

**Sacramento Environmental Commission (SEC)
Minutes - February 27, 2006**

Commission Members Present: Robert Bailey, Mike Fallon, William Gibson, Sharon Merker, and Val Siebal.

Commission Members Absent: Krista Clark, Whitnie Henderson, Marjorie Namba, and Frederick Tornatore.

Commission Staff: Mel Knight, Director, Environmental Management Department (EMD), Karen Nelson, SEC Executive Secretary.

Other Guests: Dennis Green, Chief, Hazardous Materials Division, EMD; Elise Rothschild, Supervising Environmental Specialist, EMD; Chris Pace, Supervising Environmental Specialist, EMD; Alicia Enriquez, Supervisor, Consumer Protection Division, EMD; and Marcy Barnett, Senior Environmental Consultant, Business Environmental Resource Center (BERC).

The meeting was called to order by **SEC Chair Mike Fallon** at 6:00 p.m. Attendance list and sign in sheet were distributed.

1. **Public Comment - Chair Fallon** read a statement regarding audiotaping of the meeting and posting of agendas. He then opened the meeting to members of the audience.
2. **Consent Item - Minutes** - It was **moved (Siebal), seconded (Bailey)** and **carried** to approve the minutes of the January 23, 2006 meeting as presented.
3. **Environmental Management Department**
 - A. **AB 1078 - Methamphetamine Remediation - Dennis Green, Chief**, Hazardous Materials Division, introduced **Elise Rothschild**, Supervising Environmental Specialist. Ms. Rothschild explained that The Cleanup Act of 2005 (AB 1078) which became effective January 1, 2006, authorizes EMD to oversee and enforce the remediation of methamphetamine contaminated properties and to provide for cost recovery for activities related to the implementation of this program.

The law requires: (1) Inspection of the structure where the methamphetamine was being manufactured; (2) Posting of warning sign; (3) Placement of a lien with the County Clerk's Recorder's Office; (4) Review and approval of remediation work plans and assessments; and (5) The issuance of a closure letter and removal of the lien after appropriate remediation and payment have been completed. AB 1078 gives EMD the authority to recover its costs resulting from these activities from the property owner.

Commissioner Merker asked how recovery fees were determined and Ms. Rothschild explained that process. EMD estimates it takes 20 hours to complete the 8 step inspection. The cost to the owner is approximately \$3,120.00. If the clean up costs are less, the owner will be refunded part of the fee.

Ms. Rothschild requested that the Sacramento Environmental Commission (SEC) support EMD's proposal to amend Sacramento County Code, Section 6.99 to provide for the recovery of costs incurred as a result of implementing the various provisions of AB 1078.

It was **moved (Siebal), seconded (Bailey)** and **carried** that a letter of support for EMD's proposal to amend the Sacramento County Code, Section 6.99, be prepared and forwarded to the County Board of Supervisors.

Action item: Staff to prepare and forward a letter of support for the proposed amendment of the Sacramento County Code, Section 6.99 to provide for the recovery of costs incurred as a result of implementing the various provisions of AB 1078, to the County Board of Supervisors.

- B. Hazardous Materials Retail Facility Regulatory Change - Dennis Green, Chief,** Hazardous Materials Division, EMD, introduced **Chris Pace**, Supervising Environmental Specialist, who provided information on the proposed exemption for consumer packaged hazardous materials. Currently Sacramento County Environmental Management Department (EMD) regulates approximately 315 facilities that handle consumer packaged hazardous materials. These businesses sell pre-packaged products such as bleach, laundry detergent and motor oil and must register with EMD as a hazardous material handler. The Sacramento County requirement is more stringent than State law which exempts consumer products that are directly distributed to the general public from the regulation.

Mr. Pace requested that the SEC support EMD's proposal to discontinue its regulatory oversight of consumer packaged hazardous materials.

It was **moved (Gibson), seconded (Fallon)** and **carried** that a letter of support for EMD's proposal to discontinue EMD's regulatory oversight of consumer packaged hazardous materials, be prepared and forwarded to the County Board of Supervisors

Action item: Staff to prepare and forward a letter supporting the proposed deletion of Section 6.96.105 of the Sacramento County Code to the County Board of Supervisors.

- C. New Universal Waste Requirements - Director Knight** introduced **Dennis Green, Chief,** Hazardous Materials Division, who is responsible for the Local Enforcement Authority (LEA) and Certified Unified Program Agency (CUPA). **Mr. Green** gave an update on Universal Waste (UW) (common products that we use in our daily lives that contain potentially hazardous ingredients).

Mr. Green noted that until February 8, 2006, household generators and some small businesses were to dispose of UW in the trash (co-mingled with non-hazardous solid waste). The exemption has expired and this disposal practice is now illegal. **Mr. Green** explained that education and outreach regarding this

new requirement has been somewhat lacking and that EMD will work closely with businesses to help implement the new requirements. **Mr. Green** noted that he would like to return to the Commission in July with an update on enforcement and compliance issues created by this exemption. He also suggested visiting the following web site:

www.dtsc.ca.gov/hazardouswaste/universalwaste/index.cfm.

Members were provided with the following addresses for UW drop off sites:

Sacramento County North Area Recovery Station

4450 Roseville Road
North Highlands

Sacramento Recycling and Transfer Station

8491 Fruitridge Road
Sacramento

4. **Update on Brownfields and Green Business Program** - **Chair Fallon** introduced **Marcy Barnett**, Senior Environmental Consultant, Business Environmental Resource Center (BERC), who provided information on the Sacramento Area Green Business and Brownfields Redevelopment Programs.

Ms. Barnett explained the four criteria businesses must adopt to become a member of the Green Business Program including:

- Pollution Prevention
- Solid Waste Reduction
- Water Conservation
- Energy Efficiency

Members were advised that the Brownfields Assessment Project has identified 800 known contaminated sites in Sacramento County. **Ms. Barnett** noted that grant dollars are available to assist owners of the small parcels—the program has about \$110,000 to pay for Phase I and Phase II Environmental Site Assessments performed by their project consultant.

5. **Environmental Excellence Awards (Update)** - In the absence of Commissioner Namba, **Chair Fallon** called upon **Director Knight** to lead the discussion pertaining to the awards nominations received. **Director Knight** recommended that the Commission follow the award selection process that was used last year; i.e. each member may vote for any and all nominations that they feel are deserving of recognition. Awards will be presented to those nominees that receive a majority of favorable votes. **Director Knight** asked the members forward their vote to Executive **Secretary Nelson** by March 10, 2006.

Director Knight answered questions and advised members that a business may nominate itself and that a Green Business would not automatically receive an award (because you must be nominated).

Action Item: Staff to request that Mr. Green, Hazardous Materials Division, review nomination forms for compliance issues.

6. **Sacramento County Environmental Management Department Director's Report** - Members received a copy of the February 2006 *EMD Update*. **Director Knight** shared information on: (1) McCuen & Associates recipient of the bid to build a new facility for EMD at the Mather Field complex which is expected to be ready for occupancy by August 2007; (2) Revised flood recovery information posted to EMD's Website; (3) Closed food facilities added to the By the Numbers Report; and (4) EMD conducts methamphetamine lab cleanup workshop.

Director Knight introduced **Alicia Enriquez**, Supervising Environmental Specialist, EMD. **Ms. Enriquez** presented on the history of the EMD Food Safety Program and provided an Update on Phase II Enhancements. Field trials of the placarding system will begin in July 2006 and placarding of food facilities will begin January 2007.

A Food Industry Working Group meeting will be held from 2:00 p.m. to 4:00 p.m. March 22, 2006 in the EMD Training Room, Suite 204, 8475 Jackson Road, Sacramento, California. SEC members were encouraged to attend this meeting so they can provide feedback.

Director Knight noted that EMD will be requesting SEC support for the placarding system at the March meeting and encouraged members to attend the Board of Supervisors' meeting on April 11, 2006 at which time EMD will request final Board approval of the Food Safety Program Enhancements Phase - II.

7. **2005 Environmental Health Report - Environmental Indicators** - Due to the lateness of the evening, it was the consensus of the members present to defer the item to the March agenda.
8. **Environmental News Review** -. Due to the lateness of the evening, it was the consensus of the members present to defer the item to the March agenda.
9. **2006 Meeting Topics/Teams** - Due to the lateness of the evening, it was the consensus of the members present to defer the item to the March agenda. .
10. **Correspondence** - Due to the lateness of the evening, it was the consensus of the members present to defer the item to the March agenda. .
11. **Adjournment** - The meeting was adjourned at 9:15 p.m. The next SEC meeting will be held March 27, 2006 at 6:00 p.m. at the Environmental Management Department, 8475 Jackson Road, Sacramento, California.