DEPARTMENT: Public Works Department

BY: James J. Petropulos
PHONE: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION:

The Mariposa County AB939 Local Task Force met and reviewed the Countywide Integrated Waste Management Plan (CIWMP) and found it necessary to amend the Non-Disposal Facility Element (NDFE). Staff supports the AB939 LTF recommendation. The amendment of the Non Disposal Facility Element (NDFE) is to add the MSW (Mixed Solid Waste) Composting Facility to the NDFE. The existing NDFE does not identify the MSW Composting Facility and it is necessary for inclusion in the document to have accurate planning documents. The MSW Compost Facility permit process will also require a conformance finding of the facility in the NDFE prior to permit issuance.

Recommendation was made by the AB939 Local Task Force on October 30, 2003. A 90 day review period was required per regulations, and therefore the February 3, 2004 hearing date.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The CWIMP that included the NDFE was approved in 1996 based upon County review and CIWMB approval. Recently the Board acted to appoint a public member to the AB939 Task Force and the Task Force was convened to conduct the 5-year CIWMP review.

No other NDFE actions have taken place since

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Negative action will delay the amendment process, and create the potential for delays in the MSW Compost Facility permitting process.

Financial Impact? ( ) Yes ( ) No Current FY Cost: $
Budgeted In Current FY? [X] Yes ( ) No ( ) Partially Funded
Amount in Budget: $  
Additional Funding Needed: $  
Source:
Internal Transfer
Unanticipated Revenue
Transfer Between Funds
Contingency 4/5's vote
( ) General ( ) Other

Annual Recurring Cost: $  
List Attachments, number pages consecutively
1. NDFE Amendment Packet with maps and process.
2. Letter from the LTF
3. Existing NDFE showing change location
4. Resolution

CLERK'S USE ONLY:
Res. No. 54-45  Ord. No. ______
Vote - Ayes: ______  Noes: ______
Absent: ______
Approved ______
Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
Date: __________
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: ________
Deputy

COUNTY ADMINISTRATIVE OFFICER:
☑ Requested Action Recommended
____ No Opinion
Comments:

CAO: P.M.

Revised Dec. 2002
Resolution No. 04-45

STATE OF CALIFORNIA
COUNTY OF MARIPOSA
BOARD OF SUPERVISORS

A resolution adopting an amendment to the Non-Disposal Facility Element for Mariposa County

WHEREAS, the Board of Supervisors recognizes that it is in the public interest to enact and implement an integrated waste management plan to address the State's and the County's diminishing landfill space as well as emphasize the conservation of natural resources; and

WHEREAS, the County has prepared a Non-Disposal Facility Element in accordance with State requirements as issued in Title 14 of the California Code of Regulations; and

WHEREAS, the County's Non-Disposal Facility Element identifies solid waste facilities which can be used by the County to divert solid wastes from landfill sites; and

WHEREAS, on February 3, 2004 the Mariposa County Board of Supervisors conducted a duly noticed public hearing to receive and consider comments prior to adoption of the Final Draft Amendment to the Non-Disposal Facility Element; and

WHEREAS, the Final Draft Amendment Non-Disposal Facility Element has been prepared for Mariposa County,

NOW, THEREFORE, BE IT RESOLVED BY THE MARIPOSA COUNTY BOARD OF SUPERVISORS, that the Board of Supervisors adopts the Final Draft Amendment to the Non-Disposal Facility Element for Mariposa County.

ON MOTION BY Supervisor Pickard, seconded by Supervisor Bibby, this resolution is duly passed and adopted this 3rd day of February 2004 by the following vote:

AYES: STETSON, BALMAIN, BIBBY, PARKER, PICKARD

NOES: NONE

EXCUSED: NONE

ABSTAIN: NONE

GARRY P. PARKER, Chairman
Mariposa County Board of Supervisors

ATTEST:
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:
THOMAS P. GUARINO, County Counsel
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JIM PETROPULOS, Public Works Director
FROM: MARGIE WILLIAMS, Clerk of the Board
SUBJECT: AMENDMENT OF THE NON-DISPOSAL FACILITY ELEMENT OF THE COUNTYWIDE INTEGRATED WASTE MANAGEMENT PLAN
Resolution No. 04-45

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on February 3, 2004

ACTION AND VOTE:

10:11 a.m. Jim Petropulos, Public Works Director;
A) PUBLIC HEARING Relative to an Amendment of the Non-Disposal Facility Element (NDFE) of the Countywide Integrated Waste Management Plan (CIWMP) as Recommended by the AB939 Local Task Force (LTF) and in Compliance with the California Code of Regulations
BOARD ACTION: Jim Petropulos introduced the item. Steve Engfer/PWD-Solid Waste and Recycling Manager, presented the staff report, and he advised of corrections that were noted by Supervisor Bibby. He also advised that better maps will be used. The public portion of the hearing was opened. There was no public input. The public portion of the hearing was closed and the Board commenced with deliberations. Staff responded to questions from the Board relative to the five-year timeframe for updating this element; and whether there is a statutory requirement for updating the Source Reduction and Recycling Element. (M)Pickard, (S)Bibby, Res. 04-45 was adopted approving the Amendment of the Non-Disposal Facility Element, with the corrections. Staff responded to additional questions from the Board relative to the status of the Task Force and relative to the approval process at the State level of the Amendment. Ayes: Unanimous. The hearing was closed.

cc: Mary Hodson, Administrative Analyst
File