



March 25, 2020

Mr. Cody Oquendo
CalRecycle
Permitting and Assistance Branch
1001 I Street
Sacramento, CA 95814

Dear Mr. Oquendo:

SUBJECT: COLD CANYON LANDFILL (SWIS 40-AA-0004) REQUEST FOR EMERGENCY WAIVER OF STANDARDS FOR OPERATING HOURS, AND MAXIMUM DISPOSAL RATE RELATED TO EXECUTIVE ORDERS N-25-20 AND N-33-20

Introduction

Cold Canyon Landfill, Inc. (CCL) is requesting an emergency waiver of standards for several items described herein because of the State of Emergency established by the California Governor's Executive Order N-25-20, related to the threat of the COVID-19 virus outbreak, and subsequent Executive Order N-33-20. A waiver is allowed under Title 14 of the California Code of Regulations (CCR), Section (§)17210.

Reasons for Requesting and Emergency Waiver

CCL has prepared this request for an emergency waiver in anticipation of potential employee illnesses and consequences of the "stay-at-home" requirements of Executive Order N-33-20. The potential disruptions from these events could include the following:

- 1) Should a significant proportion of local hauling company employees fall ill or be absent related to childcare issues for school closures, the remaining employees would temporarily need to work longer hours to collect waste and recyclables. As a result, the following may occur:
 - i) CCL may need to extend its hours of operation to accommodate the local hauling company collecting trash over extended hours.
 - ii) CCL may need to dispose of commingled waste and recyclables to accumulate the local hauling company needing to collect both waste and recyclables in the same collection vehicle.
- 2) Should material recovery facilities that accept commingled recyclables close due to (1) employee illness, (2) shutdown of manual sorting because of the risk exposure to COVID-19 contaminated materials, or (3) receiving facilities stop accepting baled commodities, CCL may need to dispose of commingled recyclables and baled commodities.



- 3) Should organic waste (green and/or food-waste) receiving facilities close due to employee illnesses or absences related to childcare issues for school closures, CCL may need to dispose of this material to prevent harborage of vectors and other nuisances.

Implementation of this waiver may not be required, although, CCL intends to have a waiver in place should it be needed.

Regulatory Requirements for this Waiver Request

The scope of a request for an emergency waiver is described in Title 14 of the California Code of Regulations (CCR), Section (§) 17210.3(b). The following lists the items that are required to be addressed under the referenced section.

- (1) A listing of the solid waste facility permit's terms and conditions to be waived to facilitate recovery and disposal of disaster debris.*

Operating Hours

To accommodate the potential for extended hours, CCL is requesting this emergency waiver of the operating hours. Table 1, on the following page, summarizes the currently permitted operating schedule and proposed schedule.

Maximum Disposal Rate

Table 1 (on the following page) shows that the quantity that would be disposed in the landfill would be increased to include the MRF and organic materials. Either a portion or all of the recyclables and organic material capacity could be diverted to the landfill. The total for the site would not change.

- (2) A statement of the remaining disposal capacity of the solid waste facility at the time of the request.*

The permitted gross (including closure cap, waste, daily cover, intermediate cover and liner volumes) airspace capacity is 23,900,000 cubic yards. As of February 29, 2020, the remaining gross air space is approximately 13,100,000 cubic yards.¹

¹ Calculated by Lawrence & Associates for the upcoming 5-year permit review application, based on the January 21, 2019 physical survey, projected to February 29, 2020 based on gate tonnage since the physical survey.



Table 1
Summary of Emergency Hours Modification

ITEM	VALUE	REQUESTED CHANGE
Maximum Acceptance Rate for Disposal (tons per day)	1,650, excluding MRF tons ¹	2,050, including MRF tons
Maximum Acceptance Rate for Recyclables Processing (tons per day)	400, excluding tons lanfilled ¹	None ³
Operating Days ²	7 days/week	None
Landfill Public Disposal Hours	7:00 AM – 5:00 PM	None
Landfill Franchise Hauler Disposal Hours	7:00 AM – 5:00 PM	5:00 AM – 7:00 PM
Landfill Ancillary Hours	7:00 AM – 5:30 PM	5:00 AM – 7:00 PM
RRP & HHW Hours	7:00 AM – 5:00 PM	7:00 AM – 10:00 PM
MRF Hours - Material Receipt	7:00 AM – 5:00 PM	5:00 AM – 10:00 PM
MRF Hours – Processing	7:00 AM – 10:00 PM ⁴	Same ⁵

Notes:

- 1: The Solid Waste Facilities Permit allows tonnage up to 2,050 tons per day which includes tonnage delivered to the MRF (400 tpd).
- 2: Closed on major holidays.
- 3: Would be included in waste tonnage either partially or entirely depending on conditions.
- 4: May be operated 7 days per week. Doors must be closed between 5:00 PM and 10:00 PM.
- 5: May open doors and receive materials until 10:00 PM.

(3) A description of all facility-related diversion programs and on-site recycling facilities.

The facility utilizes a resource recovery park for public recycling as described on Page 4-5 and Page 10-1 *et seq.* of the Joint Technical Document (JTD) for the facility, green-waste chipping and grinding operation as described on Page 10-4 of the JTD, and contains a MRF as described above and as described in Appendix EE of the JTD.² In addition, the landfill accepts solid waste suitable for beneficial re-use.

(4) A listing of locally approved temporary transfer or processing sites to be used to store disaster debris for future reuse or recycling.

There is no anticipated need for temporary transfer or processing sites, as this waiver applies only operating hours, burial of recyclables, and burial of organic waste.

² Lawrence & Associates, August 2014 (rev December 2016), *Joint Technical Document, Cold Canyon Landfill, San Luis Obispo, California.*



COLD CANYON
LANDFILL

As required by Title 14 CCR §17210.4, CCL understands the following are true for the landfill and MRF with regard to the waiver:

- (1) CCL holds a valid operating permit for both the landfill and MRF.
- (2) The waiver will not result in conditions that pose a threat to public health and safety or to the environment.
- (3) CCL will continue to implement, to the extent feasible, diversion programs to maximize diversion through reuse, recycling, or composting of disaster-related waste, as described above.

Title 14 CCR §17210.5 would require that CCL submit a written report to the Enforcement Agency (EA) every 90 days from the effective date of the waiver describing the amount, jurisdiction of disaster debris, and other information regarding waste tonnage. We understand that recyclables that were not previously disposed or other unanticipated waste streams as a result of the COVID -19 emergency are considered disaster debris and must be recorded and reported under this section. CCL will track and report these wastes. In addition, if requested, CCL will track and report the following:

- (1) Actual days and hours that the facility operates outside of the permitted hours.
- (2) Days and tons of waste and recyclables that exceed 1,650 tons per day disposed in the landfill.
- (3) Days and tons of recyclables and organics diverted directly from the MRF to the landfill.

Please contact me at Matthew.Knowlson@WasteConnections.com or call me at (805) 720-2753 if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Matthew Knowlson', with a long horizontal flourish extending to the right.

Matthew Knowlson
Landfill Manager

cc: Ms. Kate Shea, San Luis Obispo County, Department of Planning and Building
Mr. Jamie Deutch, Rincon Consultants, Inc.
Ms. Jordan Haserot, Central Coast Regional Water Quality Control Board
Mr. Jeff Clarin, San Luis Garbage Company
Mr. Tom Reilly, Waste Connections