous account created by Will Scheffler. CalRecycle suggested setting the goal to cover the costs of the award for two years (2021 and 2022). EAC Chair will look into a GoFundMe account.

C. Technical Training Series Feedback

City of San Diego commented that some sessions were missed, following up now on recorded sessions. Would have liked to have Zoom sessions recorded. County of San Diego commented that the Load Check session went very well. Butte County asked, can we have the operators view some of the trainings? CalRecycle advised if the operators signed up for the Technical Training Series, they could view the trainings through the Attendee Hub, which will be available through June 30, 2022.

V. CalRecycle Discussion Items

A. Deputy Director Report

CalRecycle's mission statement: Protecting California's environment and climate for the health and prosperity of future generations through the reduction, reuse and recycling of California resources, environmental education, disaster recovery and the transition from a disposable to a fully circular economy.

Co-Digestion Grant Program (FY 21/22 and 22/23), funds are available to build new and expanded food waste co-digestion projects at existing wastewater treatment plants. Eligible

applicants: local governments, cities, counties, and cities and counties, regional or local sanitation agencies, waste agencies, or Joint Powers Authorities. Eligible projects: design, construction, and installation of new and expanded food waste co-digestion systems at existing publicly owned wastewater treatment plants. Project Requirements: must be located at an existing publicly owned wastewater treatment plant, have an existing anaerobic digestion system with excess digestion capacity, must either have an existing food waste receiving station with excess capacity on-site or propose to construct a new or expanded food waste receiving station that allows for direct receipt of food waste into the anaerobic digester(s), project must demonstrate an increase in permanent capacity for the co-digestion of food waste as a result of the grant and project must co-digest food waste and utilize the biogas that is generated to produce transportation fuel, renewable electricity, heat, or biomethane for pipeline injection. Funding available: \$19,000,000 for fiscal years (FYs) 21/22 and 22/23, \$1,000,000 Minimum and \$4,000,000 Maximum per grant award. Website <https://calrecycle.ca.gov/fy202123/> Applications are due by May 19, 2022.

Mindy McIntyre is CalRecycle's new Chief Deputy Director, replacing Ken Da Rosa.

Senate Bill 343, Environmental Advertising

Material characterization is required to be completed, with results published by January 1, 2024. This includes a contracted portion of work to be performed at appropriate sites, such as large volume transfer and processing facilities. Webinar presented on May 25, 2022, for facilities of interest with a post-webinar survey to collect site-specific information. Information will be used to develop site-specific sampling plans. LEA assistance may be requested to volunteer a facility to participate for site material characterization study. Questions can be sent to wastechar@calrecycle.ca.gov.

The CalRecycle refreshed website launched March 24, 2022. Homepage features key messages and information about LEAs important work and CalRecycle's progress on their mission, the website was migrated to the sleeker new state template. The website revision project will now be faster because WordPress is being used. Future changes will be updating and redesigning the content of the entire website; updated pages will be published when finished.

B. Regulation/Legislative Updates

Assembly Bill 1857, Garcia: Would repeal the provision authorizing the inclusion of not more than 10% of the diversion through transformation.

Assembly Bill 1956, Mathis: Would create a 5-year woody biomass rural county collection and disposal pilot program. Bill would require CalRecycle to award funding to participating counties with total population of less than 250,000 for conducting community collection days when individuals could dispose of woody biomass and other source-separated biomass free of charge.

Assembly Bill 659, Mathis, amended: Existing law requires fines to be doubled if the waste matter was used tires. Bill would require fines to be doubled if the waste matter was a livestock carcass.

Assembly Bill 2601, Garcia: The California Integrated Waste Management Act of 1989 prohibits a regional water quality control board from issuing a waste discharge permit for a new landfill, or a lateral expansion of an existing landfill, that is used for the disposal of

nonhazardous solid waste if the land has been primarily used at any time for the mining or excavation of gravel or sand, except as specified.

Assembly Bill 2613, Rivas: Bill would require CalRecycle to establish a pilot project, until January 1, 2028, that would make grants available only to farmers and ranchers and for the purposes of the program, as described.

Senate Bill 1204, Wieckowski: Bill would make a non-substantive change to the definition of biochar.

C. Senate Bill 1383: Implementation Resource Updates

New resources for Senate Bill 1383 implementation:

Measure Frequency –clarifies the requirement for operators in performing measurements during the operating period.

Co-located Sites Guide – clarifies the measurements at a transfer/processing facility or operation with a co-located activity.

Alternative Pickup Frequency Guide

Alternative Measurement Protocol Rubric – aid in the review of alternative measurements.

Questions and Answers for Facilities – new questions and answers for transfer/processing facility/operation measurement requirements; department issued waivers.

Gray Container Classification Guide – clarifies whether a collected material stream is a gray waste stream, mixed waste organic stream, or another stream type.

Status Impact Report (SIR) Guide – summarizes required components of the SIR, timeline and key deadlines for SIR approval. Landfill operators must submit their SIR to CalRecycle.

Updated “Frequently Asked Questions (FAQ)” on Assembly Bill 1826 webpage. Updated FAQ as some stakeholders did not realize that information applies to any collection stream, e.g., trash (gray), recycling (blue), and organics (green).

New Questions and Answers on Senate Bill 1383 requirements for the procurement of recovered organic waste products and recycle-content paper. Weblink:

<https://www.calrecycle.ca.gov/organics/slcp/faq/recycledproducts>.

Procurement Requirements Webinar - CalRecycle will host a webinar on May 3rd: how jurisdictions are implementing Senate Bill 1383 procurement requirements. Webinar will highlight ways jurisdictions are coordinating their procurement efforts, offer different ways to utilize procured compost and mulch, and information on setting up agreements with direct service providers. GoToWebinar Link:

<https://attendee.gotowebinar.com/register/8152675731461830160>; For questions please contact: SLCP.Organics@calrecycle.ca.gov.

Recycling and Disposal Reporting System (RDRS) reporting opens on May 1, 2022, and closes May 30, 2022, for compost sites. CalRecycle clarified the gray container screens was in an early version of the draft regulations, in the final regulations, if it is only a landfill the operator does not screen. Gray containers heading to a transfer station will need to be screened.

San Diego County shared the “Questions and Answers” documents have been very helpful. They provide the documents to operators.

D. Illegal Dumping Task Force Technical Advisory Committee (IDTAC)

Second Annual Virtual Statewide Conference on Illegal Dumping is happening now, April 19-21. The event is being recorded. Community cleanups are shared/encouraged this Friday, April 22, Earth Day.

- Conference discusses best practices for addressing illegal dumping for urban, suburban, and rural communities. “Three E's Strategy” – Education, Eradication, Enforcement.
- CalRecycle presenting on their role in enforcement; also showcasing Enforcement Agencies, Local Enforcement Agencies, Tire Enforcement Agencies, various grants, and the Solid Waste Information System (SWIS) database.
- IDTAC Chair, Larry Sweetser will be reintroducing the IDTAC from last year's conference.
- Conference/registration link: <https://www.eventbrite.com/e/2nd-annual-virtual-statewide-conference-on-illegal-dumping-tickets-196129216767>
- Next IDTAC meeting will be June 8, 2022. Agenda topics to include an update from Caltrans on their Clean California program, Google Litter Insights Platform, enforcement, legislative updates, Assembly Bill 2374. Crimes against public health and safety: illegal dumping, and subcommittee and CalRecycle updates.
- Resources/Toolbox webpages on the CalRecycle IDTAC website; Listserv, meeting, and contact info available: <https://calrecycle.ca.gov/illegaldump/>.
- Several positions on IDTAC available on the following committees: strategy, outreach, standards and enforcement.
- Recycling and Disposal Reporting System (RDRS) – Second webinar on RDRS providing details to changes on reporting requirements pursuant Senate Bill 1383. Operations and data required to be reported regarding organic material recovery as well as screenshots of the “Organic Measurement” section in RDRS were included.

E. Recycling and Disposal Report System (RDRS): Enforcement

CalRecycle discussed the RDRS at the LEA Roundtables in 2019 and at the Technical Training Series. LEAs were asked poll questions: how familiar are you with the RDRS? Forty-seven percent (47%) were not familiar. How often are LEAs requesting to review records? Thirty-five percent (35%) frequently ask, Forty-five percent (45%) sometimes ask. Reminder to LEAs to look at RDRS records while conducting inspections. Several non-compliance letters were sent out to operators. CalRecycle will be following up on the letters and discussing this topic at the LEA Roundtables. LEAs should confirm what is being reported on RDRS is representative of what is observed by LEAs during routine inspections.

County of San Diego shared LEAs do not have any oversight on operator reporting to the RDRS, only on measurements done in review of records onsite. CalRecycle shared LEAs have access to public reports, also that a PDF is generated when an operator submits a report to RDRS. PDFs could be kept onsite (hard copy or electronic) for review by LEAs. Operators are collecting measurement data for mixed organics, is this data going into RDRS? All measurement data is reported in RDRS per CalRecycle. City of San Diego, asked if there is a list of operators who are not reporting?

CalRecycle shared a video on Senate Bill 1383 Organics, RDRS reporting will be released soon, and is directed at Transfer/Processing facility operators: FYI for LEAs. The organics measurements will have a new tab in RDRS, video shows what information is needed. Email and Listserve will be used to disseminate availability of video. City of San Diego shared the organics reporting is above and beyond LEA responsibilities.

RDRS training website: <https://calrecycle.ca.gov/swfacilities/rdreporting/training/> For RDRS questions or concerns email Steven Sander at steven.sander@calrecycle.ca.gov (Copy RDRS inbox: RDRS@CalRecycle.ca.gov)

F. Technical Training Series: Thank you

Virtual Technical Training Series (TTS) 2.0 concluded on April 7th 400 people registered, training sessions were recorded and available for viewing until June 30, 2022. CalRecycle would appreciate feedback on the training series—what is/is not working so improvements can be made for future trainings. Feedback can also be sent to Lea Gibson at:

Lea.Gibson@calrecycle.ca.gov.

CalRecycle thanked all who participated, attendees and the 2020 Steering Committee members. Recommendations from the 2020 Steering Committee were used to develop the agenda for the virtual TTS 2.0; CalRecycle will be reaching out for help plan the next technical training series. Next TTS will be a hybrid of in-person and virtual.

G. Solid Waste Information System: Updates

CalRecycle shared the new Solid Waste Information System (SWIS) Agency Portal has been live for 6 months. New module sections have been added to assist LEAs:

- *Sites*: new tabs added post closure plans, corrective action plans, and CEQA.
- *Agencies*: search feature for basic info for a specific agency (e.g., EPP, Hearing Panel, and Hearing Officers)
- *Activities*: new tabs added for Closed, Illegal, Abandoned (CIA)/Site Investigation Process (SIP)
- *Enforcement*: search feature for active enforcement actions in your jurisdiction
- *Permits*: search permits in your jurisdiction
- *California Environmental Quality Act (CEQA)*. Reports are available for LEAs to generate.

VI. Public Comment Period

No public comments.

VII. Schedule Next EAC Meeting and Close Meeting

Mike Condon has accepted a position with San Diego County Planning Department in the Land Use/Cannabis section.

Kim Haas made a motion for EAC Resolution 2022-03 to thank Mike Condon for his service on EAC, Daron Warkentin second the motion.

Next EAC meeting is July 27, 2022.