



Department of  
**Resources Recycling and Recovery**

**Jared Blumenfeld**  
*Secretary for  
Environmental Protection*

**Scott Smithline**  
*Director for CalRecycle*

July 12, 2019

Certified Mail: 7017 1450 0000 8595 0051

The Honorable Christine Marick  
Mayor  
City of Brea  
1 Civic Center Circle  
Brea, CA 92821

Subject: City of Brea's Notice of 60-Day Conferring Period for Potential Compliance Enforcement for Mandatory Commercial Organics Recycling Law Implementation

Dear Mayor Christine Marick:

On February 19, 2019, the Department of Resources Recycling and Recovery (Department) approved the Local Assistance and Market Development (LAMD) branch referral of the City of Brea (City) to the Jurisdiction Compliance Unit (JCU), Waste Permitting, Compliance & Mitigation Division, for an independent evaluation of the City's implementation of the Mandatory Commercial Organics Recycling (MORE) law (Public Resources Code (PRC) section 42649.8-42649.87) (Attachment).

This letter initiates the 60-day conferring period required by PRC Section 41825(c). The conferring period may last longer than 60 days; however, the Department must complete it prior to any further actions.

During the conferring period a full evaluation of the City's MORE program education, outreach, identification, monitoring, and if applicable enforcement efforts will be completed to assess whether the City has complied with the requirements of the law. Should the Department find that the City has not fully implemented the law, the Department will begin the process of considering whether issuance of a compliance order would be appropriate. Jurisdictions that fail to satisfy the conditions of a compliance order could be subject to a fine of up to \$10,000 per day.

(over)

To ensure that JCU's evaluation and analysis is complete, we ask that the City keep JCU up to date on any efforts taken to modify and/or change the City's MORE program during the evaluation.

Until further notice, JCU will be the City's primary contact for anything related to the MORE review and implementation of the MORE law. Issues or questions not related to MORE should continue to be directed to the City's LAMD contact.

A member of JCU will be contacting Gillian Lobo, Senior Management Analyst with an initial request for information regarding the City's MORE program. If you have any questions regarding JCU's MORE evaluation, please contact Alan Ilusorio at (916) 322-1896 or by e-mail at [Alan.Ilusorio@calrecycle.ca.gov](mailto:Alan.Ilusorio@calrecycle.ca.gov).

Respectfully,

**Original signed by Trevor O'Shaughnessy on July 12, 2019**

Trevor O'Shaughnessy, Manager  
Jurisdiction and Product Enforcement Section

Attachment: LAMD Signed February 19, 2019 Request for Approval

cc: Gillian Lobo, Senior Management Analyst, City of Brea  
Alan Ilusorio, JCU Supervisor, Department of Resources Recycling and Recovery  
Jocelyn Trejo-Arce, JCU Staff, Department of Resources Recycling and Recovery  
Case File