



County of Santa Cruz

HAZARDOUS MATERIALS ADVISORY COMMISSION

Minutes for the Hazardous Materials Advisory Commission Meeting of September 26, 2018

Capitola Community Room
420 Capitola Rd, Capitola

1. Roll Call/Call to Order

Meeting called to order by Chairperson Frawley at 9:05am.

Present: Bracamonte, Bennett, Whittle, Avila, Delemus, Logan, Frawley, Glucs, Forest

Absent: Bertrand, Young

Staff: Supplee

2. Public Oral Communications

None

3. Additions/Deletions to the Agenda

None

4. Adoption of May Meeting Minutes

Motion to Approve: Delemus

Second: Logan

Ayes: Bennett, Whittle, Avila, Delemus, Logan, Frawley, Glucs

Abstained: Bracamonte

- 5. Guest Speaker** – Joseph Lovelace, Environmental Compliance Manager for GreenWaste Recovery of Santa Cruz. Mr. Lovelace outlined GreenWaste's used oil program. GreenWaste drivers pick up containers of used oil that are left at the curbside with their garbage receptacles. The collected oil is taken back to their yard and emptied into their 1,000-gallon oil tank. Clean Harbors test the used oil for halogenated solvents and PCBs before picking it up. In May of this year, the Santa Cruz yard waste oil tank was contaminated with polychlorinated biphenyls (PCBs.) This cost the company \$11,000 to dispose of the

contaminated oil and to remediate the tank and the tank had to be closed from May to July. If the facility was a "Certified Collection Center" it would be eligible for State funds to recoup the cost related to the contaminated oil. However, the GreenWaste yard is not classified as a "Certified Collection Center" because for safety and security issues, it not open to the public. In the last couple of years, there have been 3 other incidents of contaminated oil at their Bay Area locations. Two of those incidents involved chlordane and one other was also PCBs.

Mr. Lovelace stated that the company will continue to collect used oil from their customers but is concerned about the ability of the company to continue to absorb the cost of contaminated oil. He was coming to the Commission to get suggestions on how GreenWaste could address this problem. Mr. Lovelace was considering petitioning the State regulators to modify the requirements to allow them to be a Certified Collection Center. Commission Delemus expressed that in his experience that was futile. Commissioner Delemus suggested that they check to see how long they would have to be open to the public to receive waste oil to qualify to be a Certified Collection Center. It could be limited time in a month and they could set up a temporary collection station. The other suggestion was to put the used oil in a 55-gallon drum before putting it into the 1,000-gallon tank. They could test the oil themselves in 55-gallon batches before putting it in the 1000-gallon tank. If one batch got contaminated, it would be a lot less expensive to handle that the larger tank.

7. Environmental Health Services Report

The CUPA Program is currently fully staffed. Because of recent hires to the Division, Steve Baiocchi has been transferred back to the hazardous Materials Program as of September 1, 2018. In July, we had an emergency response in Aptos involving an illegal closed looped honey oil extraction system using butane located on a hill top in a redwood grove. It was located on a hill top in a redwood grove and could have caused a major fire in the middle of fire season. In addition to the stainless-steel extraction unit there was 3,000 lbs. of "shake" cannabis, 25 lbs. of honey oil, 8 guns, ammunition and cash onsite.

Environmental Health contacted the State Duty Officer and they sent a contractor out to safely depressurize the system and take any waste that was not needed for evidence. Following the incident, the Health Officer and Environmental Health Director, Dr. Leff, met with the Sherriff Department to discuss ways to minimize the potential impacts of these types of illegal operations.

In July 2018, Environmental Health staff and SCHMIT participated in a drill put on by Home Land Security that involved, bombs, hazardous materials and radiological material at UCSC.

Environmental Health staff also have participated in a webinar by the Sate Water

Board covering the changes to Underground Storage Tank regulations that go into effect October 1, 2018. The changes in these regulations are required so that California is consistent with Federal statutes.

Legislative Update

AB 2474 Hazardous Waste: Identification: Testing - This bill would authorize the department, to evaluate specified tests to determine whether the tests can be adapted to be appropriate for use in identifying substances as hazardous waste or extremely hazardous waste, consistent with the requirements of the hazardous waste control laws, as an alternative to the fish mortality testing method. (to Governor)

AB 2485 Code Enforcement: Financially Interested Parties - Prohibits a local official, as defined, who inspects a commercial property or business for compliance with a state statute or regulation or local ordinance, from being accompanied during the inspection by a person with a potential financial interest in the outcome of the inspection, as defined, unless the person is the owner of the property or business, is the agent or representative of the owner, or has an existing contract, as specified. (enacted)

AB 3138 Hazardous Materials: Management: Civil Liability – Increase civil or administrative penalties for violations of facilities that have Risk Management Plans (RMPS) from \$2000 - \$25,000/day to \$5,000 to \$25,000 per day. (signed by the Governor)

8. Correspondence and Announcements

None

9. Topics for Future Speakers

- 1) Well Construction standards for the recharge wells.
- 2) Protection from offshore oil.
- 3) The new requirements for Round Up and an update from the Integrated Pest Management.
- 4) Fire Zone and use of fire retardants

10. Next Meeting – November 28, 2018 at the Capitola Community Room, 420 Capitola Ave.