Northern California LEA Technical Advisory Committee

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March 15, 2006

Ben Gale, Chair
CCDEH Solid Waste Policy Committee
1555 Berger Drive, Suite 300
San Jose, CA 95112-2716

18-MOUTH JOINT LEA/CIWMB STAFF INSPECTIONS

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SOLID WASTE LEA

During recent EAC meetings and the Northern TAC/Round Table meeting of February 16, 2006, the 18-month joint LEA and CIWMB staff inspections have been discussed. There appears to be some inconsistencies in the stated purpose, procedures, and results of these inspections.

Our TAC believes that CCDEH should request the CIWMB to clarify outstanding issues in writing, either in a letter or LEA Advisory. These issues include the following:

1. What is the purpose of these joint inspections?
2. Who receives copies of the CIWMB's inspection reports? Do they always or never go to the operator?
3. Do the CIWMB's inspection report violations contribute towards inclusion of a facility in the "Inventory of Solid Waste Facilities that Violate State Minimum Standards"?
4. Must the LEA staff and CIWMB staff inspection findings and subsequent reports be the same? What happens if they do not agree on findings (see Issue # 3)? Will the LEA's evaluation note this disagreement? Are there other factors to consider?

We appreciate your consideration in this matter. Please do not hesitate to contact me at 530/251-8176 should you have any questions.

Sincerely,

Ernest S. Genter

Ernest S. Genter, REHS
Past Northern TAC CCDEH Representative

C: Bill Prinz, EAC