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DEPARTMENT OF  
PUBLIC WORKS

CITY OF SACRAMENTO  
CALIFORNIA

SOLID WASTE DIVISION

1231 I STREET  
SUITE 103  
SACRAMENTO, CA  
95814-2933

916-449-5757

July 12, 1988

Budget and Finance Committee  
Transportation and Community Development Committee

Honorable Members in Session:

**SUBJECT: COUNTY SOLID WASTE MANAGEMENT PLAN REVISION - 1988**

**SUMMARY:**

The County of Sacramento has prepared a revision to the Sacramento County Solid Waste Management Plan. This final draft has already incorporated comments of City Staff and the City/County Solid Waste Advisory Committee (SWAC). It is recommended that the joint committees approve the Draft County Solid Waste Management Plan Revision and forward it to full Council for final approval by adoption of the attached resolution.

**UPDATE FOR JULY 12, 1988:**

This report was heard by the joint committees at their meetings of June 28, 1988 and July 5, 1988. At the meeting of June 28, 1988 the committees requested it be resubmitted for further consideration on July 5, 1988. At the July 5, 1988 meeting, Councilmember Mueller proposed an amendment to the Draft County Solid Waste Management Plan Revision. The committees requested the matter be continued to the July 12, 1988 meeting to allow staff time to report on the proposed amendment. Because of agenda scheduling requirements, staff will provide a verbal report on the amendment proposed by Councilmember Mueller. The remainder of this report is virtually the same as the one presented at the July 5, 1988 meeting.

**BACKGROUND:**

At their meeting of June 8, 1988 the joint Committees of Budget and Finance/ Transportation and Community Development asked staff when a report on the Draft County Solid Waste Management Plan (CoSWMP) Revision would be brought to Committee. The Draft CoSWMP Revision had not been referred to staff. Upon checking with the County, Public Works staff determined that a letter transmitting the Draft CoSWMP to the City Council was received by the Council's office on April 22, 1988 (certified mail). At the time of writing this report, the Council's staff was not able to locate the document. Public Works staff has since obtained copies (attached) of the County's transmittal letter and the Final Draft CoSWMP Revision.

State law assigns to the County Board of Supervisors the responsibility for preparing, adopting, maintaining and implementing a comprehensive coordinated solid waste management plan in accordance with Government Code sections 66780 and 66780.5 and CCR Section 17100, ff. The County must involve the public in the preparation and revision of the solid waste management plan (that is the purpose of the City/County Solid Waste

Advisory Committee). Approval of the plan or revision is required by a majority of the cities within the county which contain a majority of the population of the incorporated area of the county (CCR Section 17147). The County shall submit a Preliminary draft to the cities for review and comment. The County shall then submit a Final Draft to the cities for approval. The cities have ninety (90) days to approve or disapprove of the plan or revision by resolution. If a city fails to act within the ninety (90) days, the city shall be deemed to have approved the plan or revision as submitted.

In December, 1986 the County of Sacramento requested comments from the incorporated cities on the areas of the 1983 CoSWMP which would require updating. The County staff began the CoSWMP revision process in the fall of 1987 with preparation of the CoSWMP Review Report. This report determined the need for a revision to the CoSWMP in accordance with applicable State regulations. The Review Report was submitted to the California Waste Management Board which determined the specific areas of the CoSWMP requiring revision. In January, 1988 preliminary copies of the Draft CoSWMP Revision were distributed to City and County staff and to SWAC for review. A public copy of the Preliminary Draft CoSWMP Revision was distributed by the County on January 15, 1988 to over ninety (90) organizations and individuals with comments due on March 16, 1988. Comments of City staff and SWAC were incorporated in the Final Draft CoSWMP Revision which was received by the Council's office on April 22, 1988 as mentioned above.

In accordance with State law, the City has ninety days, or until July 20, 1988 to approve the Draft CoSWMP Revision or submit to the County in writing proposed changes. Then the County Board of Supervisors must adopt the CoSWMP Revision and forward it to the CWMB for final approval.


**FINANCIAL INFORMATION:**

City approval of the Final Draft CoSWMP Revision is a solid waste management planning action and has no direct fiscal impact. However, specific programs to implement the planning objectives will have a financial impact and must be quantified and addressed at the time of Council approval.

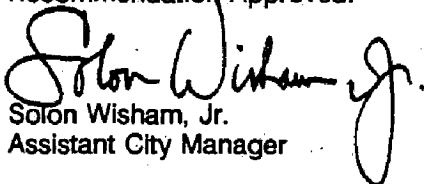
**RECOMMENDATION:**

It is the recommendation of City staff and the City/County Solid Waste Advisory Committee that the joint committees approve the Final Draft (April 12, 1988) Sacramento County Solid Waste Management Plan Revision and forward it to full Council for final City approval by adoption of the attached proposed Resolution.

Respectfully Submitted,

  
David A. Pelsler  
Solid Waste Division Manager

Recommendation Approved:

  
Solon Wisham, Jr.  
Assistant City Manager

Approved:

  
Melvin H. Johnson  
Public Works Director

July 12, 1988  
All Districts

# RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

## A RESOLUTION APPROVING THE 1988 REVISION TO THE SACRAMENTO COUNTY SOLID WASTE MANAGEMENT PLAN

WHEREAS, the Nejedly-Z'berg-Dills Solid Waste Management and Resource Recovery Act of 1972 (hereafter referred as the Act) required each county, in cooperation with affected local jurisdictions, to prepare a comprehensive, coordinated solid waste management plan; and

WHEREAS, the County of Sacramento and the four cities therein did prepare and adopt a solid waste management plan in 1977; and

WHEREAS, the Act requires that the County Solid Waste Management Plan be reviewed periodically to determine if a revision to that plan is required; and

WHEREAS, the Act also requires that any revision to the County Solid Waste Management Plan shall be subject to the approval by a majority of the cities within the county which contain a majority of the population of the incorporated area of the county; and

WHEREAS, the County of Sacramento has prepared a Revision to the Solid Waste Management Plan in conformance with the Act and on April 22, 1988, submitted said revision to this council for approval;

### BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City Council approves said Revision and concurs in the following: (a) the objectives set forth in the revision; (b) the method and organization for implementation of the programs contained in the revision, (c) the procedures for financing the recommended solid waste management programs, and (d) the role identified in the revision for the City in implementing this cooperative effort for management of solid waste in an economical and environmentally acceptable manner.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK



1

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SOLID WASTE DIVISION

916-449-5757

July 19, 1988

Transportation and Community Development/  
Budget and Finance Committees  
Sacramento, California

Honorable Members in Session:

**SUBJECT: COUNTY SOLID WASTE MANAGEMENT PLAN REVISION**

**SUMMARY**

Councilmember Kim Mueller has introduced a proposed amendment to the Final Draft Sacramento County Solid Waste Management Plan (CoSWMP) Revision submitted to the City by the County. This report provides a staff analysis of the proposed amendment and recommends the CoSWMP Revision be approved as submitted by the County.

**BACKGROUND**

This subject has been considered by the joint committee at its meetings of June 29, July 5, and July 12, 1988. Background information is included in the staff report of July 12, 1988. At the July 12, 1988 meeting the Committee continued the item to July 19, 1988 and directed staff to prepare a written report on the amendment introduced by Councilmember Kim Mueller. The amendment was first introduced at the July 5, 1988 meeting. A revised version was substituted at the July 12, 1988 meeting. This report addresses the revised version (copy attached).

At this time, the Cities of Galt, Isleton, and Folsom have approved the CoSWMP Revision as submitted by the County. We have requested from the California Waste Management Board a determination on possible additional approvals by the other cities of an amended CoSWMP Revision (see attached copy of a July 13, 1988 letter to Cy Armstrong, CWMB). In order to meet the ninety day review period prescribed by law, the City must approve or disapprove of the Final Draft CoSWMP Revision by the July 19, 1988 Council meeting. The revision process requirements are included in the California Code of Regulations Title 14, Sections 17141,ff (copy attached). The County has received notice from the State that submittal of the Revision is already delinquent and the matter has been referred to the State Attorney General for enforcement (see the attached copy of a June 17, 1988 letter from the California Waste Management Board).

Transportation and Community Development/  
Budget and Finance  
July 19, 1988  
Page 2

Pages 146 and 147 of the Final Draft CoSWMP Revision (copies attached) provide an action plan for the County and the four cities to cooperate in efforts required to meet or exceed a Countywide goal of 20% recycling. Studies are to be completed and a report is to be submitted to the County Board of Supervisors and the City Councils describing the current recycling activities, and making recommendations for an action plan to achieve the 20% goal of recycling and for policy direction regarding efforts to exceed the 20% goal. Staff's understanding of this section is that the cities, the County and SWAC would work together on the studies and action plan which would include specific responsibilities of each jurisdiction.

The proposed amendment would add a City of Sacramento goal of recycling at least 20% of the waste generated within the City limits and would require the City/County Solid Waste Advisory Committee to provide the City Council with a plan to achieve the 20% recycling goal. The amendment also emphasizes curbside recycling and consistency with the County's recycling plans.

There is some ambiguity in the proposed amendment about how the term "feasible" relates to the requirement for curbside recycling and other means of recycling. If cost is not a consideration in whether various methods of recycling are feasible, this language could commit the City to a citywide curbside recycling program regardless of cost.

The City/County Solid Waste Advisory Committee has participated in the preparation of the CoSWMP Revision and has on three separate occasions passed a motion to recommend to the City of Sacramento approval of the CoSWMP Revision as submitted. The most recent occasion was at the July 11, 1988 meeting where SWAC reviewed the first edition of the proposed amendment. However, SWAC has not reviewed the current version of the proposed amendment.

Staff believes a 20% recycling goal for the City and the work desired of SWAC can be accomplished by Council directions to staff and a referral to SWAC without an amendment to the proposed CoSWMP Revision. Including the amendment would unnecessarily delay the approval process, subject the County to additional enforcement action by the Attorney General's office for delinquent submittal of the Revised CoWMP, and possibly commit the City to citywide curbside recycling regardless of cost.

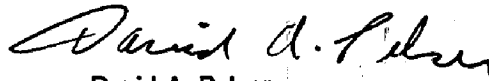
#### **FINANCIAL**

As noted above, the proposed amendment could have the effect of requiring the City to establish a citywide curbside recycling program regardless of cost. The financial impact to the City cannot be quantified. It is assumed that the cost of any new recycling programs will have to be supported by solid waste fee increases.

**RECOMMENDATION**

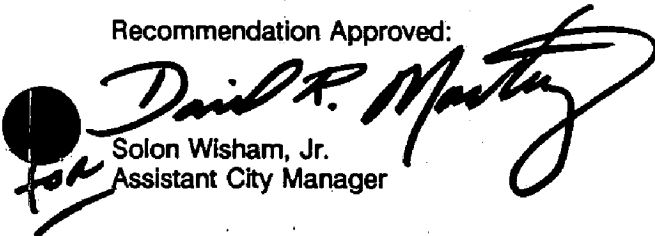
It is the recommendation of City staff that the joint committees approve the Final Draft (April 12, 1988) Sacramento County Solid Waste Management Plan Revision and forward it to full Council for final City approval by adoption of the attached proposed Resolution. It is further recommended that the joint committees consider approving and forwarding to City Council the additional attached proposed Resolution adopting a 20% waste reduction goal and giving specific direction to City staff and the Solid Waste Advisory Committee.

Respectfully submitted,



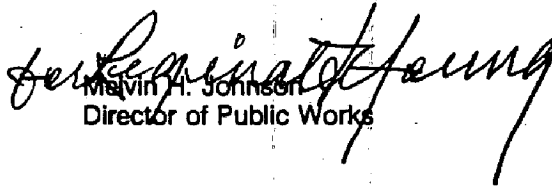
David A. Pelsler  
Solid Waste Division Manager

Recommendation Approved:



Solon Wisham, Jr.  
Assistant City Manager

Approved:



Marvin H. Johnson  
Director of Public Works

Attachments

July 19, 1988  
All Districts

# RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

## A RESOLUTION APPROVING THE 1988 REVISION TO THE SACRAMENTO COUNTY SOLID WASTE MANAGEMENT PLAN

WHEREAS, the Nejedly-Z'berg-Dills Solid Waste Management and Resource Recovery Act of 1972 (hereafter referred as the Act) required each county, in cooperation with affected local jurisdictions, to prepare a comprehensive, coordinated solid waste management plan; and

WHEREAS, the County of Sacramento and the four cities therein did prepare and adopt a solid waste management plan in 1977; and

WHEREAS, the Act requires that the County Solid Waste Management Plan be reviewed periodically to determine if a revision to that plan is required; and

WHEREAS, the Act also requires that any revision to the County Solid Waste Management Plan shall be subject to the approval by a majority of the cities within the county which contain a majority of the population of the incorporated area of the county; and

WHEREAS, the County of Sacramento has prepared a Revision to the Solid Waste Management Plan in conformance with the Act and on April 22, 1988, submitted said revision to this council for approval;

### BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City Council approves said Revision and concurs in the following: (a) the objectives set forth in the revision; (b) the method and organization for implementation of the programs contained in the revision, (c) the procedures for financing the recommended solid waste management programs, and (d) the role identified in the revision for the City in implementing this cooperative effort for management of solid waste in an economical and environmentally acceptable manner.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

# RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

## A RESOLUTION ADOPTING A GOAL OF 20% RECYCLING FOR THE CITY OF SACRAMENTO

WHEREAS, Government Code Section 66780.5(f) requires the County to include a goal of 20% recycling in the next revision of the County Solid Waste Management Plan; and

WHEREAS, the County of Sacramento has prepared and submitted to the City for approval a 1988 Revision to the Sacramento County Solid Waste Management Plan which includes a Countywide goal of 20% recycling and requires the cooperation of the four incorporated cities in developing an action plan to achieve that goal;

### BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City Council hereby adopts a goal of recycling at least 20% of the solid waste generated within the City of Sacramento, and

2. The City/County Solid Waste Advisory Committee is directed to cooperate with City and County staff, the County Curbside Recycling Committee, this City Council and the Sacramento County Board of Supervisors in the development of a proposed action plan for the City of Sacramento to meet the 20% recycling goal, which proposed action plan will be as consistent as practicable with similar County plans, and which will be described in a report to the City Council to be submitted no later than June 1, 1989.

\_\_\_\_\_  
MAYOR

ATTEST:

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CITY CLERK



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July 12, 1988

Budget and Finance Committee  
Transportation and Community Development Committee

Honorable Members in Session:

**SUBJECT: COUNTY SOLID WASTE MANAGEMENT PLAN REVISION - 1988**

**SUMMARY:**

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**UPDATE FOR JULY 12, 1988:**

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**BACKGROUND:**

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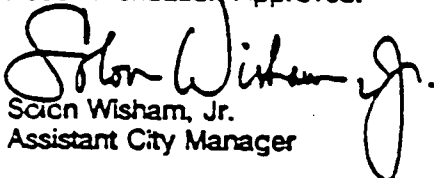
**RECOMMENDATION:**

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Respectfully Submitted,

  
David A. Pelser  
Solid Waste Division Manager

Recommendation Approved:

  
Solon Wisham, Jr.  
Assistant City Manager

Approved:

  
Melvin H. Johnson  
Public Works Director

July 12, 1988  
All Districts

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\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

DEPARTMENT OF  
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SOLID WASTE DIVISION

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95814-2933

916-449-5757

July 13, 1988

Cy Armstrong, Associate Planner  
California Waste Management Board  
Waste Management Division  
1020 9th Street, Suite 300  
Sacramento, CA 95814

Dear Mr. Armstrong:

SUBJECT: Sacramento County Solid Waste Management Plan Revision

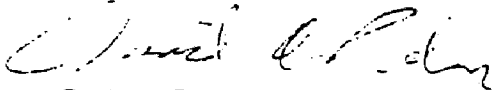
This letter is to confirm our telephone conversation of July 12, 1988. The City Council's combined committees of Transportation and Community Development/Budget and Finance have been considering the proposed revision to the Sacramento County Solid Waste Management Plan. Councilmember Kim Mueller has proposed to the combined committees that the City request an amendment to the proposed CoSWMP Revision. That amendment is attached.

At the meeting of July 12, 1988, the combined committees requested that the California Waste Management Board legal staff provide a written determination related to the review process required if the City approves the proposed amendment to the CoSWMP Revision. In order to meet the City's ninety day review period requirement, the City Council must act by its meeting of July 19, 1988. Therefore, we request a response from your staff prior to July 19, 1988. The specific question to be addressed to legal council is:

If the City of Sacramento approves the proposed CoSWMP Revision with the attached proposed amendment, (1) will the County necessarily have to amend the CoSWMP Revision accordingly, and (2) will the County be required to recirculate the amended CoSWMP Revision to the other three incorporated cities for approval.

On behalf of the joint committees I appreciate your cooperation on this matter and am available at any time for question or consultation by you or your legal staff.

Sincerely,



David A. Pelsner  
Solid Waste Division Manager  
Attachment

cc: Melvin H. Johnson, Director of Public Works  
Reginald Young, Deputy Director of Public Works

T88150:DAP:lg

David - FYI. If we work things out with

Kardyn + Carl.

Ken

TO: Joint T&CD/B&F Committee members

FROM: Kim Mueller *Kim*

RE: Proposed COSWMP amendment

Pursuant to recent discussions with Solid Waste staff and Californians Against Waste, I plan to propose the following language as an amendment to the COSWMP at our meeting on July 12. If you have questions or concerns prior to our meeting, and have a chance to talk with me about it, I'd appreciate hearing from you.

Add to page 147:

"In order to help the County meet the mandate of Government Code Section 66780.5(f), the City of Sacramento is establishing a goal of recycling at least 20 percent of the waste generated within its borders. Because it seems unlikely that the County's inventory of current recycling levels will show that the statutory goal is being met, the City is working with the Solid Waste Advisory Committee (SWAC) to establish a task force or subcommittee to explore means of achieving a 20 percent reduction within its borders. This task force or subcommittee will proceed on the assumption that, unless other feasible means to achieve the goal can be found, the City will institute a curbside recycling program citywide or in areas where such a program is feasible.

"The task force or subcommittee will provide the Council with a written plan for meeting the City's share of statutory goal no later than June 1, 1989.

"To ensure that City and County plans are consistent, the task force or subcommittee shall meet at least 4 times with the County's Curbside Recycling Advisory Committee before June 1, 1989."

July 11, 1988

**17141. Revision Preparation.**

(a) **Plan Review.** Prior to the third anniversary date of board approval of the plan, most recent revision or report, the county shall review the plan in accordance with section 66780.5 of the Government Code to assure that it remains consistent with the state policy and the Planning Guidelines for the Preparation of Solid Waste Management Plans.

(b) **Plan Review Report.** Each county shall prepare a report with input from the incorporated cities, based on the review of the plan indicating if and where the plan's contents, format, policies, etc., must be updated. The county shall submit the report to the board, by the third anniversary date. The board's staff shall concurrently review the plan in order to assist each county in preparation of the report to the board. The report shall serve as the basis for revising or not revising a plan and shall address at least:

- (1) the adequacy of the data base,
- (2) the consistency with state policies,
- (3) economic changes,
- (4) the implementation schedule,
- (5) current and future administrative responsibilities,
- (6) changes in funding sources,
- (7) future facilities,
- (8) elements of the plan that were not implemented or successfully accomplished and why.

The report shall also contain a timetable for developing the necessary revisions.

(c) **Revision.** After submitting the report and if it has been determined that a revision is necessary, the county shall prepare and submit a revision addressing those areas which have been identified in the report.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17142. Participation.** The pertinent county agencies such as, but not limited to, the planning, public works and public health departments should participate in the planning process. Throughout the development of the plan or revision, opportunity to participate shall be afforded to the general public, the cities, special districts and affected governmental jurisdictions. This includes adjacent counties whose wastes or solid waste facilities affect the flow of solid waste in the county, the regional planning agency, the affected state and federal agencies, and the private solid waste industry. Effective participation may be achieved through appointment of a task force or steering committee. A record of those agencies, groups or persons participating in the planning, and the nature of their participation, shall be maintained by the county.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17143. Informing the Public.** The general public shall be kept fully informed through the news media or other suitable means during development of the plan in order to install a continuing awareness of the extent to which solid waste management practices may enhance the environment, protect the public health and reclaim valuable resources.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17144. Public Hearings or Meetings.** Prior to adopting or approving a plan or revision, the County Board of Supervisors and each city council shall hold a public hearing or meeting.

(a) Notice of public hearings or meetings regarding the plan shall be published in a newspaper of general circulation in the affected jurisdiction at least seven days in advance of each hearing or meeting.

(b) Testimony presented at all public hearings or meetings on the plan or revision, whether written or oral, shall be available for public inspection.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17145. Submittal of Preliminary Draft to Cities.** The County Board of Supervisors shall submit one copy of the preliminary draft of the plan or revision for review to the incorporated cities within the county. The cities shall have at least 30 days, but not more than 60 days in which to provide comments to the agency from the time the plan or revision is received.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17146. Submittal of Final Draft to Cities.** The County Board of Supervisors shall submit one copy of the final draft of the plan or revision to each incorporated city in the county.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17147. Approval by Cities of Plans and Revisions.**

(a) Approval of the plan or revision is required by a majority of the cities within the county which contain a majority of the population of the incorporated area of the county. The proposed plan or revision shall be submitted to each city within the county. Each city shall act upon the proposed plan or revision within 90 days after the city has received the plan or revision. If a city fails to act within 90 days, the city shall be deemed to have approved the plan or revision as submitted.

(b) Approval actions by the cities for the plan or revision shall be in the form of resolutions from the governing body of the cities within the county. The resolutions shall state the cities concurrence in:

- (1) the objectives set forth in the plan,
- (2) the method and/or organization for implementation of the program,
- (3) procedures for financing the recommended program, and
- (4) the role identified in the plan for the particular city.

A resolution expressing approval of the plan or revision shall be deemed to satisfy the requirement of concurrence in these four attributes of the plan absent an expression of contrary intent.

(c) Either resolutions representing approval by a majority of the cities within the county or proof that each city received the proposed plan or revision at least 90 days before its submittal to the board shall be provided to the board with the plan or revision. Proof of city receipt of the amendment may be established by either a return receipt from having mailed the plan or revision to the city by certified mail or a signed receipt from the city clerk which states that the item received was the plan or revision.

(d) If a city disapproves the proposed plan or revision, the city shall notify the Board of Supervisors stating its reasons for such disapproval. The Board of Supervisors shall submit this information to the board.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17148. Submittal of the Preliminary Draft to the Regional Agency.** The County Board of Supervisors shall submit one copy of the preliminary draft of the plan or revision to the regional planning agency. The regional agency shall have at least 30 days, but not more than 60 days from the time the plan or revision was received to provide comments to the county. A copy of the comments shall be submitted to the board.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17149. Submittal of the Final Draft to the Regional Agency.** The final draft of the plan or revision shall be submitted by the County Board of Supervisors for review and comments to the regional planning agency at least 15 days prior to submission to the board. The regional planning agency shall submit any comments to the county and the board within 30 days after the receipt of the proposed final plan or revision.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

**17150. Approval by the County.** An approval action by the county for a proposed plan or revision shall be in the form of a resolution of approval and shall state concurrence in the following:

- (a) the objectives set forth in the plan,
- (b) the method and/or organization for implementation of the program,
- (c) procedures for financing the recommended program,
- (d) the role identified in the plan for the county.

A resolution expressing approval of the plan or revision shall be deemed to satisfy the requirement of concurrence in these four attributes of the plan absent an expression of contrary intent.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

17151. **Submittal of Preliminary Draft to the Board.** Concurrently with submittal to the cities and regional planning agency, the County Board of Supervisors shall submit one copy of the preliminary draft of the plan or revision to the board for review. The board shall have at least 30 days, but not more than 60 days, in which to provide comments to the agency from the time the plan is received.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

17152. **Submittal of Final Plan to the Board.**

(a) The County Board of Supervisors shall submit 20 copies of the plan or revision to the board. The revision shall be submitted within 270 days after the report is submitted to the board. The plan or revision must be accompanied by copies of the cities' approval resolutions or proof that the cities received the plan or revision more than 90 days before it was submitted to the board.

(b) A statement containing numerical tabulations of population figures must accompany the plan to show that the required number of cities have approved the plan or revision. The population shall be based on those estimates prepared by the State Department of Finance, Population Research Unit, for carrying out the requirements of the Tax Reform Act of 1972 (Chapter 1406, Statutes of 1972, as amended by Chapter 358, Statutes of 1973).

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

17153. **Approval by the Board.** Within 90 days of submission of the plan or revision, the board shall either approve or disapprove the plan or revision.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

17154. **Resubmission of Deficient Plan.** If the board disapproves the plan in whole or in part, the Board of Supervisors shall be notified of those parts which require modification and resubmission. The Board of Supervisors shall, within 120 days after the board disapproves the plan, resubmit its plan to the board with the required modification. The Board of Supervisors shall secure approval of its cities in the manner prescribed by section 17147. The board may, for good cause, grant additional time to prepare the modifications and secure city approval. If the board has approved part of the plan and disapproved the balance, the modifications may not alter or conflict with the approved part of the plan.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

#### Article 8. Procedures for Amending Plans

17155. **Preparing Amendments.** Amendments to the plan shall be prepared when required by the board or when deemed necessary by the county or cities.

NOTE: Authority cited: Sections 66783 and 66790, Government Code. Reference: Sections 66780 and 66780.5, Government Code.

## CALIFORNIA WASTE MANAGEMENT BOARD

1028 NINTH STREET, SUITE 300  
SACRAMENTO, CALIFORNIA 95814



JUN 17 1988

Honorable Jim Streng, Chairman  
Sacramento County Board of Supervisors  
700 "H" Street, Room 2450  
Sacramento, CA 95814-1280

Dear Chairman Streng:

In accordance with the policies stated herein, please note that we are referring the matter of your delinquent County Solid Waste Management Plan (CoSWMP) to the State Attorney General.

Referral of delinquent CoSWMPs to the Office of the Attorney General follows policy of the California Waste Management Board (CWMB) established at its February 7-8, 1985 meeting. The policy states:

1. No time extensions: Neither solid waste law nor regulations provide for the granting of extensions beyond the 270 days permitted for counties to submit CoSWMP revisions to the Board.
2. Referral of delinquent CoSWMP cases to the State Attorney General: The law specifically provides the CWMB with the remedy of asking the Attorney General to enforce the planning law provisions.

In addition to establishment of this policy, the CWMB considered the impact of failure to submit the CoSWMP revision on determining if proposed new or expanded waste facilities are in conformance with county plans prior to the issuance of a permit. The CWMB determined it would neither find conformance with the CoSWMP nor concur in the issuance of a Solid Waste Facilities Permit unless a current CoSWMP exists.

At its regular meeting on August 13-14, 1987, the CWMB accepted the Sacramento County Solid Waste Management Plan Review Report and directed the County to revise its CoSWMP in specified areas. This action was taken under authority in California Government Code Section 66780.5(c).

Title 14 of the California Code of Regulations, (formerly California Administrative Code), Title 14, Chapter 2, Article 7, section 17152, requires that the CoSWMP Revision be completed within 270 days after Board acceptance of the Plan Review Report. The Sacramento County CoSWMP Revision was due for submittal to the CWMB on May 12, 1988. To date, the CWMB has not received a Plan Revision.

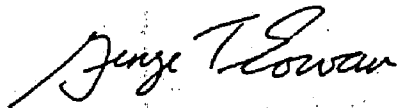
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Chairman Streng

Board staff continue to be available to the County to assist in the completion of the CoSWMP Revision at the earliest possible date. If you have any questions, please contact me at (916) 322-3330 or John D. Smith, Supervisor, of the Board's Local Planning Division at (916) 322-0460.

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Chairman Streng

Board staff continue to be available to the County to assist in the completion of the CoSWMP Revision at the earliest possible date. If you have any questions, please contact me at (916) 322-3330 or John D. Smith, Supervisor, of the Board's Local Planning Division at (916) 322-0460.

Sincerely,



George T. Eowan  
Chief Executive Officer

COUNTY RECYCLING GOAL  
AB 1462

AB 1462, in amending section 66780.5(f) of the Government Code, states:

"...at the next revision of the Solid Waste Management Plan, occurring on or after January 1, 1988, the Plan shall be revised to include a plan by the County which establishes a goal of recycling 20 percent of the solid waste generated in the County, and actions the County will take to achieve this goal."

AB 1462 was not addressed in the first draft of the 1988 CoSWMP Revision because the Bill (approved in September of 1987) was not made known to County planning staff until the week that the first draft Revision was released for review.

This Appendix has been added to address County responsibility under AB 1462.

Review of the letters from Karolyn Simon and Kelly Smith and the letter of response from H.D. Kerton contained in Appendix Fifteen (page 263) will provide the reader with a feel for the debate that AB 1462 has initiated in Sacramento County.

At issue are:

- 1) Is 20% recycling mandated, or is the mandate to establish a goal of 20% and to establish an action plan to attempt to meet that goal?
- 2) Must the County meet a 20% goal immediately, in five years, or when?

Several things are clear. The County is required to respond to AB 1462. However, due to the late arrival of this legislation in the CoSWMP Revision process, it is not possible to include an detailed plan of action in the 1988 CoSWMP Revision.

The County intends to respond to AB 1462 in the near term and believes that it is mandated to do, at least, the following:

- 1) Characterize the solid waste stream tonnage against which an overall 20% goal can be established.
- 2) Characterize the current tonnage recycled by waste component in the County.
- 3) Establish the short fall in tonnage recycled needed to meet the 20% goal.
- 4) Characterize the components of the solid waste stream that can be recycled.
- 5) Establish sub-goals for each waste stream component to help meet the overall short fall.
- 6) Develop strategies to enforce, encourage, or otherwise assure that the overall 20% goal is met.

- 7) Set time frames to meet the overall 20% goal and waste stream component sub-goals.
- 8) Establish overall and sub-goals by jurisdiction.

It should be noted that AB 1462 places the burden on the County to establish the recycling goal and to take action to meet the goal; but, success in meeting the goal will depend upon the cooperation of the cities to do their fair share.

#### Action Plan

The County, in cooperation with the cities of Sacramento, Galt, Folsom and Isleton will study the status of recycling in Sacramento County and the study will include, at least, an analysis of the items spelled out above. The County will complete the study by July 1, 1989.

If the study concludes that the County is recycling 20% of the waste generated in the County, which seems unlikely, the study report will still be taken to the Board of Supervisors and the City Councils for policy direction on attempting to meet higher standards of recycling.

If the study demonstrates a short fall of the 20% goal, the County will take the study report to the BOS and the City Councils with an action plan to meet the goal and for policy discussions on meeting higher standards of recycling.

In any case, because AB 1462 is somewhat ambiguous about what makes up the applicable waste stream, what may be included as recyclable materials, what constitutes legitimate recycling actions, and what time frames would be acceptable to meet the goal, some guide lines will be required from the State to assist in fine tuning the study methodology and the subsequent action plan.

It is our understanding that both the CWMB and the State Legislature are attempting to provide some clarification on AB 1462. To the degree that various bills, such as the recently introduced AB 3662, elaborate on and/or clarify AB 1462, the County will incorporate such direction into its recycling study.

The preceding study and analysis will proceed on the assumption that the County will expand its pilot curbside recycling program within the urbanized unincorporated area, unless the County study and analysis determines that the goal of 20% reduction can be better achieved by other means.

The decision relative to expanding the curbside recycling program is subject to review and modification by the County Board of Supervisors after completion of the AB 1462 recycling study and analysis described above.

#### Affirmation

This appendix is made a part of the CoSWMP and has the full force and effect of chaptered text in this document.