

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
GENERAL	1	<p>List of definitions in the CUP. Some significant ones are:</p> <p>D. "Beneficial Use Materials"—1) Source-separated materials for recycling, including green waste, wood waste, asphalt, concrete, or dirt; and 2) The Permittee shall obtain authorization from Public Works to import Clean Dirt.</p> <p>J. "City Project"—Phase I of the City Landfill as defined in City Ordinance.</p> <p>K. "City/County Project"—Activities of the combined City/County landfill as depicted on Exhibit "A-2" of this CUP and Exhibit "E-48" of the City Ordinance including Phase II and Phase III of the City Landfill.</p> <p>O. "Closure"—The process when the Facility ceases receiving Solid Waste and/or Beneficial Use Materials. The Closure or Post-Closure Maintenance plan shall be approved by the Technical Advisory Committee (TAC).</p> <p>U. "County Local Enforcement Agency" (County LEA)—Los Angeles County Department of Public Health as designated by the Board pursuant to California Public Resources Code; provided, however, that should the State assign the function of the LEA to any other entity, the duties and responsibilities of the County LEA assigned through this grant which are above and beyond the LEA's function shall be performed by Department of Public Health-Solid Waste Management Program.</p> <p>V. "County Project"—Activities within Exhibit "A-1" and other activities approved by this CUP. It also includes activities within the County's jurisdiction prior to the commencement of the City's Phase II, as well as activities within the County's jurisdiction in the event the City's Phase II or Phase III expires or terminates.</p> <p>EE. "Environmental Protection and Control Systems"—Surface water and ground water-quality monitoring/control systems, landfill gas monitoring/control systems, landscaping and irrigation systems, drainage and grading facilities, Closure activities, Post-Closure Maintenance activities, corrective actions, and other route operation or maintenance activities.</p> <p>PP. "Post-Closure Maintenance"—The activities at the Facility after Closure Date to maintain Environmental Protection, Landfill containment features, and Control Systems and performance standards. The containment features shall prevent the release of waste onto land, into the atmosphere and into waters.</p> <p>RR. "Post-Closure Maintenance Plan"—The preliminary, partially final, or final plan of Post-Closure Maintenance shall be approved by the TAC for implementation.</p>	TAC (Public Health-Solid Waste Management Program, Regional Planning, Public Works, and Forester and Fire Warden)	Throughout CUP life
	2	List of Ancillary Facilities and activities authorized by the CUP: office buildings; waste processing operations; mobile home; leachate treatment facilities, Landfill gas collection facilities, machinery and equipment maintenance facilities, on-site recycling facilities, Environmental Protection and Control Systems facilities, and bin storage for Landfill activities.	Regional Planning	Throughout CUP life
	3	BFI shall file an affidavit agreeing to comply with all the conditions of this CUP.	Regional Planning	One year from Board of Supervisors' approval

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
4	BFI shall comply with IMP and Mitigation Monitoring and Reporting Summary requirements.	Regional Planning	Throughout CUP life
5	BFI shall use this CUP within 1 year from Board of Supervisors' approval. BFI may request for a one-year extension.	Regional Planning Hearing Officer	One year from Board of Supervisors' approval
6	BFI shall obtain Finding of Conformance prior to operation of City/County Project.	Regional Planning	Required prior to commencement of City/County Project
7	BFI shall fully comply with CUP and permits, approvals, and findings of other governmental agencies.	Regional Planning	Throughout CUP life
8	BFI shall comply with CUP else shall be in violation and subject to penalties in Condition 11.	Regional Planning	Throughout CUP life
9	If any provision of this CUP is declared invalid, this CUP and BFI's privileges granted by this CUP will null and void.	Regional Planning	Throughout CUP life
10	BFI may be ordered to cease landfill operation or activities for protection of health, safety, and/or welfare of County residents.	County LEA	Throughout CUP life
11	The Commission or a Hearing Officer may revoke or modify this CUP if the Officer finds that the CUP has been violated or that the CUP has been exercised to the detriment of public health or safety. BFI is subject to a penalty for violation of the CUP and up to \$1,000 per day per violation. BFI shall deposit and maintain a balance of \$30,000 for automatic draw-down. BFI may appeal a notice of violation to a Hearing Officer.	Regional Planning	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	12	BFI shall not violate state or federal regulations.	Regional Planning	Throughout CUP life
INDEMNIFICATION & INSURANCE	13	BFI shall indemnify the County against claims in connection with CUP.	Regional Planning	Throughout CUP life
	14	BFI shall indemnify the County against claims in connection with contamination, health impacts, or loss of property value, and Closure and Post-Closure Maintenance.	Regional Planning	Throughout CUP life
	15	BFI shall provide evidence of liability insurance (general, automobile, pollution, clean-up, and accidental contamination) throughout CUP life and until Post-Closure Maintenance requirements are met.	Public Works	Prior to Effective Date and annually thereafter
	16	BFI shall provide financial assurance proving its ability to maintain insurance payment and indemnify the County.	Public Works	Within 60 months prior to Closure and annually thereafter
TERMINATION	17	<p>BFI shall terminate the Facility:</p> <ul style="list-style-type: none"> A. When City/County Project reaches its limits or 30 years from date of Board of Supervisors' approval if City/County Project becomes operational; B. When County Project reaches its limits if City/County Project does not become operational; C. And cease to receive waste for disposal, but continue mitigations, Closure and Post-Closure Maintenance, and Environmental Protection and Control Systems. D. In the event a joint powers agreement or similar agreement for the operation of City/County Project is entered into, a Termination Date provision shall be incorporated in the agreement. 	TAC (Public Health-Solid Waste Management Program, Regional Planning, Public Works, and Forester and Fire Warden)	Project capacity is reached or 30 Year from Board of Supervisors' approval

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
USE OF COMBINED SITE AND BRIDGE AREA	18	<p>BFI shall diligently pursue a SWFP and all other permits and approvals necessary to develop and operate the City/County Project as defined in Condition No. 1.K.</p> <p>If City Project is invalidated or Phase II of City Project is denied, the limits of County Project extend to Exhibit "A-1" and the [20-acre] "Bridge Area" [approved by Public Works on June 11, 2007]. BFI shall seek Public Works' approval of fill sequencing plans throughout CUP life.</p> <p>During City Project, BFI shall (1) seek approval for fill sequencing plan prior to utilizing the 20-acre "Bridge Area"; (2) at least 50 percent of the cumulative total waste accepted by both the City Project and the County Project measured on an annual basis shall be deposited on the City side; (3) not exceed 20 acres of "Bridge Area"; (4) show that "Bridge Area" is necessary for efficient operation of the eventual City/County Project.</p>	Public Works and Regional Planning	Throughout CUP life
	19	<p>BFI shall not seek expansion in the County pending a JPA or similar agreement that addresses Condition 17(D).</p> <p>If the City denies Phase I or Phase II of the City Landfill, BFI shall exclude City waste from the County Project.</p> <p>BFI shall notify the County 60 days prior to any agreement between the City and BFI that may impact the disposal capacity of the County Project, City/County Project, or any condition of this grant.</p>	Regional Planning	Throughout CUP life
	20	<p>BFI shall submit to the County all agreements and MOU between BFI, the City, and/or the County that involves:</p> <ul style="list-style-type: none"> A. Joint powers authority that set forth permitting, operation, inspection, and enforcement responsibilities; B. Allocation of landfill capacity and disposal fees; C. Franchise fees, landfill gas revenues, fees payable to the City, bond or security agreements with the City; D. Environmental education or community amenities program; E. Change in the City's approval of the City Project or City/County Project; F. Change in the City's Mitigation Reporting and Monitoring Program. 	Regional Planning	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
LANDFILL CAPACITY	21	<p>A. City/County Project</p> <p>I. Maximum weekly tonnage of 66,000 per week of Solid Waste disposed and 6,600 per week of Inert Debris and Beneficial Use Materials for a total of 72,600;</p> <p>II. Maximum daily tonnage of 12,100 of total materials received.</p> <p>B. County Project</p> <p>I. Maximum weekly tonnage of 36,000 per week of Solid Waste and 3,600 per week of Inert Debris and Beneficial Use Materials for a total of 39,600;</p> <p>II. Maximum daily tonnage of 7,200.</p> <p>C. Upon joint recommendation of County LEA and Public Works, Board of Supervisors may increase maximum tonnage so long as the number of days exceeding the limits set forth in (A) and (B) are not more than 313 during CUP life.</p>	Regional Planning, Public Works, County LEA	Throughout CUP life
	22	BFI shall develop a waste origin verification and reporting program to ensure accuracy of waste origin data, specifically to verify the origin of waste reported as coming from County unincorporated areas.	Public Works	Within 90 days of Effective Date and semi-monthly thereafter
	23	<p>BFI shall maximize Landfill capacity by:</p> <p>A. Achieving compaction rates that's comparable to other landfills in LA County;</p> <p>B. Diverting or reducing intake of materials that are incapable of being readily compacted;</p> <p>C. Reducing volume of daily cover;</p> <p>D. Utilizing green waste as daily, intermediate, and final cover. However, auto shredder waste, contaminated soil, cement kiln dust, dredge spoils, foundry sands, etc. may not be used as cover;</p> <p>E. Recycle or divert Clean Dirt received. Clean Dirt may not be disposed at the Landfill without Public Works' approval;</p> <p>F. Utilizing on-site Clean Dirt instead of imported dirt for cover.</p>	<ul style="list-style-type: none"> • Public Works • County Forester (MMRS, 4.38) 	Throughout CUP life
	24	BFI shall not deposit materials required to be diverted or recycled by the City's and County's Source Reduction and Recycling Elements and the Waste Plan Conformance Agreement.	Public Works	Throughout CUP life
	25	The Waste Plan Conformance Agreement shall be amended to be consistent with the City and County waste management plans. The Agreement accounts for the materials entering in and leaving the Landfill, maximizes utilization of available capacity, and implements diversion and recycling programs.	Public Works	Within 90 days of Effective Date
	26	BFI shall implement a program to prevent unnecessary truck trips and illegal waste.	Public Works	Prior to using CUP

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	27	BFI shall discourage partial truck loads and truck traffic during peak hours.	Public Works	Throughout CUP life
	28	BFI shall not receive or dispose prohibited waste at the Landfill and implement a waste Load Checking Program. Public Health-Solid Waste Management Program or City/County LEA shall maintain a full-time inspector at the Landfill. BFI shall compensate administration fees related to this Condition and SWFP. If prohibited waste is discovered, BFI shall obtain the driver's license, notify state and County agencies, store or dispose of the materials according to regulations, manifest occurrence of each incident in BFI's annual report.	Public Health-Solid Waste Management Program/County LEA	Throughout CUP life
OPERATING HOURS	29	BFI may receive Solid Waste and Beneficial Use Materials from 6 am to 6 pm, Monday to Friday, and 7 am to 2 pm on Saturday. Saturday hours may be extended to 6 pm after a holiday. Entrance gate may be open an hour earlier to allow queuing. Hours may be extended by County LEA, except to Sunday. Facility operations may be conducted only between 6 am to 9 pm, Monday to Saturday. Equipment maintenance may be conducted between 4 am to 9 pm, Monday to Saturday. No diesel vehicle shall be stated before 5 am.	County LEA	Throughout CUP life
	30	BFI shall maintain trained on-site staff at all times from Monday to Saturday.	County LEA	Throughout CUP life
	31	BFI shall post a sign at entrance gate with BFI's 24-hour contact number and contact information of Public Health-Solid Waste Management Program and South Coast Air Quality Management District.	Regional Planning	Throughout CUP life
ENV. CTRL. SYS.	32	BFI shall maintain the Environmental Protection and Control Systems in perpetuity or to the satisfaction of Public Works.	Public Works	Perpetuity

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	33	BFI shall provide financial assurance proving it will have sufficient funds for Closure and/or Post-Closure Maintenance.	Public Works	Within 60 months prior to Closure Date and annually thereafter
TIPPING FEE	34	The County may regulate tipping fees and similar charges.	Regional Planning	Throughout CUP life
GRADING & DRAINAGE	35	Grading is only allowed within Limits of Fill. For additional grading necessary for slope stability or drainage purposes, BFI may submit revised site plan to Public Works for approval.	Public Works, County Forester and Fire Warden	Throughout CUP life
	36	No approval shall modify the authorized Limits of Fill.	Public Works	Throughout CUP life
	37	BFI shall comply with all grading requirements of Public Works and County Code. BFI shall obtain approval from Public Works for grading outside Landfill footprint and grading within Landfill footprint that may impact off-site property, including cell development, stockpiling, or excavation from borrow and cover materials.	Public Works	Throughout CUP life
	38	BFI shall design and construct all drainage structures to meet the drainage and grading requirements of Public Works and the Water Board and obtain prior approval from Public Works. All modifications must have prior approval as well.	Public Works	Throughout CUP life
	39	BFI shall install and maintain liner systems and leachate collection and removal systems as required by the Water Board. The liner system shall be equal or more effective than that of the City.	Public Works	Throughout CUP life
	40	Prior to commencement of the City/County project, all testing and remedial actions required by the RWQCB to detect, prevent, and/or correct groundwater contamination shall be completed or guaranteed to the satisfaction of the RWQCB.	<ul style="list-style-type: none"> Public Works County Forester (MMRS, 3.11) 	Required prior to the commencement of the City/County Project

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	41	<p>BFI shall conserve water by:</p> <ul style="list-style-type: none"> A. Ensuring that the water used for the Landfill comes from Sunshine Canyon Watershed; B. Investigating the feasibility of and implementing a program to treating collected leachate on-site for reuse in the Landfill; C. Using soil sealant, pavement, and/or other control measures for dust control; D. Using drought-tolerant plants to re-vegetate the Landfill. 	<ul style="list-style-type: none"> • Regional Planning • County LEA (MMRS, 3.11; 11.02; 15.12) 	Throughout CUP life
	42	BFI shall develop and obtain approval from Public Works a Standard Urban Storm Water Mitigation Plan unless Public Works determines such a plan is unnecessary.	<ul style="list-style-type: none"> • Public Works • County Forester (MMRS, 1.13) 	Throughout CUP life
	43	BFI shall not initiate any activity that requires industrial Waste Disposal Permit and/or Underground Storage Tanks Permit prior to obtaining the required or revised permit from Public Works. The activities pertain to underground storage tank and industrial waste control facility.	Public Works	Throughout CUP life
REVEGETATION, DUST, LITTER, GAS, NOISE, FIRE, AND VECTOR CONTROL	44	<p>BFI shall comply with the following cover and re-vegetation requirements:</p> <ul style="list-style-type: none"> A. Any area that is projected to be inactive for more than 180 days shall have temporary hydroseed vegetation cover. BFI shall notify County LEA and Public Works of such area; B. Prior to disposing waste within 10 feet of Limits of Fill, BFI shall obtain approval of an interim reclamation and re-vegetation plan from County LEA and Regional Planning; C. Final cut slopes shall not be steeper than 1.5:1 (H:V) and be approved by Public Works; D. All final fill slopes shall be reclaimed and re-vegetated according to the Final Environmental Impact Report; E. A different re-vegetation design may be approved by County LEA and Public Works if it better protects public health and safety; F. BFI shall employ an independent expert to satisfy this Condition. Soil sampling and lab analysis shall be conducted before re-vegetation. Soil amendments and fertilizer shall be applied according to testing results. Plants shall not include non-indigenous species. 	<ul style="list-style-type: none"> • County LEA, Public Works, and Regional Planning • County Biologist (MMRS, 4.42) • SCL-LEA and Public Works (Planning MOU, 1.e) 	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
45	<p>BFI shall adopt a fugitive dust program to avert fugitive dust emissions. The program shall meet the following requirements:</p> <ul style="list-style-type: none"> A. BFI shall not engage in excavation or Landfill activity during high wind conditions; B. Working Face areas shall be limited to 10 acres during City/County Project, 3-5 acres during County Project, or a smaller area if determined by County LEA. Non-Working Face areas shall be less than 5 acres each; C. Daily cover shall be watered and if necessary soil sealant shall be applied except when there is sufficient moisture; D. All active Working Face and soil Stockpiles shall be watered daily except when there is sufficient moisture. Cover material shall be obtained from soil excavated from adjacent area; E. If required by County LEA, BFI shall apply soil sealant to any previously active Working Face or soil stockpile; F. Additional sealing may be required for inactive areas of exposed dirt to control soil particles; G. All primary access roads shall be paved; H. Paved access roads to fill areas shall be extended as new fill areas are opened. Winter deck access roads shall be paved with recycled asphalt; I. All paved roads shall be cleaned to remove dirt left by trucks; J. Dirt roads shall be watered at least once a day except when there is sufficient moisture; K. Loads of Solid Waste capable of producing significant dust shall be watered. If such practice is not acceptable to the Water Board, BFI shall develop alternatives and obtain approval from Public Works within 90 days of Effective Date; L. BFI shall maintain sufficient water to supply at least one full day's maximum water usage to the active Working Face areas; M. BFI shall retain qualified personnel to interpret wind data to assist with Landfill operations; N. BFI shall submit quarterly reports to Public Works identifying dust and odor complaints, all notices of violation, measures BFI took to address complaints or violations. Public Health-Solid Waste Management Program and Public Works may require BFI to implement additional measures. 	<ul style="list-style-type: none"> • Public Health-Solid Waste Management Program/County LEA and Public Works • County Biologist (MMRS, 4.42; 6.01; 6.02) • SCL-LEA and Public Works (Planning MOU, 1.e) 	<p>Reports due quarterly and condition complied with throughout CUP life</p>
46	<p>BFI shall adopt a program to prevent waste from escaping the Landfill. BFI shall cease accepting waste during high wind conditions.</p> <p>Litter control program shall include the following:</p> <ul style="list-style-type: none"> A. During operation hours, litter on access roads shall be removed; B. Loads improperly covered shall be detained immediately and correctly covered; C. Debris found at Landfill entrance or Working Face access roads shall be removed; D. At every active Working Face area, BFI shall install portable litter fences. On windy days, Working Face shall be located within areas of minimal wind exposure. 	<p>County LEA</p>	<p>Throughout CUP life</p>
47	<p>BFI shall develop procedures to prevent vehicles leaving the Landfill carrying dirt or debris onto local streets and highways.</p>	<p>Regional Planning</p>	<p>Within 90 days of Effective Date</p>

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
48	BFI shall develop and maintain a litter control and recovery program to control off-site litter from loads traveling to the Landfill and from Landfill activities. BFI shall conduct regular inspections of surrounding areas within 1.5-mile radius and litter removal. BFI shall maintain a log of inspections.	County LEA and Public Works	Throughout CUP life
49	BFI shall maintain staff onsite 24 hours a day, Monday to Saturday, to respond to complaints from the neighborhood. BFI shall maintain a hotline/emergency log recording all complaints and resolutions.	Regional Planning	Throughout CUP life
50	BFI shall maintain at least one staff on-site 24 hours a day, seven days a week, who has the expertise to provide remedial action to complaints or accidents. The staff shall be reached through the contact information posted at the entrance gate.	Regional Planning	Throughout CUP life
51	BFI shall mitigate air quality impacts including that caused by vehicles as required by the South Coast Air Quality Management District.	Regional Planning	Throughout CUP life
52	BFI shall use Landfill gas for energy generation to the extent technically and economically feasible. BFI shall also maintain a landfill gas collection system to control gas migration to the satisfaction of Public Works, County LEA, and South Coast Air Quality Management District. Landfill gas flares shall be installed below adjacent interior ridges, and the flames shall be contained within the stacks. Flame arrestors shall be provided to the satisfaction of the County Forester and Fire Warden.	Public Works, County LEA, County Forester and Fire Warden	Throughout CUP life
53	BFI shall ensure noise emissions are within acceptable limits of the Los Angeles County Noise Ordinance.	Regional Planning	Throughout CUP life
54	BFI shall maintain and provide on-site fire response capabilities to the satisfaction of County Forester and Fire Warden.	County Forester and Fire Warden	Throughout CUP life
55	BFI shall install on-site fuel storage tanks and provide containment and air quality controls for the tanks.	County Forester and Fire Warden and Public Works	Throughout CUP life
56	BFI shall implement vector control measures.	County LEA	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
TRAFFIC	57	BFI shall install the traffic improvements required by Supplemental Traffic Data Information report.	Regional Planning	Prior to Operating City/County Project
	58	BFI shall pay Caltrans no more than \$422,183 for freeway transportation improvements outlined in the Traffic Report.	Regional Planning	Prior to Operating City/County Project
	59	BFI shall install traffic signs to warn about heavy truck traffic. BFI shall ensure that bicycle lane is not adversely impacted.	Regional Planning	Prior to Operating City/County Project
	60	BFI shall install street lights along the Landfill at San Fernando Road.	Regional Planning	Prior to Operating City/County Project
	61	If BFI's truck traffic minimizing measures are found to be inadequate, Regional Planning Commission may modify to add measures to ensure their adequacy.	Public Works, County LEA, and Regional Planning	Throughout CUP life
Ecological Significance	62	BFI shall identify and conserve significant archaeological and paleontological materials. Landfill operations shall be ceased upon discovering aboriginal habitation or fossils until a qualified expert makes a determination on their significance.	Regional Planning	Throughout CUP life
	63	BFI shall monitor wetlands and riparian habitat restoration project until the project is accepted by the City of Pasadena.	Regional Planning	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
PERMITTEE FEES	64	<p>BFI shall pay 10% of the sum of the following:</p> <ul style="list-style-type: none"> A. Net tipping fee collected at the Landfill during County Project and the fees allocated to the County according to a revenue allocation agreement. Net tipping fee means total fees collected minus taxes and including fees imposed by the City. Total collected fees is the total gross receipts BFI collected; B. Revenue from sale of Landfill gas, including fees imposed by the City minus taxes; C. Revenue from other activities, including franchise fee imposed minus taxes. <p>Prior to operating City/County Project, BFI shall enter into a revenue allocation agreement with the City and the County.</p>	Regional Planning	Beginning Effective Date and annually thereafter
	65	BFI shall pay 25 cents per ton of Solid Waste disposed at the County Project or County portion of the City/County Project for waste diversion programs in County unincorporated areas.	Public Works	Beginning Effective Date and Monthly
	66	BFI shall pay 50 cents per ton of Solid Waste disposed at the County Project or County portion of the City/County Project for development of natural habitat and parkland within the County. The use of the fund shall be administered by the Department of Parks and the 5 th District.	Department of Parks and 5 th Supervisorial District	Beginning Effective Date and by March 31 of each year
	67	BFI shall pay 50 cents per ton of Solid Waste disposed at the County Project or County portion of the City/County Project for transportation improvements in surrounding areas. The use of the fund shall be administered by Public Works and the 5 th District	Public Works and 5 th Supervisorial District	Beginning Effective Date and annually thereafter
	68	BFI shall pay \$81,000 for planning studies on Significant Ecological Areas surrounding the Landfill. The use of the fund shall be administered by Regional Planning.	Regional Planning	Beginning Effective Date and January 10 of each year
	69	BFI shall pay up to \$200,000 per year for alternative technology development fund. The use of the fund shall be administered by Public Works and Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force which shall include a representative from North Valley Coalition of Concerned Citizens.	Public Works	Within 6 months after Effective Date and by April 1 of each year

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	70	BFI shall pay \$1 per ton of Solid Waste at the Landfill for community benefit and environmental education in the unincorporated surrounding communities. The use of the fund shall be administered by Regional Planning and the 5 th District.	Regional Planning and 5 th Supervisorial District	Throughout CUP life
	71	BFI shall pay 5 household hazardous waste and Electronic Waste collection events per year during Phase I of the City Project. After Phase I is complete, BFI shall pay 11 events per year. The cost of each event shall be either \$100,000 with CPI adjustment or cost determined by Public Works.	Public Works	Beginning Effective Date and by April 1 and October 1 of each year
	72	BFI shall deposit \$50,000 into a draw-down account to defray expenses Regional Planning spends on reviewing and verifying information relating to this CUP. The balance of the deposit shall be kept between \$40,000 and \$50,000 at all times.	Regional Planning	Throughout CUP life
	73	BFI shall support legislation and regulations that promote development of Conversion Technologies. At a minimum, the legislation should: A. Providing economic incentives for such development; B. Remove any Conversion Technology from the definition of transformation; C. Provide full diversion credit for Conversion Technologies; D. Remove regulatory hurdles for Conversion Technologies	Public Works	Throughout CUP life
OAK TREE PERMIT	74	BFI shall continue to comply with Oak Tree Permit No. 86-312-(5).	Regional Planning and County Forester	Throughout CUP life
LEGISLATION	75	BFI shall work with other stakeholders in the industry to change the State's waste reduction mandates to be measured by diversion program implementation instead of disposal quantity measurement.	Public Works	Throughout CUP life
TARPING	76	BFI shall implement a vehicle tarping program as approved by Public Works. All vehicles loaded with Solid Waste or materials that may create litter shall be tarped. Vehicles repeatedly violate this requirement shall be subject to penalties and may be permanently prohibited from using the Landfill.	Public Works	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
ALTERNATIVE FUEL VEHICLES	77	<p>BFI shall comply with the following regarding non-diesel, alternative fuel vehicles and equipment:</p> <ul style="list-style-type: none"> A. Upon Effective Date, all light-duty vehicles at the Facility shall be alternative fuel vehicles; B. Within first year after the Effective Date, BFI shall purchase and operate 10 alternative fuel Refuse collection trucks or transfer trucks; C. Within first year after the Effective Date, BFI shall submit an alternative fuel vehicle report to the Technical Advisory Committed (TAC) for approval; D. Within first year after the Effective Date, BFI shall design and implement at least one heavy-duty, alternative fuel off-road equipment pilot program; E. Within 3 years after TAC determines that non-diesel, alternative fuel vehicles are feasible, <ul style="list-style-type: none"> 1. BFI shall require all transfer trucks entering the Facility to be non-diesel alternative fuel vehicles; 2. All transfer trucks and collection trucks owned or leased by BFI and used at the Facility shall be non-diesel alternative fuel vehicles; F. Within 6 years after TAC determines the feasibility, 75% of all truck trips entering the Landfill with a capacity of at least 9 tons shall be made by non-diesel alternative fuel vehicles; G. BFI shall participate in a clean fuel demonstration program; H. BFI shall submit an ongoing evaluation of its compliance with this Condition. 	TAC (Public Health-Solid Waste Management Program, Regional Planning, Public Works, and Forester and Fire Warden)	Beginning Effective Date, within first year after Effective date, and within 3 and 6 years after TAC determines feasibility
OUT-OF-COUNTY WASTE	78	BFI shall not receive Solid Waste for disposal that originates from outside Los Angeles County.	Regional Planning	Throughout CUP life
NEWSLETTER	79	BFI shall distribute a quarterly newsletter providing: emergency contact number, "What's New", regulatory and permitting activities, hotline/emergency log, and a summary of all progress reports required by this CUP. BFI shall notify all interest parties of any operational change that is not fully analyzed in the supporting environmental documents and provide opportunity for them to comment.	Regional Planning	Throughout CUP life
GRAFFITI REMOVAL	80	BFI shall remove all graffiti in public view within 48 hours. BFI shall also maintain a graffiti deterrent program approved by Public Health-Solid Waste Management Program and submitted to Public Works.	Public Health-Solid Waste Management Program and Public Works	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
AIR QUALITY MONITORING	81	<p>BFI shall conduct air quality monitoring at the Facility and its surrounding areas. An independent air quality consultant selected by TAC shall conduct at least 4 random tests per year of Landfill dust and diesel particulates. The consultant report shall be provided to Regional Planning, the TAC, and BFI within 15 days after test completion.</p> <p>If test results are inconsistent with the FSEIR, BFI shall submit a corrective action plan to the TAC within 15 days after receiving the report. The Technical TAC shall consider the corrective action plan within 30 days. If TAC does not approve the plan, Regional Planning may impose additional measures, including requiring BFI to pave additional unpaved roads at the Facility; water and apply soil sealant to additional Working Face areas; relocate Working Face areas; monitor sensitive sites in the community; and close the Facility during extreme wind conditions.</p> <p>Regional Planning may reduce the frequency of the testing or discontinue it.</p> <p>Within one year after the Effective Date, the consultant shall conduct testing of landfill gas, dust, and diesel particulates at Van Gogh Elementary School and submit results to South Coast Air Quality Management District and the TAC for approval.</p> <p>Alternatively, the TAC may rely upon the information and reports developed in compliance with the City's air quality requirements to satisfy this Condition.</p>	TAC and Regional Planning	Four random times per year and within one year after Effective Date
VIDEO MONITORING	82	<p>BFI shall install video monitoring equipment to monitor operations at each Working Face area and other critical location. Copies of the video tapes shall be provided to Public Health-Solid Waste Management Program upon TAC's request and kept for one year.</p>	TAC and Public Health-Solid Waste Management Program	Within 90 days after Effective Date
EMERGENCY POWER SUPPLY	83	<p>BFI shall provide a back-up generator for emergency use.</p>	Regional Planning	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
IMPLEMENTATION AND MONITORING PROGRAM	Part I	<p>To establish the Limits of Fill:</p> <p>A. BFI shall install survey monuments according to Exhibit "A-1" and Exhibit "A-2" before expanding beyond the limits established by CUP 86-312-(5). The monuments shall be specified, inspected, and approved by Public Works. Between 60 to 90 days before the annual monitoring report is due, BFI shall conduct a survey of the Landfill's elevations and submit it to Public Works for approval.</p> <p>In the event of an earthquake, as directed by Public Works or Public Health-Solid Waste Management Program, or upon completion of the final fill design, additional surveys shall also be conducted. Public Works may also conduct on-site surveys.</p> <p>B. If Public Works approves grading or other disturbance in areas outside Limits of Fill shown on Exhibit "A-1" or Exhibit "A-2", a copy shall be referred to Regional Planning and Public Health-Solid Waste Management Program.</p>	<ul style="list-style-type: none"> • Public Works and Public Health-Solid Waste Management Program • County Forester (MMRS, 10.06) 	Before expanding beyond the limits established by CUP 86-312-(5) and between 60 to 90 days before the annual monitoring report is due
	Part II	<p>To ensure compliance with Waste Plan Conformance:</p> <p>A. BFI shall verify the weight of Solid Waste received, disposed of, used for Beneficial Use Materials, or diverted off-site. BFI shall maintain records of the weights, compliance with waste restrictions, and the fees charged for disposal.</p> <p>B. All records shall be available for inspection by Public Health-Solid Waste Management Program, Public Works, Regional Planning, and Treasurer and Tax Collector.</p>	Public Works, Public Health-Solid Waste Management Program, Regional Planning, Treasurer and Tax Collector	Throughout CUP life
	Part III	<p>To ensure the accuracy of waste origin data pertaining to County unincorporated areas:</p> <p>A. BFI shall require verifiable documentation on source jurisdictions from waste hauling and transfer/processing industry customers;</p> <p>B. Loads under one ton is only required to state the source verbally;</p> <p>C. BFI shall verify the accuracy;</p> <p>D. BFI shall forward documentation from transfer/processing industry customers to Public Works;</p> <p>E. BFI shall forward all documentation from BFI's waste hauling business to Public Works;</p> <p>F. BFI shall fine customers that do not provide the required documentation;</p> <p>G. BFI shall be responsible for collecting fines imposed by Public Works for violators of this Condition and submit it within 60 days. The fines shall be up to \$5.00 per ton for all tons reported as originating from County unincorporated area during the month.</p> <p>H. BFI shall suspend disposal privileges to those providing false, misleading, or inaccurate documentation for up to 60 days;</p> <p>I. BFI shall extend the suspension if the customer violates this Condition repeatedly;</p> <p>J. BFI shall provide a procedure for its customers to appeal the suspension;</p> <p>K. BFI shall correct the origin data submitted to Public Works' disposal reporting system if notified by Public Works.</p> <p>Prior to implementing the measures above, BFI shall develop a waste origin verification and reporting program to include an outreach education program, the above measures, and violation penalties.</p> <p>Twice monthly, BFI shall submit the results to Public Works.</p>	Public Works	Within 90 days after Effective Date and twice monthly

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
Part IV	<p>To ensure the exclusion of hazardous waste, BFI shall maintain a waste load checking program to require:</p> <ul style="list-style-type: none"> A. All waste hauling vehicles to be screened with a radiation detector device; B. Sensors to detect volatile organic compounds; C. The scale operator to question drivers of suspect loads as to the source and nature of the loads and inspect suspect loads; D. The Working Face areas be inspected for hazardous waste by personnel who has been train by Public Health-Solid Waste Management Program, Public Works; E. BFI shall conduct at least 6 manual inspections of randomly selected incoming Refuse loads per day and a minimum of 36 inspections per week. In addition, BFI shall conduct 12 intensive, unannounced manual inspections every 12 months. 	Public Health-Solid Waste Management Program and Public Works	Throughout CUP life
Part V	<p>BFI shall enter into an agreement with the County to indemnify the County against any damages to public property from Landfill operations and for any expenses incurred by the County in performing remedial work. The work covered by this indemnification shall include Environmental Protection and Control Systems, litter and dust control, noise control, vector control, and maintenance of slopes.</p> <p>BFI shall provide a letter of credit of \$10 million to the Department of Public Works.</p>	Regional Planning and Public Works	Prior to Effective Date
Part VI	<p>To comply with on-site planting, re-vegetation, and maintenance requirements:</p> <ul style="list-style-type: none"> A. BFI shall retain a horticulture/forester consultant to supervise slope planting and oak tree mitigation programs. The consultant shall be approved by the County Forester. B. BFI shall retain a biology consultant to periodically review the list of threatened and endangered species and participate in the re-vegetation program. C. A replacement consultant shall be retained upon termination of employment. <p>BFI shall maintain records to track fill areas in accordance with Water Board requirements and make them available to the consultant, County LEA, County Forester, and other interested agencies when the Landfill becomes inactive.</p>	<ul style="list-style-type: none"> • County Forester, County LEA, and Regional Planning • County LEA (MMRS, 1.13; 4.37; 4.39; 4.41) 	Prior to Effective Date and records shall be kept even after Landfill becomes inactive
Part VII	<p>To conserve archaeological and paleontological resources, BFI shall implement a monitoring program to include the following:</p> <ul style="list-style-type: none"> A. Before commencing grading activities in undisturbed areas, BFI shall retain a certified archaeologist and paleontologist as approved by Regional Planning; B. The archaeologist and paleontologist shall submit a written report to BFI to be included in BFI's annual monitoring report for as long as excavation activity continues; D. A replacement consultant shall be retained upon termination of employment. 	Regional Planning	Before commencing grading activities in previously undisturbed areas

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.		SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
	Part VIII	Before commencing development or obtaining a building permit for any Ancillary Facility, BFI shall submit to Regional Planning a site plan for the Facility. The plan shall be in compliance with County Zoning Ordinance.	Regional Planning	Before commencing development or obtaining a building permit for an Ancillary Facility
	Part IX	<p>The Community Advisory Committee (CAC), serving as a liaison between BFI and the community, shall communicate with Regional Planning and other regulatory agencies on an ongoing basis regarding Landfill development and operation. BFI shall:</p> <ul style="list-style-type: none"> A. Provide personnel to attend CAC meetings; B. Provide the CAC access to the Facility and Landfill operation information; C. Provide accommodate for CAC meetings; D. Provide funding no more than \$20,000 per year for CAC to retain independent consultants. <p>BFI shall consult with the CAC on planning matters that could affect the physical development or future use of the Facility.</p>	Regional Planning	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
Part X	<p>BFI shall submit annual monitoring reports to Regional Planning.</p> <p>A. Sixty days prior, a draft copy shall be submitted to Public Health-Solid Waste Management Program, Regional Planning, Public works, county Forester and Fire Warden, Water Board, South Coast Air Quality Management District, Museum of Natural History, and CAC. Comments to the draft shall be provided within 30 days of receipt and no later than 15 days prior to June 1.</p> <p>BFI shall respond to each comment in the final report which shall be submitted to Regional Planning and TAC. Regional Planning may request BFI to submit additional information.</p> <p>B. The report shall contain, at a minimum, the following:</p> <ol style="list-style-type: none"> 1. A cumulative total of Solid Waste, percent of total available capacity used, remaining capacity and a site map showing the sequence of Landfill operations; 2. Most recent Landfill survey showing Limits of Fill and height and extent of the current fill; 3. Achieved ratio of weight to volume of Solid Waste and comparison with other landfills in the County; 4. Quantity per month of Solid Waste received, disposed of, used for Beneficial Use Materials, diverted off-site; 5. Measures taken by BFI to diver and recycle materials; 6. Litter, noise, fugitive dust, and odor complaints received and measures taken by BFI to address them; 7. All citations BFI received, their nature, and penalties assessed or paid; 8. Report on interim and final fill re-vegetation; 9. Archaeological and paleontological reports; 10. Measures taken by BFI to promote and implement alternative technologies; 11. Measures taken by BFI to develop transportation improvements; 12. Measures taken by BFI to minimize truck traffic; 13. Measures taken by BFI to utilize Landfill gas to generate energy. <p>C. This Condition does not limit the authority of a Hearing Office, the Commission, or the Board to revoke or modify this CUP.</p>	Regional Planning	June 1 of each year
Part XI	BFI shall compensate all County departments for the expenses incurred in administering this CUP, IMP, and the Mitigation Motoring and Reporting Summary. The expenses of Public Health-Solid Waste Management Program shall include personnel, equipment, and transportation costs.	County Auditor-Controller	Throughout CUP life

SUNSHINE CANYON LANDFILL CONDITIONAL USE PERMIT 00-194-(5)

COUNTY AGENCIES' RESPONSIBILITIES

CONDITION NO.	SUMMARY DESCRIPTION	COUNTY RESPONSIBLE ENTITY	TIMEFRAME
Part XII	<p>The Technical Advisory Committee (TAC), chaired by Regional Planning, shall review, coordinate, and certify the satisfactory implementation of the plans, permits, and agreements required by this CUP.</p> <p>A. The TAC is composed of Public Health-Solid Waste Management Program/County LEA, Regional Planning, Public Works, and Forester and Fire Warden.</p> <p>B. The TAC shall meet to ensure the purposes of this CUP are satisfied, to review the annual report, and to certify that the CUP has been complied with. The TAC shall review specific requests from the CAC.</p> <p>The TAC shall also determine compliance with this CUP within 6 months after the Effective Date, prior to BFI's development of the City/County Project, and prior to BFI's commencement of the Closure process.</p> <p>C. BFI shall provide access to TAC and its independent consultants to the Facility and shall respond to all information requests.</p> <p>D. BFI may appeal an adverse determination of the TAC to Regional Planning.</p> <p>E. Upon Effect Date, the TAC shall retain an independent consult to monitor all Conditions in this CUP for a minimum of 5 years. After the commencement of City/County Project, a single consultant may monitor the conditions and mitigation measures of this CUP and the City Ordinance. BFI shall pay all costs associated with this service.</p>	TAC (Public Health-Solid Waste Management Program, Regional Planning, Public Works, and Forester and Fire Warden)	Beginning Effective Date, twice a year, 6 months after Effective Date, prior to City/County Project, and prior to Closure