

MINUTE ORDER

SCAQMD vs. BROWNING-FERRIS INDUSTRIES OF CALIFORNIA, INC. and REPUBLIC SERVICES, INC. dba SUNSHIINE CANYON LANDFILL
14747 San Fernando Road
Sylmar, CA 91342

Case No: 3448-14
Facility ID: 49111

Hearing Dates: 5/4/17 & 5/9/17 Hearing Type: Status Report and Mod. Order for Abatement

Previous Hearings: 8/27/16, 8/31/16, 10/25/16, 10/26/16, 10/27/16, 11/2/16, 11/3/16, 11/5/16, 11/29/16, 11/30/16, 12/1/16, 12/6/16, 12/7/16, 12/8/16, 12/13/16, 12/15/16, 3/1/17 & 3/29/17

Next Hearing: 11/8/17

RULES

402
H&S Code §41700

EQUIPMENT DESCRIPTION

Solid Waste Disposal Site

REMINDER

The Board scheduled a hearing on **November 8, 2017**, to receive a Status Report and possible Modification of the Order for Abatement.

Present:

Edward Camarena, Chair
Julie Prussack, Vice Chair
Patricia Byrd
Hon. Nate Holden
Roger L. Lerner, M.D. (Absent on 5/4/17)

Representing the Petitioner:

Nicholas Sanchez, Acting Assistant Chief Deputy Counsel
Karin Manwaring, Senior Deputy District Counsel

Representing the Respondent:

Thomas Bruen, Attorney at Law
William Beck, Attorney at Law

Public Witnesses:

Wayde Hunter, North Valley Coalition of Concerned Citizens
Steven Beck, Legends at Cascade Community Association
Mike Mohajer, Concerned Citizen

Witnesses for the Petitioner:

John Anderson, AQ Analysis & Compliance Supervisor, AQMD
Eugene Tseng, Independent Technical Advisor, Sunshine Canyon Landfill Local Enforcement Agency
David Thompson, Program Manager, City of Los Angeles, Department of Building and Safety

Witnesses for the Respondent:

Elena Goodhall, Director of Engineering, Republic Services
Michael Beaudoin, Director of Remedial Projects, Republic Services
Neal Bolton, Principal, Blue Ridge Services

Petitioner's Exhibits:

- *#50 - Chart of Complaints Reported to the SCAQMD Alleging Sunshine Canyon Landfill as the Source CY 1995 through 4/30/17
- #51 - City of Los Angeles Inter-Departmental Correspondence dated 5/1/17 from Sergio Valdez to Nicholas Hendricks
- *#52 - Letters dated 5/3/17 from Laki Tisopulos to Rob Sherman
- *#53 - Powerpoint Presentation of Review and Approval of Proposal for Additional Best Management Practices to Supplement Existing Practices Intended to Control and Treat Fresh Trash Odors (Condition 14)

Respondent's Exhibits:

- KKK - Powerpoint Presentation of 2017 Sunshine Canyon Landfill Action Plan Update
- LLL - Respondent's Order for Abatement Reports

Public's Exhibits:

- #P100 - Email dated 4/25/17 from Nurha Chahayed to Clerk of Board
- #P101 - Email dated 5/1/17 from Salpy Sagherian to Clerk of Board
- #P102 - Email dated 5/3/17 from Meg Volk to Clerk of Board
- #P103 - Email dated 5/3/17 from Andrea Provenzale to Clerk of Board
- #P104 - Email dated 5/3/17 from Meg Volk to Clerk of Board
- #P105 - Email dated 5/3/17 from Meg Volk to Clerk of Board
- #P106 - Email dated 5/3/17 from Meg Volk to Clerk of Board
- #P107 - Email dated 5/3/17 from Mike Mohajer to Clerk of Board
- #P108 - Email dated 5/4/17 from Wayde Hunter to Clerk of Board
- #P109 - Email dated 5/3/17 from Mike Mohajer to Clerk of Board
- #P110 - Email dated 5/4/17 from Andrea Provenzale to Clerk of Board

*Entered into Evidence

Comments:

Opening statements were made by both parties, who then presented a status update on compliance with the Order. The District reported that delay of implementation of delivery of trash from the transfer trailer trucks and the route collection trucks to 9:00 a.m., coupled with expanded intermediate cover application, and additional wells and pumps, appears to have reduced landfill gas surface emissions.

Petitioner's Exhibits Nos. 50 through 53, Respondent's Exhibits KKK and LLL and Public Exhibits Nos. P100 through P110 were marked for identification. Petitioner's Exhibits Nos. 50, 52 and 53 were entered into evidence. Public testimony was presented by Messrs. Hunter, Beck and Mohajer. Testimony was presented by Messrs. Anderson, Tseng and Thompson. The Hearing Board received a status report regarding the monitoring of truck traffic and odor complaints in the morning hours. Closing statements were made by both parties and the matter submitted.

Not all measures imposed by the Order are required to be in place as of the hearing date, including replacement and/or construction of additional wells, and completion of intermediate cover enhancement at designated areas. The Board determined that additional time is needed to assess and verify the effectiveness of all measures imposed by the Order. Accordingly, the Board scheduled a hearing on **November 8, 2017**, to receive a status report and possible modification of the Stipulated Order for Abatement.

Board
Review/Approval



Edward Camarenti, Chair

Dated

5/11/17

Prepared by Rosalinda Diaz

PROOF OF SERVICE BY MAIL

I, the undersigned, declare that I am employed in the **County of Los Angeles, State of California**. I am over the age of eighteen years and I am not a party to the within action. My business address is **21865 Copley Drive, Diamond Bar, California 91765**.

On May 12, 2017 I deposited in the **United States Mail** at **Diamond Bar, California**, an envelope sealed and addressed to

**THOMAS BRUEN ESQ
LAW OFFICES OF
THOMAS M BRUEN
1990 N CALIFORNIA BLVD
STE 608
WALNUT CREEK CA 94596**

**WILLIAM BECK
LATROP GAGE
2345 GRAND BLVD
SUITE 2000
KANSAS CITY MO 64108**

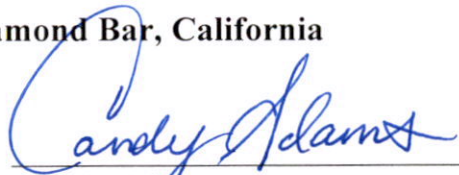
CASE FILE NO. 3448-14

which, envelope contained a true and correct copy of the attached **Findings and Decision and/or Minute Orders** before the **Hearing Board**, which envelope was then sealed and placed for collection, mailing and deposit on the above date, in the **United States Postal Service**, following ordinary business practices.

I am readily familiar with the practice of this office for collection and processing of correspondence for mailing with the **United States Postal Service**; this correspondence would be deposited with the **United States Postal Service** on the above date in the ordinary course of business.

I declare under penalty of perjury under the laws of the **State of California** that the foregoing is true and correct.

Executed on May 12, 2017 at **Diamond Bar, California**



Candy Adams
Office Assistant