LINDA S. ADAMS
SECRETARY FOR ENVIRONMENTAL PROTECTION

# CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

ARNOLD SCHWARZENEGGER
GOVERNOR

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • P.O. BOX 4025, SACRAMENTO, CALIFORNIA 95812-4025
(916) 341-6000 • WWW.CIWMB.CA.GOV

MARGO REID BROWN
CHAIR
MBROWN@CIWMB.CA.GOV
(916) 341-6051

SHEILA JAMES KUEHL
SKUEHL@CIWMB.CA.GOV
(916) 341-6039

JOHN LAIRD
JLAIRD@CIWMB.CA.GOV
(916) 341-6010

CAROLE MIGDEN
CMIGDEN@CIWMB.CA.GOV
(916) 341-6024

ROSALIE MULÉ
RMULE@CIWMB.CA.GOV
(916) 341-6016

GARY PETERSEN
GPETERSEN@CIWMB.CA.GOV
(916) 341-6035

February 10, 2009

Ms. Rebecca Lafreniere
Chair, Enforcement Advisory Council
Solid Waste Local Enforcement Agency (LEA)
County of San Diego Department of Environmental Health
9325 Hazard Way
San Diego, CA 92123-1217

Subject: Request for the CIWMB to clarify issues regarding the revised Permit Application Form (E-1-77) and Instructions for Completing the Application for Solid Waste Facility Permit/Waste Discharge Requirements (EAC Resolution 2007-02)

Dear Ms. Lafreniere:

This letter is in response to the Enforcement Advisory Council (EAC) workgroup memo received on January 8, 2009 that regards Resolution 2007-02.

The EAC workgroup memo includes options and solutions to the issues regarding the current Permit Application Form (E-1-77). The options include revising the regulations, preparing a guidance document and holding a workshop. It further indicates that the guidance to LEAs should include: 1) an indication on how information contained in the application should be utilized when writing a permit; 2) provide information on how to determine the reasonable amounts of ADC based on material types and waste disposal volumes; and, 3) BMPs on stockpiling and accounting practices for ADC and beneficial used materials.

Board staff will continue to address the issues and follow through on the workgroup's suggested options. Work is underway to revise the permit toolbox to include additional information on the relationship between the application and the permit written by the LEA. During the next scheduled training on the permit process, the issues relative to the application and permit will be further elaborated upon. The next opportunity to open the regulations to revise the application will be taken to address the option described in the memo. There is a need to complete the current review of the regulations relative to ADC use and BMPs before the Board can provide additional guidance in these areas.

Sincerely,

Ted Rauh, Program Director
Waste Compliance & Mitigation Program

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