



**NAPA-VALLEJO WASTE  
MANAGEMENT AUTHORITY**

Agenda Date: 5/5/2005

Agenda Placement: 7B

## Napa-Vallejo Waste Management Authority **Board Agenda Letter**

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**TO:** Board of Directors  
**FROM:** Jill Pahl for Trent Cave - Manager  
Napa-Vallejo Waste Management Authority  
**REPORT BY:** Belinda Yamate, Secretary, 253-4471  
**SUBJECT:** Legislation.

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### **RECOMMENDATION**

#### **LEGISLATION.**

DISCUSSION ITEM: Staff to review current Federal and State Solid Waste legislation.

### **EXECUTIVE SUMMARY**

Staff to review current Federal and State Solid Waste legislation.

### **FISCAL IMPACT**

Is there a Fiscal Impact?            No

### **ENVIRONMENTAL IMPACT**

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

### **BACKGROUND AND DISCUSSION**

The following bills are related to solid waste management or other issues relating to Authority Business. Authority staff is tracking the changes and status of these bills as they move through the legislative process. We are not recommending a position on any bill at this time.

#### SB 625 (Battin)

SB 625 by Senator Jim Battin would require local agencies disposing of surplus land to send a written offer to sell or lease the property for economic development purposes. Currently, the law requires agencies to do the same for other specified purposes, and SB 625 would merely add economic development purposes to that list. This bill is scheduled to be heard in the Senate Business, Professions and Economic Development Committee on April 18. CSAC Position - Pending

#### SB 420 – (Simitian)

SB 420, by Senator Joe Simitian, would amend the California Integrated Waste Management Act to require cities and counties to divert 75 percent of all solid waste on and after January 1, 2015, through source reduction, recycling, and composting activities. Currently, cities and counties are required to meet a 50 percent diversion requirement. CSAC believes that this measure is premature given the fact that not all cities and counties have been able to achieve the 50 percent diversion requirement. We also believe that other problems associated with the act's implementation should be addressed prior to mandating a higher diversion goal. SB 420 is scheduled to be heard before the Senate Environmental Quality Committee on April 18. Counties are urged to send letters of opposition to the author and other members of the committee.

CSAC Position - Oppose

#### AB 177 (Bogh)

AB 177, by Assembly Member Russ Bogh, would enact various changes to the California Integrated Waste Management Act (AB 939, Sher, Stats. 1989) aimed at facilitating the development of biomass conversion technology. The bill would also make conversion technologies eligible to receive full AB 939 diversion credit, if the California Integrated Waste Management Board determines that the requesting city or county continue will continue to implement its source reduction and recycling programs. AB 177 has been referred to the Assembly Natural Resources Committee.

CSAC Position - Support

#### AB 338 (Levine)

– Pending – Request Comments AB 338, by Assembly Member Lloyd Levine, requires the Department of Transportation (Caltrans) to gradually phase in the use of crumb rubber asphalt on state highway construction and repair projects, to the extent feasible. This measure is scheduled to be heard before the Assembly Transportation Committee on April 11. Comments would be appreciated.

CSAC Position - Pending

#### AB 1090 (Matthews)

AB 1090, by Assembly Member Barbara Matthews, would also make changes to AB 939 in order to facilitate the development of biomass conversion technology. The bill would also make conversion technologies eligible to receive full AB 939 diversion credit if specified conditions are met, including a requirement for the Waste Board to make all of the following findings, based upon substantial evidence in the record: (1) The jurisdiction will continue to implement the recycling and diversion programs. (2) The facility complements the existing recycling and diversion infrastructure and is converting solid waste that was previously disposed. (3) The facility maintains or enhances environmental benefits. (4) The facility maintains or enhances the economic sustainability of the integrated waste management system. AB 1090 is scheduled to be heard before the Assembly Natural Resources Committee on April 18. Counties are urged to send letters of support on this bill and AB 177 (Bogh).

CSAC Position - Support

#### SB 926 (Florez)

SB 926, by Senator Dean Florez, would prohibit a local public agency from importing sewage sludge that is generated by a local public in another county of the state. This bill has been assigned to the Senate Environmental Quality Committee.  
CSAC Position - Watch

**SUPPORTING DOCUMENTS**

None

Manager: Approve  
Reviewed By: Jill Pahl