

ORDINANCE NO. 9664 (NEW SERIES)

AN ORDINANCE AMENDING SECTION 65.107 OF THE SAN DIEGO COUNTY
CODE OF REGULATORY ORDINANCES RELATING TO PERMIT FEES
AND PROCEDURES FOR BUSINESSES AND HEALTH REGULATED
ACTIVITIES

The Board of Supervisors of the County of San Diego ordains as follows

Section 1. The Board of Supervisors finds and determines that, on August 4, 2003 and February 24, 2004 the California Integrated Waste Management Board (CIWMB) enacted regulations that govern the handling and processing of Construction Demolition and Inert debris (CDI). The Department of Environmental Health is the Local Enforcement Agency (LEA) for solid waste issues within all areas of the County of San Diego, except the City of San Diego, and is therefore required to implement these regulations. Amendment to Section 65.107 of the County Code is needed to ensure newly regulated facilities are categorized, pursuant to the CIWMB regulations, into the existing regulatory tier structure for Transfer/Processing Facilities and Operations as defined in California Code of Regulations Title 14 Chapter 3.0, and are integrated into the current fee structure with some clarification of the facility descriptions to reflect the new CIWMB language/definitions.

Section 2. Section 65.107 of the San Diego County Code are hereby amended to read as follows:

SEC. 65.107 SOLID WASTE

(1) Municipal Solid Waste Landfills:

Large - Permitted to receive more than 500 tons per day . . . \$44,265

Small - Permitted to receive 500 tons or less per day . . . \$21,325

(2) Transfer/Processing Facilities and Operations as defined in CCR Title 14, Chapter 3.0:

Major Large Volume Transfer Facility - (permitted to receive/process greater than 1,000 tons per day) – Twelve (12) inspections per year . . . \$13,835

Minor Large Volume Transfer Facility – (permitted to receive/process more than 100 and up to 1,000 tons per day)/ Large Volume CDI Waste Disposal Facility – Twelve (12) inspections per year . . . \$9,685

Medium Volume Facility – (permitted to receive/process equal to or more than 15 tons (or 60 cubic yards, whichever is greater) but less than 100 tons per day)/ Medium Volume CDI Debris Processing Facility/ Medium Volume C&D Wood Debris Processing

Facility/ Inert Debris Processing Facility/ Large Volume C&D Wood Debris Chipping and Grinding Facility/ Inert Debris Type A Disposal Facility - Twelve (12) inspections per year . . . \$6,455

Limited Volume Transfer Facility – (permitted to receive less than 15 tons or 60 cubic yards, whichever is greater)/ Small Volume CDI Debris Processing Facility/ Small Volume C&D Wood Debris Chipping and Grinding Facility/ Inert Debris Type A Only Processing Operations/ Inert Debris Engineered Fill Operations – Four (4) inspections per year . . . \$2,150

Sealed Container Transfer Operation – (Operation where solid wastes remain at all times within unopened containers on-site and are not stored for more than 96 hours)/ CDI Recycling Center/ Inert Debris Recycling Center – One (1) inspection per year . . . \$615

(3) Compostable Materials Handling Operations as defined in CCR Title 14 Chapter 3.1:

Full/Standard permit tiered facilities defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require twelve (12) inspections . . . \$7,380

Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require twelve (12) inspections per year . . . \$7,380

Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require four (4) inspections per year . . . \$2,615

Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require one (1) inspection per year . . . \$615

(4) Closed Sites:

Monthly - Sites that require twelve (12) inspections per year . . . \$19,825

Quarterly Large Landfills - Sites that require four (4) inspections per year . . . \$6,300

Quarterly Burnsites/Small Landfills – Sites that require four (4) inspections per year . . . \$3,380

Annual - Sites that require one (1) inspection per year . . . \$845

(5) Solid waste handling fees - All solid waste handlers within the jurisdiction of the County of San Diego LEA shall remit \$.14 per ton of solid waste handled.

- (a) Exclusion: The fee shall not be assessed to solid waste handlers if it can be demonstrated to the satisfaction of the County of San Diego LEA that the waste was recycled and/or diverted from the solid waste stream. Additionally, this fee will not be assessed to solid waste handlers for each ton of waste for which it can be demonstrated to the satisfaction of the LEA that the fee was collected at a disposal site within the jurisdiction of County of San Diego LEA.
- (b) All solid waste handlers within the jurisdiction of the County of San Diego LEA that receive revenue or income or charge fees for handling the solid waste shall maintain records and report waste handling information to the LEA in a manner or on a form provided by the LEA quarterly on or before May 1, August 1, November 1, and February 1 respectively and the records used to prepare these reports shall be maintained for a minimum of three (3) years. These records shall be made available for inspection by the LEA upon request during normal business hours.
- (c) For purposes of this section, "solid waste handlers" means any person, agency or business that collects, transports, stores, transfers, disposes, or processes solid waste within the jurisdiction of the County of San Diego LEA.

(6) Solid Waste Facility Report or Application Filing Fee

Each solid waste facility report or application shall be accompanied by a filing fee to reflect the cost of processing the application and to recover costs incurred in meeting the requirements of Article 3 (commencing with Section 43500) of Chapter 2 and Article 1 (commencing with Section 44001) of Chapter 3 of the California Public Resources Code. This fee is in addition to the fees authorized by Chapter 2 and Article 1 (commencing with Section 43200) of Part 4 of the California Public Resources Code. This fee shall be set at the hourly rate as specified in section (k)(12).

Section 3. Effective Date and Publication. This ordinance shall take effect and be in force on August 14, 2004, and before the expiration of fifteen days after its passage, a summary hereof shall be published once with the names of the members of the Board voting for and against it in the San Diego Commerce, a newspaper of general circulation published in County of San Diego.

PASSED, APPROVED, AND ADOPTED this 14th day of July, 2004.