

TO: James L. App, City Manager
 FROM: Ron Whisenand, Community Development Director
 SUBJECT: Negative Declaration for Solid Waste Facility (Landfill) Permit Revision
 DATE: July 3, 2007

Needs: For the City Council to consider approval of an Addendum to a previously-approved Negative Declaration for minor changes to the Landfill operating permit.

- Facts:
1. At its meeting of October 17, 2006, the City Council adopted Resolution 06-198, which approved a Negative Declaration for a modification of the City of Paso Robles' solid waste facility permit to increase the daily and annual maximum throughput capacity from 250 tons per day and 69,000 tons per year to 450 tons per day and 75,000 tons per year and to extend daily operating hours of the landfill to allow the facility to open at 7:00 am instead of 8:00 am. Closing times will remain unchanged.
 2. On March 12, 2007, on behalf of the City, SCS Engineers submitted a draft application for a revised Solid Waste Facility Permit (SWFP) to the California Integrated Waste Management Board (CIWMB) for review and comment.
 3. The draft SWMP application included the required landfill Joint Technical Document (JTD, which describes landfill site characteristics, design features and facility operations), a re-evaluation of remaining landfill capacity and site life estimates, and documentation showing compliance with CEQA requirements.
 4. The updated estimates of remaining airspace volume and site life presented in the SWFP application exceeded those in the Initial Study prepared for the Negative Declaration (Neg Dec) and other previous submittals to the oversight agencies. The revised estimates are as follows:

	Previous Estimate (in Neg Dec)	Revised Estimate (Draft SWFP Application)
Remaining Disposal Capacity:	1.8 million tons	3.4 million tons
Estimated Closure Date:	2034	2051.

5. The difference can be attributed to more accurate excavation/fill quantity survey methods via use of AutoCAD civil software for the revised estimates. Additionally, previous landfill capacity estimates did not take into account potential airspace volume created by below grade excavations in landfill Cell Area Numbers 4 and 5. This volume was accounted for in the draft JTD application.
6. The CIWMB questioned whether the revised landfill capacity and site life would materially affect the analyses performed during the Initial Study for the Negative Declaration, and suggested that an addendum to the Mitigated Negative Declaration be prepared.
7. Section 15164 of the State's Guidelines to Implement CEQA provides that an Addendum to a Negative Declaration may be prepared if minor technical changes or additions are necessary and these changes do not warrant additional analyses or preparation of a subsequent CEQA document.

8. Resolution 06-198 and the Initial Study for the Negative Declaration is 81 pages in length. A copy of these documents are on file with the City Clerk.

Analysis and
Conclusion:

The analyses performed for the Initial Study, including traffic and air quality, were based on the proposed peak daily and annual tonnage limits of 450 tons per day and 75,000 tons per year, respectively, for the proposed permit revision. These daily peak and annual limits will not change, regardless of the forecasted landfill service life. Further, no changes are proposed to the types of waste accepted for landfill disposal, or to the permitted landfill footprint areas or final grades.

Although the forecasted extension of the landfill service life from 2034 to 2051 would extend the period of waste deliveries to the site and landfill-generated air emissions, the forecasted service life extension would not result in any increase in peak daily landfill traffic, or in emissions generated on a daily or annual basis. Therefore, there is no substantial evidence that the additional landfill capacity and closure date would have any significant effect on the environment.

Policy
Reference:

California Environmental Quality Act

Fiscal
Impact:

The approval of an Addendum to the Negative Declaration will have no effect on the General Fund.

Options:

Upon receipt of public comments, take one of the following actions:

- a. Adopt Resolution No. 07-xx approving an Addendum to the Negative Declaration for the Project.
- b. Amend, modify, or reject the foregoing option.

Attachment:

Resolution Approving an Addendum to the Negative Declaration for a Modification of the Solid Waste Facility Permit

RESOLUTION NO. 07-~~XX~~

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
APPROVING AN ADDENDUM TO A NEGATIVE DECLARATION FOR A MODIFICATION OF
THE SOLID WASTE FACILITY PERMIT TO INCREASE THE DAILY AND ANNUAL TONNAGE
AND TO EXTEND THE DAILY HOURS OF OPERATION

WHEREAS, at its meeting of October 17, 2006, pursuant to the California Environmental Quality Act (CEQA), the City Council of the City of Paso Robles adopted Resolution 06-198, which approved a Negative Declaration for a modification of the City of Paso Robles' solid waste facility permit to increase the daily and annual maximum throughput capacity from 250 tons per day and 69,000 tons per year to 450 tons per day and 75,000 tons per year and to extend daily operating hours of the landfill to allow the facility to open at 7:00 am instead of 8:00 am; closing times will remain unchanged; and

WHEREAS, on March 12, 2007, the City submitted a draft application for a revised Solid Waste Facility Permit (SWFP) to the California Integrated Waste Management Board (CIWMB) for review and comment; and

WHEREAS, the draft SWMP permit application included the required landfill Joint Technical Document (JTD, which describes landfill site characteristics, design features and facility operations), a re-evaluation of remaining landfill capacity and site life estimates, and documentation showing compliance with CEQA requirements; and

WHEREAS, the updated estimates of remaining airspace volume and site life presented in the SWFP application exceeded those in the Initial Study prepared for the Negative Declaration approved on October 17, 2006 and other previous submittals to the oversight agencies; the revised estimates are as follows:

	Previous Estimate (in Negative Declaration)	Revised Estimate (Draft SWFP Application)
Remaining Disposal Capacity:	1.8 million tons	3.4 million tons
Estimated Closure Date:	2034	2051; and

WHEREAS, the difference can be attributed to more accurate excavation/fill quantity survey methods via use of AutoCAD civil software for the revised estimates; additionally, previous landfill capacity estimates did not take into account potential airspace volume created by below grade excavations in landfill Cell Area Numbers 4 and 5; this volume was accounted for in the draft JTD application; and

WHEREAS, the CIWMB questioned whether the revised landfill capacity and site life would materially affect the analyses performed during the Initial Study for the Negative Declaration, and suggested that an addendum to the Mitigated Negative Declaration be prepared; and

WHEREAS, Section 15164 of the State's Guidelines to Implement CEQA provides that an Addendum to a Negative Declaration may be prepared if minor technical changes or additions are necessary and these changes do not warrant additional analyses or preparation of a subsequent CEQA document; and

WHEREAS, the analyses performed for the Initial Study, including traffic and air quality, were based on the proposed peak daily and annual tonnage limits of 450 tons per day and 75,000 tons per year, respectively, for the proposed permit revision, these daily peak and annual limits will not change, regardless of the forecasted landfill service life; and, no changes are proposed to the types of waste accepted for landfill disposal, or to the permitted landfill footprint areas or final grades; and

WHEREAS, although the forecasted extension of the landfill service life from 2034 to 2051 would extend the period of waste deliveries to the site and landfill-generated air emissions, the forecasted service life extension would not result in any increase in peak daily landfill traffic, or in emissions generated on a daily or annual basis;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. Based on the information set forth in the foregoing recitals, the City Council finds, based on its independent judgment and analysis, that there is no substantial evidence that the additional landfill capacity and closure date would have any significant effect on the environment.

SECTION 2. The City Council of the City of Paso Robles does hereby approve and adopt an Addendum to the Negative Declaration approved on October 17, 2006. All of the documents and other evidence which constitute the record of proceedings upon which the findings in this Resolution are made are in the custody of the Department of Public Works, City Hall, 1000 Spring Street, Paso Robles, California 93446.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 3rd day of July 2007 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk