

Table of Contents for TAC Special Agenda for October 15, 2015

Table of Contents	Page 1
Agenda	Pages 2 – 3
Legislative Priorities	Pages 4 – 5
DRS Update	Pages 6 – 7
Legislation Update	Page 8 – 12
Green Business Report	Page 13

County of Santa Clara

Recycling and Waste Reduction Commission of Santa Clara County
Recycling and Waste Reduction Division

1555 Berger Drive, Suite 300
San Jose, CA 95112-2716
(408) 282-3180 FAX (408) 280-6479
www.RedcueWaste.org



TECHNICAL ADVISORY COMMITTEE SPECIAL MEETING AGENDA

DATE: Thursday, October 15, 2015
TIME: 1:30 p.m. – 3:30 p.m.
LOCATION: 1580 Berger Drive
San Jose, CA 95112

COMMUTE ALTERNATIVES: The Board of Supervisors encourages the use of commute alternatives including bicycles, carpooling, and hybrid vehicles.

Public transit access is available to and from the Berger Drive Facility, Berger Drive, San Jose, California by VTA bus lines 66. For trip planning information, contact the VTA Customer Service Department at 408-321-2300 Monday through Friday between the hours of 6:00 a.m. to 7:00 p.m., and on Saturday from 7:30 a.m. to 4:00 p.m. Schedule information is also available on the web at www.vta.org.

Bicycle parking racks are available in the front of Buildings 1 and 2.

(Denotes item on which action may be taken)**

1. Call to Order and Introductions

2. Approval of Draft Minutes Meeting of September 10, 2015 **

3. Public Presentations

(This item is reserved for persons desiring to address the committee on any matter not on this agenda.) For members of the public who wish to address the committee on any item not listed on the agenda this would be the appropriate time. The Chair will call individuals in turn. Speakers are limited to three (3) minutes. The committee is not permitted action or extended discussion of any item not on the agenda except under special circumstances. If committee action is requested, the committee may place the matter on a future agenda. All statements that require a response will be referred to staff for reply in writing.

4. Household Generated Medical Waste – How do the cities and the County deal with medical related waste placed in the solid waste stream and can we improve the management of this waste stream? – Anna Szabo (10 min)

5. Legislative Priorities** - Rob D'Arcy (5 min)

6. IC Update ** - Anna Szabo (10 min)

7. RWRC Update** – RWRD Staff (10 min)

Commissioners: James R. Griffith, Chair; Michael F. Kotowski, Linda J. LeZotte, Manh Nguyen, Teresa O'Neill, Jan Pepper, Greg Scharff, Rod Sinks, Cat Tucker, Mike Wasserman

8. Division Manager's Report/Updates on Countywide Programs – RWRD Staff ** (5 min)

A. Disposal Reporting System - Update

B. Other –

9. Subcommittee Reports and Updates (20 min)**

A. Eco-Gardener – Peggy Horning

B. Enforcement – Stan Chau

C. Household Hazardous Waste – Alex Wykoff

D. Legislation – Mark Bowers

E. Operations – Cynthia Palacio

F. Public Education – Sandra Jensen

G. Source Reduction/Recycling – Karen Gissibl

H. Ad Hoc Food Rescue –Karen Gissibl

I. Ad Hoc Zero Waste – Heidi Melander

10. Program Update (5 min)**

A. Green Business – Report

A. Composting Education – No Report

B. Recycling Hotline – No Report

11. Items for Future Agenda/Guest Speakers (5 min)

12. Informational Updates and Announcements (15 min)

13. Adjournment**

Note: Next Meeting Date is November 12, 2015

(The following is a 'Parking Lot' list of items to be brought back to TAC at a later date)

List of Future Agenda Items to be discussed:

- Large Venue Diversion [pre-TAC] (Tony Eulo)
- CalRecycle 75% diversion (Matthew Krupp)
- Community based social marketing (Karen Gissibl)
- Smoking ban (Matthew Krupp)
- Litterati on Instagram (Julie Muir)
- TraX (Julie Muir)
- Evaluate long term disposal and processing capacities and opportunities for regional cooperation (TAC Chair)
- Recycling brokers (Julie Muir)

County of Santa Clara

Recycling and Waste Reduction Commission
Recycling and Waste Reduction Division

1555 Berger Drive, Building 2, Suite 300
San Jose, California 95112
(408) 282-3180 FAX (408) 280-6479
www.ReduceWaste.org



2015 LEGISLATIVE POLICIES AND PRIORITIES INTEGRATED WASTE MANAGEMENT

The County supports:

- 1) Improved Integrated Waste Management Programs including efforts to promote “**Zero-Waste California;**” a reduction in greenhouse gasses generated from the use of material resources and the collection and disposal of wastes; the standardization of the use of terms; local government authority to direct waste to permitted facilities; local jurisdiction compliance with AB 939 goals; and improved accuracy of the State-mandated reporting.
- 2) **Expanded Product Stewardship and Producer Responsibility** that reduces the amount and toxicity of solid waste generated and shifts physical and financial responsibility to the producers of products for the recovery and disposal of problem wastes through manufacturer implemented take-back programs for products such as pharmaceutical, sharps and household batteries.
- 3) Securing local Integrated Waste Management program **funding and financing**; local solid waste franchising and fee-setting authority; compensation for the collection, recycling, and disposal of waste; and alternative funding sources.
- 4) Expansion of **Recycling, Composting and Organics Programs and facilities** and improving markets for recyclable materials and finished compost, encouraging the purchase of products containing recycled materials and finished compost, implementing a statewide recycling information network, and clarifying ownership of recyclable materials.
- 5) **Energy recovery from landfill gas**, wood wastes, and other source-separated biomass.
- 6) Performance standards and use of **alternative cover for landfills**, limited to the quantities required, to protect public health and safety and minimize nuisances.
- 7) Legislation to further address **litter control** and abatement problems in California including enforcement, outreach campaigns, a reduction in single-use containers, other problem containers, and the cleanup of littered areas.
- 8) Regulations that prohibit the release of **radioactive or radiation-contaminated materials** into the recycling stream.

Commissioners: James R. Griffith, Chair; Ronit Bryant, Kansen Chu, Michael F. Kotoswski, Linda J. LeZotte, Teresa O’Neill, Orrin Mahoney, Jan Pepper, Cat Tucker, Mike Wasserman

- 9) Requirements that products containing hazardous waste be designed, manufactured, and used in ways that avoid harm to workers and the environment and shall be managed and recycled using proper processes and procedures according to environmental regulations and Department of Toxic Substances Control guidelines.
- 10) Elimination of local government **liability under Superfund for the disposal of ordinary municipal waste**, expedited de minimis settlements for hazardous material generated by local government operations, and allocation of costs on the basis of toxicity rather than the volume of municipal waste. Superfund reform should also provide a level of protection to third party investors, lenders, and developers of Brownfield sites.

	Qtr 1 2015				Qtr 2 2015			
	Jan - Mar				April - June			
	Date	Payment	Tonnage	DRS Data	Date	Payment	Tonnage	DRS Data
Landfill	Due 06-15-15				Due 09-15-15			
Guadalupe	05/18/15	\$184,268.80	37,760	05/15/15	09/08/15	\$193,657.92	39,684	09/03/15
Kirby Canyon	05/15/15	\$231,053.36	47,347	05/14/15	08/31/15	\$230,677.60	47,270	08/31/15
Newby Island	06/09/15	\$791,877.60	162,270	05/15/15	09/15/15	\$792,444	162,386	09/15/15
Pacheco Pass	closed				closed			
Palo Alto	closed				closed			
Zanker Material	06/12/15	\$196,083.28	4,992	06/15/15	09/09/15	\$178,910.56	3,356	09/12/15
Zanker Road	06/12/15	\$24,151.12	1,937	06/15/15	09/09/15	\$29,787.52	184	09/12/15
NDF								
ABC Recycles	6/15/2015	\$4,026.00	825	6/15/2015	closed			
EcoBox	6/22/2015	\$450.42						
Green Team	closed				closed			
GreenWaste Recovery	06/15/15	\$41,406.80	8,485	06/15/15	09/14/15	\$44,944.80	9,211	09/15/15
Leo Recycle	6/15/2015	\$4,650.64	953	6/15/2015	9/15/2015	\$6,897.25	1,413	9/15/2015
Mission Trails	taken in County				taken in County			
Pacheco Pass	06/10/15	\$24,775.76	5,077	04/27/15	08/06/15	\$18,641.60	3,820	08/11/15
Pacific Coast Recycling	06/24/15	\$9,472.08	1,941	04/02/15	09/15/15	\$8,318.73	1,705	09/15/15
Premier	06/15/15	\$33,538.53	6,873	06/15/15	09/15/15	\$38,723.48	7,935	09/15/15
Rock Tenn	closed				closed			
San Martin	06/10/15	\$96,672.80	19,810	04/15/15	07/20/15	\$98,214.88	20,126	07/13/15
Superior Demolition	06/10/15	\$488.00	100	06/10/15				
Valley			13,612	06/02/15			13,612	09/23/15
Z-Best	06/12/15	\$8,408.24	1,723	06/03/15	09/09/15	\$7,915.36	1,622	09/09/15
Zanker Material	with landfill		35,189	06/15/15	with landfill		3,306	
Zanker Road	with landfill		3,008	06/15/15	with landfill		5,920	
report and payment mailed	7/29/2015							

	Qtr 3 2015				Qtr 4 2015			
	July - September				October - December			
	Date	Payment	Tonnage	DRS Data	Date	Payment	Tonnage	DRS Data
Landfill	Due 12-15-15				Due 03-15-16			
Guadalupe								
Kirby Canyon								
Newby Island								
Pacheco Pass	closed				closed			
Palo Alto	closed				closed			
Zanker Material								
Zanker Road								
NDF								
ABC Recycles								
EcoBox								
Green Team	closed				closed			
GreenWaste Recovery								
Leo Recycle								
Mission Trails	taken in County				taken in County			
Pacheco Pass								
Pacific Coast Recycling								
Premier								
Rock Tenn	closed				closed			
San Martin								
Superior Demolition								
Valley								
Z-Best								
Zanker Material								
Zanker Road								
report and payment mailed								

TAC Legislative Report

October 2015

Page 1

- **AB 45** (Mullin) – (Anti-EPR) Requires each jurisdiction to (1) increase collection & diversion of HHW, sharps and pharma waste X% over a baseline amount established per CalRecycle regulations to be developed, (2) annually report progress to CalRecycle
SWANA LTF – Oppose
Passed Local Government 6-3 on 4/23/15
Passed Environmental Safety & Toxic Materials 4-2 on 4/28/15
Held in Assembly Appropriations
Last amended 4/30/15
- **AB 144** (Mathis) – Increases penalty for illegal dumping on private property in non-commercial quantities from an infraction to a misdemeanor
SWANA LTF – Support
Passed Assembly Public Safety 7-0 on April 14, 2015
Passed Assembly Appropriations 17-0 on May 6, 2015
Approved by Assembly 78-0 on Consent Calendar
Passed Senate Public Safety 7-0 on June 9, 2015
Passed Senate Appropriations 7-0 on August 27, 2015
Approved by Senate 40-0 on September 8, 2015
Assembly concurred with Senate amendments 78-0 on September 9, 2015
To Governor
Last Amended 6/1/15
- **AB 199** (Eggman) – Excludes from sales tax projects that process or utilize recycled feedstock (**CAW**)
Urgency bill (requires 2/3 vote, normal timelines do not apply)
SWANA LTF – Support
Passed Assembly Natural Resources 9-0 on March 23, 2015
Passed Assembly Revenue & Taxation on July 13, 2015
Passed Assembly Appropriations 17-0 on August 19, 2015
Approved by Assembly 77-0 on August 27, 2015
Passed Senate Governance & Finance 7-0 on September 10, 2015
Passed Senate Appropriations 6-1 on September 10, 2015
Approved by Senate 40-0 on September 11, 2015
Assembly concurred with Senate amendments 78-0 on September 11, 2015
To Governor
Last amended 9/10/15
- **AB 275** (Committee on E.S. & T.M.) – Revises DTSC statute of limitations and requirements for DTSC to pay “orphaned” amounts of site cleanup costs.
Passed Assembly E.S. & T.M. 4-0 on March 24, 2015
Passed Assembly Appropriations 11-0 on April 15, 2015
Approved by Assembly 63-5 on April 20, 2015
Passed Senate Environmental Quality 6-1 on June 17, 2015
Passed Senate Appropriations on July 9, 2015
Approved by Senate 28-9 on August 31, 2015
Assembly concurred in Senate amendments 72-0 on September 2, 2015
To Governor
Last amended 8/19/15
- **AB 385** (Chu) – Requires BAAQMD to establish a South Bay Odor Stakeholder Group
Passed Assembly Local Government 9-0 on April 23, 2015
Passed Assembly Natural Resources 9-0 on April 27, 2015
Passed Assembly Appropriations 15-0 on May 20, 2015
Approved by Assembly 76-0 on May 26, 2015
Failed passage in Senate Environmental Quality 2-4 on July 15, 2015. Reconsideration granted.
Last amended 7/1/15

TAC Legislative Report

October 2015

Page 2

- **AB 577** (Bonilla) – Biomethane: grant program - \$13 million from GHG Reduction Fund
SWANA LTF – Support
Passed Assembly Natural Resources 9-0 on April 27, 2015
Passed Assembly Appropriations 17-0 on May 28, 2015
Approved by Assembly 77-1 on June 2, 2015
Passed Senate Energy, Utilities & Communications 7-0 on June 30, 2015
Passed Senate Environmental Quality 7-0 on July 15, 2015
Referred from Senate Appropriations to Budget & Fiscal Review Committee
Last amended 7/6/15
- **AB 590** (Dahle) – Maintain support for biomass and geothermal power generation
SWANA LTF – Support
Passed Assembly Natural Resources 9-0 on March 23, 2015
Passed Assembly Utilities & Commerce 15-0 on April 27, 2015
Passed Assembly Appropriations 17-0 on May 28, 2015
Approved by Assembly 78-0 on June 2, 2015
Passed Senate Energy, Utilities & Communications 10-0 on June 30, 2015
Passed Senate Environmental Quality 7-0 on July 15, 2015
Held in Senate Appropriations
Last Amended 7/9/15 (to add support for geothermal)
- **AB 761** (Levine) – Grants, if funds are appropriated, for CO2 sequestration via applying organics to “working lands”
Passed Assembly Natural Resources 8-1 on 4/13/15
Passed Assembly Water, Parks & Wildlife 13-2 on 4/28/15
Passed Assembly Appropriations 13-0 on May 28, 2015
Approved by Assembly 67-11 on June 4, 2015
Passed Senate Agriculture 3-0 on June 30, 2015
Passed Senate Environmental Quality 7-0 on July 15, 2015
Senate Appropriations (Suspense File)
Last Amended 6/2/15
- **AB 876** (McCarthy) – County IWMPs must plan for 15 years of capacity for organics processing
SWANA LTF – Oppose
Passed Assembly Natural Resources 7-2 on April 13, 2015
Passed Assembly Appropriations 12-5 on May 28, 2015
Approved by Assembly 53-26 on June 3, 2015
Passed Senate Environmental Quality 5-1 on July 1, 2015
Passed Senate Appropriations on July 13, 2015
Approved by Senate 26-14 on August 24, 2015
To Governor
Last Amended 6/1/15

TAC Legislative Report

October 2015

Page 3

- **AB 888** (Bloom) – Plastic microbeads (**CAW**)
Passed Assembly Natural Resources 7-0 on April 13, 2015
Passed Assembly Environmental Safety & Toxic Materials 6-0 on April 28, 2015
Passed Assembly Appropriations 12-4 on May 13, 2015
Approved by Assembly 59-12 on May 22, 2015
Passed Senate Environmental Quality 5-1 on June 17, 2015
Passed Senate Judiciary 4-1 on June 30, 2015
Passed Senate Appropriations on 7/13/2015
Failed passage in Senate 19-16 on September 3, 2015 (reconsideration granted), then amended
Approved by Senate 24-14 on September 4, 2015
Assembly concurred in Senate amendments 64-12 on September 8, 2015
To Governor
Last Amended 9/3/ 2015
- **AB 901** (Gordon) – Tightens DRS requirements, adds reports on composting and recycling (**CalRecycle**)
SWANA LTF – Neutral
Passed Assembly Natural Resources 8-1 on April 13, 2015
Passed Assembly Appropriations 17-0 on May 28, 2015
Approved by Assembly 78-2 on June 1, 2015
Passed Senate Environmental Quality 6-1 on July 15, 2015
Passed Senate Appropriations 6-1 on August 27, 2015
Approved by Senate 26-10 on September 10, 2015
Assembly concurred in Senate amendments 78-0 on September 11, 2015
To Governor
Last Amended 9/4/2015
- **AB 1045** (Irwin) – State policies to divert 50% of organic waste by 2020 via application to “working lands.” Requires CalRecycle, Air Resources Board and State Water Resources Control Board to jointly develop policy that promotes streamlined permitting and regulation of composting facilities.
SWANA LTF – Work with author
Passed Assembly Natural Resources 6-0 on April 13, 2015
Passed Assembly Appropriations 12-0 on April 29, 2015
Approved by Assembly 62-2 on May 28, 2015
Passed Senate Environmental Quality 5-0 on July 1, 2015
Passed Senate Appropriations 5-1 on August 27, 2015
Approved by Senate 28-12 on September 9, 2015
Assembly concurred in Senate amendments 64-9 on September 10, 2015
To Governor
Last Amended 9/4/15
- **AB 1063** (Williams) – Increases state solid waste disposal fee to \$5 per ton, new Generator Fee (**CAW**)
SWANA LTF – Work with author
Passed Assembly Natural Resources 7-1 on April 27, 2015
Passed Assembly Appropriations 12-4 on May 6, 2015
Approved by Assembly 57-20 on May 11, 2015
Senate Environmental Quality (held by author)
Last amended 8/17/15
- **AB 1103** (Dodd) – Defines food waste to address issues related to renderers, grocery backhauls (**SWIG**)
Urgency bill (requires 2/3 vote, normal timelines do not apply)
SWANA LTF – Oppose
Passed Assembly Natural Resources 6-1 on May 11, 2015
Approved by Assembly 54-14 on May 26, 2015
Senate Environmental Quality
Last Amended 7/16/15

TAC Legislative Report

October 2015

Page 4

- **AB 1108** (Low) – Beverage Container Redemption
Passed Assembly *Natural Resources 9-0 on April 27, 2015*
Passed Assembly *Appropriations 17-0 on May 13, 2015*
Approved by Assembly 75-0 on May 26, 2015
Senate Environmental Quality
Last amended 5/5/15
- **AB 1159** (Gordon) – EPR pilot for sharps and batteries
SWANA LTF – Support
Passed Assembly Natural Resources 9-0 on April 13, 2015
Passed Assembly Environmental Safety & Toxic Materials 6-0 on April 28, 2015
Held in Assembly Appropriations
Last Amended 4/21/15
- **AB 1239** (Gordon) – Tire recycling, fees (**CAW**)
Passed Assembly Natural Resources 6-3 on April 27, 2015
Passed Assembly Appropriations 12-5 on May 28, 2015
Approved by Assembly 50-29 on June 2, 2015
Senate Environmental Quality
Last amended 5/5/15
- **AB 1447** (Alejo) – Requires 10% minimum recycled content for PET food and beverage packaging (**CAW**)
Passed Assembly Natural Resources 6-3 on April 27, 2015
Held in Assembly Appropriations
Last Amended 5/5/15
- **SB 47** (Hill) – Moratorium on recycled tire play fields, study possible health impacts
CAW – Oppose
Passed Senate Environmental Quality 5-0 on March 18, 2015
Held in Senate Appropriations
Last Amended 3/25/15
- **SB 162** (Galgiani) – Extends, to December 31, 2020, expiring rules on disposal of treated wood waste and requires DTSC to prepare a report by the end of 2017 on laws regarding treated wood waste.
SWANA LTF – Support
Passed Senate Environmental Quality 7-0 on April 29, 2015
Passed Senate Appropriations 7-0 on May 28, 2015
Approved by Senate 38-0 on June 1, 2015
Passed Assembly Environmental Safety & Toxic Materials 7-0 on June 30, 2015
Passed Assembly Appropriations 17-0 on August 27, 2015
Approved by Assembly 80-0 on September 1, 2015
Senate concurred in Assembly amendments 40-0 on September 2, 2015
Signed by Governor September 28, 2015

TAC Legislative Report

October 2015

Page 5

- **SB 367** (Wolk) - \$25 million for farmers to reduce GHG emissions, increase carbon storage
CAW – Support
Passed Senate Agriculture 5-0 on April 7, 2015
Passed Senate Environmental Quality 7-0 on April 29, 2015
Passed Senate Appropriations 7-0 on May 28, 2015
Approved by Senate 35-3 on June 3, 2015
Passed Assembly Agriculture 7-0 on July 1, 2015
Passed Assembly Natural Resources 8-1 on July 13, 2015
Assembly Appropriations
Last Amended 8/17/15
- **SB 423** (Bates) – Retail nonprescription surplus products: determinations for reuse (CPSC)
Urgency bill (requires 2/3 vote, normal timelines do not apply)
Passed Senate Environmental Quality 7-0 on April 15, 2015
Passed Senate Appropriations 7-0 on August 27, 2015
Approved by Senate 40-0 on September 1, 2015
Assembly
Last Amended 8/31/15
- **SB 489** (Monning) – All solar Photovoltaic Modules managed as U-waste & banned from disposal
SWANA LTF – Support
Passed Senate Environmental Quality 7-0 on April 15, 2015
Passed Senate Appropriations 7-0 on April 27, 2015
Approved by Senate 35-0 on May 4, 2015
Passed Assembly Environmental Safety & Toxic Materials 7-0 on June 30, 2015
Passed Assembly Appropriations 16-0 on July 15, 2015
Approved by Assembly 76-1 on August 27, 2015
Senate concurred in Assembly amendments 40-0 on September 1, 2015
To Governor
Last Amended 8/24/15
- **SB 778** (Allen) – Higher standards for motor oil so as to increase drain intervals (CAW)
Passed Senate Environmental Quality 4-1 on April 29, 2015
Held in Senate Appropriations
Last Amended 4/20/15

**Green Business Program
FY16**

City	Enrolled Prior to FY16	Certified Prior to FY16	Re-certified Prior to FY16	Enrolled in FY16	Certified in FY16	Re-certified in FY16	2nd Re-certification in FY16	3rd Re-certification in FY16	Dropped from Program	Total Recertified	Total Enrolled	Total Certified
Campbell	40	12	6	2	0	0	0	0	12	6	42	12
Cupertino	94	35	9	12	1	0	0	0	10	9	106	36
Gilroy	25	10	8	1	0	0	0	0	2	8	26	10
Los Altos	22	18	11	4	0	0	0	0	4	11	26	18
Los Altos Hills	2	2	0	0	0	0	0	0	2	0	2	2
Los Gatos	71	36	9	3	1	0	0	0	17	9	74	37
Milpitas	24	9	1	1	0	0	0	0	6	1	25	9
Monte Sereno	0	0	0	0	0	0	0	0	0	0	0	0
Morgan Hill	42	20	3	1	0	0	0	0	13	3	43	20
Mountain View	141	81	28	10	1	0	0	0	35	28	151	82
Palo Alto	442	111	24	2	0	0	0	0	75	24	444	111
San Jose	450	233	71	28	1	0	0	0	131	71	478	234
Santa Clara	89	34	9	8	2	0	0	0	13	9	97	36
Saratoga	13	6	2	0	0	0	0	0	4	2	13	6
Sunnyvale	26	51	26	11	0	0	0	0	19	26	37	51
Unincorporated ⁽¹⁾	8	4	0	0	0	0	0	0	1	0	8	4
TOTAL	1489	662	207	83	6	0	0	0	344	207	1572	668

1 - all inquiries are placed under Unincorporated as many of those inquiring do not state the city their business is in.

2 - this is total enrolled since inception of the program and represents both those businesses that have been certified and those still in process