

Permitting & Assistance Branch Staff Report
Revised Solid Waste Facilities Permit for the
One Stop Landscape Supply Center, Inc.
SWIS No. 36-AA-0308
February 13, 2024

Background Information, Analysis, and Findings:

This report was developed in response to the San Bernardino County Division of Environmental Health Services, Local Enforcement Agency's (LEA) request for the Department of Resources Recycling and Recovery (Department) concurrence on the issuance of a proposed revised Solid Waste Facilities Permit, Compostable Materials Handling Facility Permit (SWFP), for the One Stop Landscape Supply Center, Inc., SWIS No. 36-AA-0308, located in the city of Redlands within San Bernardino County and owned by the Curti Family Trust and operated by One Stop Landscape Supply Center, Inc., Louis Curti, Owner/Operator. A copy of the proposed SWFP is attached. This report contains Permitting & Assistance Branch (PAB) staff's analysis, findings, and recommendations.

The proposed SWFP was initially received on December 29, 2023. New proposed SWFPs were received on January 3, 2024 and February 5, 2024. Action must be taken on this SWFP no later than April 5, 2024. If no action is taken by April 5, 2024, the Department will be deemed to have concurred with the issuance of the proposed revised SWFP.

Proposed Changes:

The following changes to the first page of the SWFP are being proposed:

Parameter	Current Permit (1994)	Proposed Permit
Name and Street Address of Facility	One Stop Landscape Supply (Center) Composting Facility 13024 San Timoteo Canyon Road Redlands, CA 92373	One Stop Landscape Supply Center, Inc. NW portion of APN 294-071-01. Access to facility approximately 0.6 miles South of San Timoteo Canyon Rd. on Refuse Road, Redlands, CA 92373
Name and Mailing Address of Operator	One Stop Landscape Supply Center, (Inc.) - Louis Curti, President 13024 San Timoteo Canyon Road Redlands, CA 92373	One Stop Landscape Supply Center, Inc. Louis Curti, Owner/Operator P.O. Box 9388 Redlands, CA 92375
Name and Mailing Address of Owner	One Stop Landscape Supply Center, (Inc.) - Louis Curti, President	Curti Family Trust P.O. Box 9388 Redlands, CA 92375

Parameter	Current Permit (1994)	Proposed Permit
	13024 San Timoteo Canyon Road, Redlands, CA 92373	
Permitted Operations	Composting Facility (Agricultural, construction/demolition, sewage sludge, and wood mill waste)	Composting Facility (Feedstock restricted per the RCSI)
Permitted Hours of Operation	<p>Open to Public*: 7:00 AM to 5:00 PM Mon. - Sat. (except holidays)</p> <p>Hours of Site Activities*: 7:00 AM to 5:00 PM Mon. - Sat. (307 days/year)</p> <p>Site Closed: Fourth of July, Thanksgiving Day, and Christmas Day</p> <p>* The LEA may modify these hours at the request of the operator. The request shall be made by the operator in writing at least 30 days in advance of implementation.</p>	<p>Open to the public: 7:00 AM to 5:00 PM Monday - Saturday (except holidays)</p> <p>Hours of site activities: 7:00 AM to 5:00 PM Monday - Saturday (307 day/year)</p> <p>Site Closed: Independence Day, Thanksgiving Day, Christmas Day</p>
Permitted Maximum Tonnage	<p>The maximum capacity= Total ingredient wastes sufficient to yield 500 Tons Per Day (TPD) of finished product compost. (Except that this facility shall not accept more than 250 TPD of sewage sludge without first obtaining a revised SWFP, site CUP revision, and CEQA review). (Non-enforcement/information item only: Approximate average daily ingredients= 25 TPD agricultural, 50 TPD soil, 200 TPD sewage sludge, 25 TPD wood).</p>	<p>500 Tons Per Day (TPD)</p> <p>Maximum 250 TPD of sewage sludge may be accepted.</p>
Permitted Traffic Volume	(See Transportation Plan approved April 8, 1991) Maximum of 10 Incoming	Maximum of 10 Incoming vehicles per day with sewage sludge

Parameter	Current Permit (1994)	Proposed Permit
	vehicles per day with sewage sludge	
Design Capacity	500 cubic yards	500 tons per day

Other Changes include:

1. Updating the following sections of the permit: Legal Description of Facility, Findings, Prohibitions, documents that describe and/or restrict the operation of the facility, Self Monitoring, and Enforcement Agency (EA) Conditions.
2. Incorporate an updated Report of Composting Site Information.

Key Issues:

The proposed SWFP will allow for the following:

1. Updating the facility name and address;
2. Updating the name and mailing address of the operator and owner; and
3. Correcting the design capacity units from cubic yards to tons per day.

Background:

This composting facility recycles agricultural wastes, soil, sewage treatment plant sludge, food waste, and wood wastes into a variety of soil amendments. The composting is by the windrow sequential process. The siting of the facility was chosen to take advantage of the routing of the normal waste stream flows entering the San Bernardino County operated landfill (San Timoteo Sanitary Landfill) located on an adjacent parcel. Both the landfill and the composting facility share a common access roadway. Construction began on this facility in 1986 and the final work was completed in 1990. The original intent of this project is the same as it is today, which is to encourage the recycling of waste materials into a variety of useful soil amendments.

Findings:

Staff recommends concurrence in the issuance of the proposed revised SWFP. All of the required submittals and findings required by Title 27 of the California Code of Regulations (27 CCR), Section 21685, have been provided and made. Staff has determined that the California Environmental Quality Act (CEQA) requirements have been met to support concurrence. The findings that are required to be made by the Department when reaching a determination are summarized in the following table. The documents on which staff's findings are based have been provided to the Branch Chief with this Staff Report and are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

27 CCR Sections	Finding
21685(b)(1) LEA Certified Complete and Correct Report of Facility Information	Acceptable: The LEA provided the required certification in their permit submittal letter dated December 29, 2023.
21685(b)(2) LEA Five Year Permit Review	Acceptable: A Permit Review Report (PRR) was prepared by the LEA on November 29, 2023. The LEA provided a copy to the Department on November 29, 2023. The changes identified in the PRR are reflected in the proposed revised SWFP.
21685(b)(3) Solid Waste Facilities Permit	Acceptable: Staff received a proposed Solid Waste Facilities Permit on February 5, 2024.
21685(b)(4)(A) Consistency with Public Resources Code (PRC) 50001	Acceptable: The LEA provided a finding in the proposed SWFP received on February 5, 2024 that the facility is consistent with PRC 50001. Permitting & Assistance Branch (PAB) staff found that the facility is identified in the Nondisposal Facility Element.
21685(b)(8) Operations Consistent with State Minimum Standards	Acceptable: WEEB staff in the Inspections and Enforcement Agency Compliance Unit found that the facility was in compliance with all operating and design requirements during an inspection conducted on February 8, 2024. See Compliance History below for details.
21685(b)(9) LEA CEQA Finding	Acceptable: The LEA provided a finding in their permit submittal package received on December 29, 2023, that the proposed SWFP is consistent with and supported by the existing CEQA documentation. See Environmental Analysis below for details.
21650(g)(5) Public Notice and/or Meeting, Comments	Acceptable: A Public Informational Meeting was held by the LEA on November 27, 2023. No comments were received by LEA or Department staff. See Public Comments below for details.
CEQA Determination to Support Responsible Agency's Findings	Acceptable: The Department is a responsible agency under CEQA with respect to this project. PAB staff has determined that the CEQA record can be used to support the Branch Chief's action on the proposed revised SWFP.
21570(g) Disadvantaged Community Public Meeting	Acceptable: PAB staff determined that the facility is not located within one mile of a disadvantaged community (DAC) as defined pursuant to section 39711 of the Health and Safety Code.

Compliance History:

WEEB staff in the Inspections and Enforcement Agency Compliance Unit conducted a pre-permit inspection on February 8, 2024 and found that the facility was in compliance with applicable state minimum standards and permit conditions.

Below are the details of the facility's compliance history based on the LEA's monthly inspection reports during the last five years:

- 2023 (December) – 2021 (February) – No violations were noted.
- 2021 (January) – One violation of 14 CCR 17868.3.1(a) - Physical Contamination Limits.
- 2020 (December) – 2019 (January) - No violations were noted.

All violations were corrected to the satisfaction of the LEA.

Environmental Analysis:

Under CEQA, the Department must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed SWFP before the Department concurs in it. In this case, the Department is a Responsible Agency under CEQA and must make a determination as to whether this revised SWFP is categorically or statutorily exempt or additional CEQA analysis is necessary.

The changes that will be authorized by the issuance of the proposed SWFP include: updating the facility name and address; updating the name and mailing address of the operator and owner; and correcting the design capacity units from cubic yards to tons per day.

The City of Redlands prepared a Notice of Exemption on October 18, 2023. The LEA has determined that, pursuant to 14 CCR, Section 15301, this permit application would fall under Categorical Exemption, Class 1 – Existing Facilities. This Categorical Exemption allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use, beyond that existing at the time of the lead agency's initial approval of the project. The Notice of Exemption was filed with the San Bernardino County Clerk on October 18, 2023.

Department staff conducted a preliminary review to determine whether a Categorical Exemption is adequate for the Department's concurrence on this revised SWFP. Department staff made the finding/determination that a Categorical Exemption, 14 CCR, Section 15301 – Existing Facilities was adequate for the Department's concurrence of this revised SWFP. Staff's finding is based on the premise that there is "negligible or no expansion of existing or former use" beyond that existing at the time of the lead agency's determination.

Staff recommends that the Department, acting as a Responsible Agency under CEQA, prepare a Notice of Exemption, based on the Categorical Exemption for existing facilities, to be filed with the State Clearinghouse after the Department's concurrence of the revised SWFP in that the proposed SWFP is to be issued to an existing facility that will not expand or significantly change its operations beyond that existing. Further, there are no grounds under CEQA for the Department to prepare an environmental document or assume the role of Lead Agency for its consideration of the proposed revised SWFP.

Department staff further recommends the Categorical Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within the Department's expertise and authority, or which are required to be carried out or approved by the Department.

The administrative record for the decision to be made by the Department includes the administrative record before the LEA, the proposed revised SWFP and all of its components and supporting documentation, this staff report, the Notice of Exemption, and other documents and materials utilized by the Department in reaching its decision on concurrence in, or objection to, the proposed revised SWFP. The custodian of the Department's administrative record is Ryan Egli, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

Public Comments:

The project document availability, hearings, and associated meetings were noticed consistent with the SWFP requirements. The LEA held a public informational meeting on November 27, 2023, virtually through the Microsoft Teams platform. No members of the public were in attendance. No comments were received by the LEA or Department staff.

Department staff provided an opportunity for public comment during the CalRecycle Monthly Public Meeting on January 16, 2024. No comments were received by Department staff.

Attachment: Proposed Revised SWFP