

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



718

FROM: Waste Management Department

SUBMITTAL DATE: August 9, 2004

SUBJECT: Riverside County Nondisposal Facility Element (NDFE) Amendment 2004-1 for Southern California Recycling

RECOMMENDED MOTION: 1) Open Public Hearing to consider adoption of Resolution 2004-361, approving Riverside County Nondisposal Facility Element (NDFE) Amendment No. 2004-1, in accordance with Section 18766 of the California Code of Regulations. 2) Following Public Hearing, Adopt Resolution No. 2004-361 approving Riverside County Nondisposal Facility (NDFE) Amendment No. 2004-1.

BACKGROUND: The Nondisposal Facility Element (NDFE), which is a required element of an Integrated Waste Management Plan, identifies and describes, at a minimum, existing and proposed facilities, other than landfills and transformation facilities, requiring a solid waste permit to operate. Nondisposal facilities are also those facilities that will be used by a jurisdiction to meet its diversion goals. The Riverside County NDFE, which was approved by the Board of Supervisors on November 29, 1994 through adoption of Resolution No. 94-398, identifies and describes those nondisposal facilities that will be needed to implement the Riverside County Source Reduction and Recycling Element.

Continued

Departmental Concurrence

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ -0-	In Current Year Budget:	-0-
	Current F.Y. Net County Cost:	\$ -0-	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ -0-	For Fiscal Year:	N/A

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

H. Kernkamp

FORM APPROVED
COUNTY COUNSEL

AUG 04 2004

BY *Lee A. Jurocar*

County Executive Office Signature

- Dep't Recomm.: Policy
- Per Exec. Ofc.: Policy
- Consent
- Consent

Prev. Agn. Ref.: _____ **District:** _____ **Agenda Number:** _____

12.3

**Submittal to the Board of Supervisors
Adopt Resolution No. 2004-361 for NDFE Amendment No. 2004-1
Southern California Recycling
Submittal Date: August 9, 2004
BOS Hearing Date: August 24, 2004
Page 2**

NDFE Amendment No. 2004-1 is an amendment to the Riverside County NDFE to include the identification and description of the Southern California Recycling facility, an existing outdoor recycling operation, located north of Varner Road on the northeast side of Interstate-10 at 29-250 Rio Del Sol in Thousand Palms of the Coachella Valley. The existing facility operates under Conditional Use Permit (CUP) No. 3252, which was originally approved by the Riverside County Board of Supervisors (BOS) on May 19, 1998. On October 21, 2003, the BOS approved CUP No. 3252, Revised No. 2, which allows for the recycling operation to expand from 6 acres to 25 acres on a 40-acre parcel, with approximately 10 acres designated for chipping and grinding of green and wood waste materials and for storage of the processed and unprocessed material in 25 concrete cells. Another 10 acres is designated for the processing/recycling of inert materials, with the remaining acreage being used for metal recycling and office. As approved, the facility will be allowed to accept 1,000 tons per day (tpd) of green and wood waste, 2,000 tpd of inert material, and 40 tpd of metals and white goods. No composting will occur on the project site, and no putrescible or other municipal solid wastes will be processed at the site.

In order to expand its operation, Southern California Recycling will be required to obtain a full permit from the Local Enforcement Agency (LEA) as a "conditional transfer station," which requires that the facility be identified and described in the County's NDFE in order to be found in conformance with the Riverside Countywide Integrated Waste Management Plan. NDFE Amendment No. 2004-1, to include the identification of Southern California Recycling, was first considered by the Riverside County Solid Waste Advisory Committee/Local Task Force (LTF) at its meeting on May 20, 2004, in accordance with California Integrated Waste Management Board (CIWMB) regulations, which require that the LTF consider the amendment to the NDFE before the BOS acts upon Resolution 2004-361 to adopt the amendment at a duly noticed public hearing. The LTF found that the amendment would not result in adverse regional impacts and would assist Riverside County in meeting its AB 939 diversion goals. As evidenced in the attached minutes, the LTF recommended that the BOS approve the proposed NDFE amendment.

The public hearing before the Board is being duly noticed in the *Press Enterprise* and the *Desert Sun* at least ten (10) days prior to the hearing scheduled for August 24, 2004. Within 30 days of approval by the BOS, Department staff will transmit the County's NDFE amendment to each of the cities within Riverside County. Department Staff is also required to transmit copies of the NDFE amendment to the CIWMB, along with a copy of the public notice(s) for the public hearing, a copy of the resolution adopted the NDFE amendment, and a copy of the LTF's comments. The CIWMB has a 60-day review period for consideration of approval of the amendment to the County's NDFE.

The NDFE and its amendments are not subject to the environmental review requirements of the California Environmental Quality Act.

1 WHEREAS, the Solid Waste Advisory Council/Countywide Local Task Force ("LTF")
2 considered NDFE Amendment No. 2004-1 on May 20, 2004, and found that the Amendment
3 would not result in adverse regional impacts and recommended that the Riverside County Board
4 of Supervisors approve the proposed Amendment; and,

5 WHEREAS, the LTF comments and recommendations are forwarded to the Riverside
6 County Board of Supervisors and to the CIWMB for their consideration; and,

7 WHEREAS, on August 24, 2004, the Riverside County Board of Supervisors held a duly
8 noticed public hearing to consider approval of NDFE Amendment No. 2004-1; and,

9 WHEREAS, the matter was discussed fully with testimony and documentation presented
10 by the public and affected governmental agencies; now, therefore,

11 BE IT FURTHER RESOLVED by the Board of Supervisors that NDFE Amendment No.
12 2004-1 describes Southern California Recycling, and that NDFE Amendment No. 2004-1 has
13 been prepared in compliance with State regulations; and,

14 BE IT FURTHER RESOLVED by the Board of Supervisors that NDFE Amendment No.
15 2004-1 assists the County in complying with Assembly Bill 939, the Act, and promotes reduction
16 in the amount of landfilled materials, thereby, extending the life of County landfills and
17 conserving natural resources; and,

18 BE IT FURTHER RESOLVED by the Board of Supervisors that it hereby approved
19 NDFE Amendment No. 2004-1 and authorizes its submittal to the CIWMB for final review and
20 approval.

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FORM APPROVED
COUNTY COUNSEL

AUG 05 2004

BY Lee A. Jindrac