

**RIVERSIDE COUNTY  
SOLID WASTE MANAGEMENT ADVISORY COUNCIL  
(COUNTYWIDE LOCAL TASK FORCE)**

**AGENDA**

**May 21, 2015  
1:00 p.m.**

**(12:30 p.m. – Lunch will be served to Members)**

**Location: Riverside County Waste Management Department  
14310 Frederick Street  
Moreno Valley, CA 92553**

<u><b>ITEM</b></u>	<u><b>PAGE</b></u>
1. CALL TO ORDER AND INTRODUCTIONS	
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4. DISCUSSION ITEMS	
A. Land Application of un-composted Material Update	
5. ACTION ITEMS	
A. Assembly Bill 45: Curbside Household Hazardous Waste Collection..... (opposed unless amended)	4 - 8
6. PUBLIC COMMENTS	
7. ANNOUNCEMENTS	
8. ADJOURNMENT	

Note: The Advisory Council may take action on any of the published agenda items. Non-exempt materials related to an item on this agenda submitted to the Solid Waste Management Advisory Council (Countywide Local Task Force) after distribution of the agenda packet are available for public inspection at the Waste Management Department during normal business hours. Such documents are also available on the Waste Management Department's website at [www.rivcowm.org](http://www.rivcowm.org) subject to staff's ability to post the documents before the meeting.

In compliance with the American with Disabilities Act and Government Code Section 54954.1, if special assistance is needed to participate in a committee meeting, please contact the Riverside County Waste Management Department at (951) 486-3200. Notification of at least 48 hours prior to the meeting time will assist staff in assuring that reasonable arrangements can be made to provide accessibility at the meeting.

**RIVERSIDE COUNTY  
SOLID WASTE MANAGEMENT ADVISORY COUNCIL  
(LOCAL TASK FORCE)**

**Minutes**

**March 19, 2015**

**PRESENT**

David Fahrion  
Bob Magee  
Richard O’Neill  
Miguel Arciniega  
Ella Zanowic  
Frankie Riddle  
Julie Reyes  
Simon Housman

**REPRESENTING**

IEDA  
County Sup. 1<sup>st</sup> District  
Engineering  
County Sup. 5<sup>th</sup> District  
WRCOG  
CVAG  
City of Moreno Valley  
County Sup. 4<sup>th</sup> District

**ABSENT**

Ed Campos  
Richard Schmid  
Bruce Scott  
Jeff Van Wagenen  
Rob Moran  
Jordan Ehrenkranz  
Katie Barrows  
Mike Gardner  
Curtis Showalter  
Armando Villa

**REPRESENTING**

IEDA  
Agriculture  
Agriculture  
EDA  
EDA  
WRCOG  
Environmental  
City of Riverside  
City of Corona  
City of Temecula

**ALTERNATES**

Dale West  
Chris Cunningham  
Marty Rosen

City of Temecula  
IEDA  
County Sup. 5<sup>th</sup> District

**GUESTS**

Archie Washington  
Kathy Lynch  
Paul Ryan  
Joanne Lee  
Mark Moreau  
David Harich  
Jennifer DiCiano  
Dan Noble

City of Riverside  
CR&R  
IEDA  
CRWQCB  
IEDA  
WMI  
WRCOG  
Assoc. of Compost

**STAFF**

Greg Reyes  
Bonnie Dierking  
Ron Bray  
Hans Kernkamp  
Joe McCann  
Angela Dufresne  
Ryan Ross  
Elizabeth Thompson  
Frances Zamora

Environmental Health/LEA  
Environmental Health/LEA  
Agri. Commissioner’s Office  
Waste Management Dept.  
Waste Management Dept.  
Waste Management Dept.  
Waste Management Dept.  
Waste Management Dept.  
Waste Management Dept.

**VIA TELECONFERENCE**

Lesley Graves  
Johnny Gonzalez  
Bob Holmes

SWRCB  
SWRCB  
CalRecycle

**AGENDA ITEM 1**

**CALL TO ORDER AND INTRODUCTIONS**

The meeting was called to order at 1:05 p.m. by First Vice-Chairman Simon Housman, with self-introductions.

**AGENDA ITEM 2  
COMMENTS FROM MEMBERS**

None.

**AGENDA ITEM 3  
APPROVAL OF FEBRUARY 19, 2015 MINUTES**

Simon Housman asked if there were any deletions, additions or corrections to the February 19, 2015 meeting minutes; hearing none, on the motion of Ella Zanowic, seconded by Marty Rosen, the minutes were unanimously approved as submitted. The minutes were filed.

*Note: The following discussion items were taken out of order and Item 5.B. was presented first.*

**AGENDA ITEM 5  
DISCUSSION ITEMS**

**A. Pest/Disease Transmission and Environmental Impacts from land Application of un-composted Material**

Hans Kernkamp reviewed the following five options discussed at the last meeting:

1. Status Quo
2. Increase quality standards on non-composted greenwaste
3. Ban on all land application of imported non-composted greenwaste
4. Future ban on all land application of non-composted greenwaste (2020)
5. Immediate ban on all land application of non-composted greenwaste

Hans Kernkamp asked about the implementation of the state regulations to address the quality standards for non-composted green material. Bob Holmes stated that CalRecycle is in the process of completing their review of comments received during the initial public comment period. He said they will be making changes and revisions to the text, which will go out for an additional comment period, and should be out within the next couple of weeks. They should be completed with the process by October 2015. Mr. Holmes said these are considered to be state minimum standards so local jurisdictions always have the right to develop something more stringent as long as it does not conflict with state regulations.

Hans Kernkamp reviewed the following additional options:

1. Declaration of State of Emergency (funding and resources)
2. Reach out to CHP and request Commercial Truck Inspections (require permitted disposal destination)
3. Quarantine North Riverside area
  - Incentivize composting for material from this area

Greg Reyes said the easiest option from an enforcement standpoint would be an outright ban. Mr. Reyes said outside of a state of emergency he does not know how the ban would be funded.

Simon Housman said it is also important to get assistance from the tribes because this is a problem for them also as they have investments in agriculture. Mr. Reyes said LEA only has regulatory control over sites in the County, and does not address land or the incorporated areas.

After discussing various options, on the motion of Bob Magee, seconded by Simon Housman, and duly carried by unanimous vote, the Advisory Council made the following recommendation. That the Board of Supervisors:

1. Send a letter to the Governor declaring a state of emergency with the beetle infestation
2. Consider a quarantine on current affected area of the County
3. Consider an outright ban on importation of uncomposted greenwaste
4. Direct staff to notify known chip & grind facilities that the County is considering this ban and why

On a separate motion by Simon Housman, seconded by Frankie Riddle, the Advisory Council unanimously agreed to urge the Board of Supervisors to look towards increasing our capacity for composting sufficient to deal with this material over the next five years.

**B. Assembly Bill 45: Curbside Household Hazardous Waste Collection**

Lisa Thompson presented a power point presentation and reviewed this item with the Advisory Council. She said AB 45 would require a “one size fits all” approach to Household Hazardous Waste Management. It would establish curbside collection as the principal means of collecting household hazardous waste, taking away local control and decision-making. Ms. Thompson discussed staff’s concerns, and described Riverside County’s current Household Hazardous Waste Program as well as future plans for additional programs.

Hans Kernkamp said that the biggest hurdle is that it is a door-to-door collection program for household hazardous waste, and when improperly disposed of, creates a health and safety issue. For jurisdictions there is a significant investment to run a program like that. Ms. Thompson said the biggest concern is that it makes curbside door-to-door pick up the only method of collection.

**ITEM 5  
PUBLIC COMMENTS**

None.

**ITEM 6  
ANNOUNCEMENTS**

None.

**ITEM 7  
ADOURNEMENT**

The meeting was adjourned at 2:25 p.m., and the next meeting was scheduled for May 21, 2015.

HK:fz

*Hans W. Kernkamp, General Manager-Chief Engineer*

**SUBMITTAL TO THE SOLID WASTE MANAGEMENT ADVISORY COUNCIL  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**FROM:** Waste Management Department

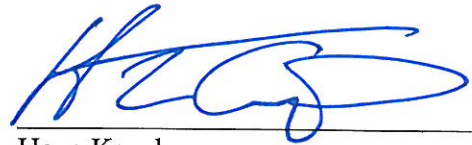
**SUBMITTAL DATE:** May 21, 2015

**SUBJECT:** Assembly Bill 45: Curbside Household Hazardous Waste Collection - OPPOSE  
UNLESS AMENDED

**RECOMMENDED MOTION:** That the Riverside County Solid Waste Management Advisory Council/Local Task Force (LTF) send the attached letter taking a position of OPPOSING UNLESS AMENDED to Assembly Bill 45, which requires that curbside household hazardous waste be the “principal means of collecting household hazardous waste and diverting it from California’s landfills and waterways”.

**BACKGROUND:**

This bill would enact legislation that would state that curbside, door-to-door, residential pickup of household hazardous waste is the principal method of collection. (Continued)



Hans Kernkamp  
General Manager-Chief Engineer

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**MINUTES OF THE SOLID WASTE MANAGEMENT ADVISORY COUNCIL**

On the motion of \_\_\_\_\_, seconded by \_\_\_\_\_, and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

**Ayes:**

**Nays:**

**Abstain:**

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Diane Sloan  
Executive Assistant

**LTF Submittal**

**May 21, 2015**

**AB 45: Curbside Household Hazardous Waste Collection**

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At this time, staff is recommending the LTF take an “oppose unless amended” position as curbside collections should not be forced upon local jurisdictions. Depending upon the locale, there may be other more cost effective and well attended services, such as temporary collection events and permanent collection facilities (many of which have already been built at considerable expense). Clarifying language should be added to the bill that allows for local control and flexibility in managing this waste stream; not dictating that curbside should be the principal method of collection.

The Riverside County Board of Supervisors has already sent formal letters taking an oppose unless amended position and staff recommends that the LTF send a similar letter.

Support:

Eli Lilly and Company

Biocom

Biotechnology Industry Association

California Cable & Telecommunications Association

California Healthcare Institute

TechNet

Opposition:

Riverside County Board of Supervisors

California Product Stewardship Council

California State Association of Counties

Alameda County Board of Supervisors

Cities of Burbank, Diamond Bar, Lawndale, Paramount, Roseville, Santa Monica, and Torrance

Counties of San Bernardino and Tulare

Marin County Board of Supervisors

Lincoln Police Department

Los Angeles County

Los Angeles County Integrated Waste Management Task Force

Rocklin Police Department

Roseville Police Chief

Rural County Representatives of California

Placer County Board of Supervisors

Sacramento County Board of Supervisors

Santa Clara County Board of Supervisors

Opposition (cont'd):

Solid Waste Association of North America, California Chapters

Stanislaus County Board of Supervisors

Urban Counties Caucus

Western Pacer Waste Management Authority



COUNTY OF RIVERSIDE

May 21, 2015

The Honorable Luis A. Alejo, Chair  
Assembly Environmental Safety and Toxic Materials Committee  
State Capitol Building, Room 2117  
Sacramento, CA 95814

**RE: AB 45 (Mullin) – Household Hazardous Waste  
As Amended on April 23, 2015 – OPPOSE UNLESS AMENDED  
Referred to the Assembly Environmental Safety and Toxic Materials**

Dear Assembly Member Alejo:

On behalf of the Riverside County Solid Waste Management Advisory Council/Local Task Force (Task Force), I write to respectfully express our opposition, unless amended, to AB 45 by Assembly Member Kevin Mullin. The Task Force is a 22-member body whose diverse membership includes representatives of supervisorial districts, cities whose population exceeds 100,000, Western Riverside Council of Governments, Coachella Valley Council of Governments, the waste management industry, the environmental community, and the agriculture industry. The Task Force considers a broad scope of waste management and recycling issues in its efforts to advise the County Waste Management Department and the Board of Supervisors in ensuring a coordinated, cost-effective, and environmentally sound solid waste management system in Riverside County.

This bill would require jurisdictions to create a household hazardous waste (HHW) base line and to meet a 15% diversion requirement for HHW collection. The bill also allows the Department of Resources, Recycling and Recovery (Cal Recycle) to create a model ordinance for a comprehensive HHW diversion program. The Task Force recognizes the need to increase collection and ensure for the proper management of HHW, as these products, when improperly disposed of, create a health and safety issue for our communities. However, we have strong objections to the approach outlined in this bill.

Cities and counties are currently required to prepare, adopt, and submit to Cal Recycle a Household Hazardous Waste Element (HHWE), which identifies a program for the safe collection, recycling, treatment, and disposal of hazardous wastes that are generated by households. The HHWE specifies how HHW must be collected, treated, and disposed. In addition, local jurisdictions are required to report to Cal Recycle how much HHW they collect annually. Thus, jurisdictions across the state have developed comprehensive programs to collect and manage HHW, each tailored to the needs of their respective community.

Many jurisdictions have implemented several different types of programs to increase convenience to the consumer. These methods include weekly HHW mobile events where residents can drop off their materials at a specified location, permanent collection centers, and door-to-door pickup service. However, due to the immense cost to manage HHW, local programs cannot afford to collect everything.

In addition to local programs, the State has required manufacturers of certain products, including paint, which is banned from our landfills, to create and fund a product stewardship plan for the end-of-life management of their product, commonly referred to as Extended Producer Responsibility (EPR). In this model, the manufacturer is required to fund and operate collection programs for the products they produce. In the instance of paint, manufacturers have come together to form a joint product stewardship organization that offers convenient collection at no cost to the consumer at many retail paint establishments, such as Sherwin Williams and Kelly Moore paint stores. Since its inception, the paint stewardship program has saved Riverside County over \$490,000.

In light of this demonstrated significant savings, the Task Force strongly supports the concept of EPR. While this model may not be appropriate for all products, EPR is an excellent tool to employ for the producers of toxic and expensive-to-manage products, requiring the industries that profit from these products to have a stake in their proper management and disposal. Furthermore, this model incentivizes producers to incorporate environmental considerations in their design process, creating healthier products that are less toxic to our environment.

We believe that AB 45 would have the opposite effect on California's HHW management system. Requiring local jurisdictions to increase diversion of HHW by 15% above a calculated base line amount, removes all incentive for the creation of additional EPR programs in California. HHW management is a very expensive process as these toxic products require very specific handling and local governments and tax payers should not have to bear the entire burden of managing these products. Furthermore, HHW is much different than municipal solid waste and creating targets for diversion is more complicated than household garbage. HHW includes a number of different products, including fluorescent lamps and tubes, various chemicals, sharps, pharmaceuticals and more. Households consume varying amounts of these types of products and hold onto them for varying amounts of time, thus making the development of a baseline difficult.

Finally, we do not agree with the assertion that a comprehensive HHW collection mandate by the State that in essence dictates curbside or door-to-door by default is desirable or preferred. It **should not** be the stated intent of the Legislature "to enact legislation that would establish curbside household hazardous waste collection programs, door-to-door household hazardous waste collection programs, and household hazardous waste residential pickup services as the principal means of collecting household hazardous waste and diverting it from California's landfills and waterways." While several jurisdictions have implemented these types of programs, they are often more expensive to the rate payer and more time intensive than other methods. We do not believe it is an effective use of CalRecycle resources to develop a model ordinance. CalRecycle currently manages a small HHW grant program to help local governments establish or expand HHW collection programs. We believe that resources would be better spent by augmenting this grant program to help jurisdictions increase hours of operation and frequency of collection events.



It is for these reasons that we must respectfully oppose AB 45 unless further amended to address the Task Force concerns.

Sincerely,

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Simon Housman, First-Vice Chairman  
Riverside County Solid Waste  
Management Advisory Council/Local Task Force