

MONTEREY COUNTY



DEPARTMENT OF HEALTH LEN FOSTER, Director

ADMINISTRATION
ANIMAL SERVICES
BEHAVIORAL HEALTH

CLINIC SERVICES
COMMUNITY HEALTH
EMERGENCY MEDICAL SERVICES

ENVIRONMENTAL HEALTH
OFFICE OF THE HEALTH OFFICER
PUBLIC ADMINISTRATOR/PUBLIC GUARDIAN

October 15, 2008

Mr. William Merry
General Manager
Monterey Regional Waste Management District
P.O. Box 1670
Marina, CA 93933-1670

Dear Mr. Merry:

The purpose of this letter is to address the questions outlined in your August 15, 2008 letter regarding the use of permit and disposal fees that Monterey County collects from the Salinas Valley Solid Waste Authority (SVSWA) and the Monterey Regional Waste Management District (MRWMD). The fees are used to directly fund the Solid Waste Local Enforcement Agency as outlined below:

Explicit Obligations Under Title 14, California Code of Regulations:

- Routine Inspections and re-inspections of permitted, unpermitted and exempt facilities
- Permit Actions: new permits, permit revisions, RFI amendments, permit waivers (e.g. Jolon Road Transfer Station during Indian Fire)
- Enforcement of State Minimum Standards: Notices and Orders, Hearing Panel proceedings, and referrals to other agencies
- Administration: recruit and maintain Hearing Panel, update the Enforcement Program Plan and administration of the LEA Enforcement Grant
- Staff Training: CIWMB-sponsored training, CEQA courses, Manager of Landfill Operations, etc. Monterey County provides training beyond basic facility operations and routine inspections. Rather, training is tailored to meet changing conditions. For example, to better serve the JPAs, the County sent staff to a four-week Hazardous Materials Technician Certification course to enable the LEA to respond more quickly to load check incidents that impact SVSWA and MRWMD operations.
- Facility Closure: Final Closure Plan approval, closure construction oversight, quality assurance/quality control monitoring, closure certification
- Federal and State Legislation and Regulation Review: The LEA is responsible to analyze, assimilate and implement a myriad of new federal and state statutes and regulations each year.
- Coordination with Other Agencies: Given the multi-faceted nature of solid waste handling and disposal, the LEA remains in constant communication and coordination with other oversight agencies and entities at the federal state and local level.
- Illegal dumping investigations to prevent the creation of disposal sites that would fall under regulation by the LEA

- Special Projects: The LEA routinely undertakes other special projects including:
 - Laguna Seca Landfill Methane Gas Study: planning, installation, monitoring
 - Basin Complex Fire burn ash investigation and clearance

Related Activities:

- Attendance of MRWMD and SVSWA board meetings to stay informed of and to keep pace with agency plans
- Maintenance of the County Integrated Waste Management Task Force whose activities and decisions often trigger changes to regulated facilities and operations
- Administration of the Illegal Dumping Voucher Program to prevent the creation of disposal sites that would fall under regulation by the LEA
- Investigation and Prosecution of individuals and businesses that impact MRWMD and SVSWA operations (e.g. American Performance Cartridge, Natividad Medical Center, Save Mart, Quinn Power Systems, etc.)
- Local Regulation Development: The LEA has drafted ordinances, including a Landfill Buffer Zone Ordinance, Illegal Dumping Ordinance and Polystyrene Ordinance to protect the health and safety of individuals and the environment from the impacts of legal and illegal handling and disposal of solid waste.
- Public Education: The LEA is also involved in promoting proper solid waste disposal and curbing illegal dumping through various outreach activities including the Environmental Health Compliance Day, Farm Days and County Cleanup Day.

Enclosed with this letter is a budget that illustrates how permit and disposal fees are used to fund the LEA Program and an organizational chart for the Environmental Health Division. Please feel free to contact me at (831) 755-4964 should you have any questions or need any additional information.

Sincerely,



Allen J. Stroh, MPA, REHS
Director of Environmental Health

cc: Patrick Matthews, SVSWA
Others??

Encl: LEA Program Budget
Organizational Chart

2nd Quarter 2008 County Fees

	Qtr to Date Fees
Annual landfill operations fee	\$496,080.00
Quarterly	\$124,020.00
Annual fee per Facility \$23,591	
Quarterly \$5,897.75	
SVSWA - Qtr fee three landfills 2 x \$5,897.75 (A)	\$11,795.50
MRWMD - Qtr fee one landfill 1 x \$5,897.75 (A)	\$5,897.75
Balance to be split based on landfilled tons	\$106,326.75
	Tons
Total SVSWA BOE Quarter Tonnage (B)	72,741.34
Quarter Fee (B)	\$60,193.55
Total SVSWA Quarter County Fee (A+B)	\$71,989.05
Total SVSWA Quarter County Fee (per Ton)	\$ 0.99
Total MRWMD BOE Quarter Tonnage (B)	55,750.00
Quarter Fee (B)	\$46,133.20
Total MRWMD Quarter County Fee (A+B)	\$52,030.95
Total MRWMD Quarter County Fee (per Ton)	\$ 0.93

Monterey County Quarterly Disposal Invoice - 2nd Quarter 2008
April - June

	Quarterly Disposal Fee: (QDF)	AFF	DBR	Quarterly Facility Fee (QFF): (AFF/4)	Daily Facility Fee (DFF): (QFF/91 Days)	Quarterly Fee per Facility (QFPF): (DBR*DFF)	Total Facility Fees/JPA: (QFPF per JPA)	Regional Fee (RF): QDF minus Total QFPF per JPA	Tonnage Disposed	% Disposal per JPA	Total RF per JPA: % Disposal * RF	Total JPA Fees for Quarter: (Total FF+RF)
Monterey County	\$ 124,020.00	\$ 23,591.00						\$ 106,326.75	128,491.34			\$ 124,020.00
SWSWA			91				\$ 11,795.50		72,741.34	57%	\$ 60,193.55	\$ 71,989.05
JCLF		\$ 23,591.00	91	\$ 5,897.75	\$ 64.81	\$ 5,897.75			14,378.27			
CHLF		\$ 23,591.00	91	\$ 5,897.75	\$ 64.81	\$ 5,897.75			58,363.07			
MRWMD		\$ 23,591.00	91	\$ 5,897.75	\$ 64.81	\$ 5,897.75	\$ 5,897.75		55,750	43%	\$ 46,133.20	\$ 52,030.95

Month	Days
April	30
May	31
June	30
Total Days in 2nd Quarter 2008	
91	

Acronyms :

- AFF: Annual Facility Fee
- DBR: Days per Billing Rate per Quarter
- QDF: Annual Disposal Fee/4
- QFF: Quarterly Facility Fee: Annual Facility Fee/4
- DFF: Daily Facility Fee: Quarterly Facility Fee/Billing Rate per Quarter
- QFPF: Quarterly Fee per Facility: Days per Billing Rate per Quarter * Daily Facility Fee
- RF: Regional Fee: Quarterly Disposal Fee - Total Quarterly Facility Fees per JPA

In addition to the annual fee, each facility will be assessed a regional fee that is based upon the percent of the total annual county-wide tonnage disposed. The total annual amount of the Regional and Facility Fee shall equal \$496,080.00.

2nd Quarter 2008 County Fees

	Qtr to Date Fees	Apr fees	May fees	Jun fees	
Annual landfill operations fee	\$496,080.00				
Quarterly	\$124,020.00	\$41,340.00	\$41,340.00	\$41,340.00	
Annual fee per Facility	\$23,591				
Quarterly	\$5,897.75				
SVSWA - Qtr fee three landfills 2 x \$5,897.75 (A)	\$11,795.50	\$3,931.83	\$3,931.83	\$3,931.83	
MRWMD - Qtr fee one landfill 1 x \$5,897.75 (A)	\$5,897.75	\$1,965.92	\$1,965.92	\$1,965.92	
Balance to be split based on landfilled tons	\$106,326.75	\$35,442.25	\$35,442.25	\$35,442.25	
	Tons	Tons / Fee	Percent	Tons / Fee	Percent
Total SVSWA BOE Quarter Tonnage (B)	72,741.34	25,000.00		22,741.34	
Quarter Fee (B)	\$60,193.55	25,000.00	57%	72,741.34	57%
Total SVSWA Quarter County Fee (A+B)	\$71,989.05	\$20,372.39		\$19,987.28	
		\$24,304.22		\$23,919.12	
Total MRWMD BOE Quarter Tonnage (B)	55,750.00	18,493.00		17,934.00	
Quarter Fee (B)	\$46,133.20	18,493.00	43%	55,750.00	43%
		\$15,069.86		\$15,454.97	
Total MRWMD Quarter County Fee (A+B)	\$52,030.95	\$17,035.78		\$17,420.88	
Total MRWMD Quarter County Fee (per Ton)	\$ 0.93	\$ 0.92		\$ 0.98	