

**REQUEST FOR APPROVAL**

**To:** Cara Morgan  
Branch Chief

**From:** Jill A. Larner  
Integrated Waste Management Specialist

**Request Date:** April 11, 2011

**Decision Subject:** Amended Nondisposal Facility Element For The Unincorporated Area Of  
Kern County

**Action By:** May 17, 2011

-----

**Summary of Request:**

Public Resources Code (PRC) Sections 40900 et seq., describe the requirements to be met by cities and counties when developing and implementing integrated waste management plans. PRC Sections 41730 et seq. require that each city and county prepare and adopt a Nondisposal Facility Element (NDFE) which includes a description of existing and new nondisposal facilities, and the expansion of existing nondisposal facilities, which will be needed to implement a jurisdiction's Source Reduction and Recycling Element (SRRE), to enable it to meet the requirements of PRC Section 41780. Cities and counties must amend their NDFE if they are adding or expanding facilities. Jurisdictions are not required to amend their NDFE if they stop using a facility identified in the NDFE; however, if they want to remove the facility from the NDFE, an amendment is required.

Kern County has submitted an NDFE amendment for the facilities identified below. Based on review of the amended NDFE, staff found that all of the foregoing requirements have been satisfied and that the amended NDFE substantially complies with PRC Sections 41730, et seq., and recommends approval. This memo requests approval of the County's amended NDFE.

<b>Facility Name: Liberty Composting, Inc.</b>		
<input type="checkbox"/> New	<input type="checkbox"/> Existing, but newly added to NDFE	<input checked="" type="checkbox"/> Expanded, Name change and facility type change <input type="checkbox"/> Deleted
Type	Composting Facility and Renewable Energy Gasification Facility (Liberty Energy Center)	
Location	12421 Holloway Road, Lost Hills, CA Located on Farmland and agriculture, Unincorporated County	
Capacity	786,000 Tons Per Year + 4,000 Tons Per Year amendments; Totals include 196,500 Tons Per Year of temporary biosolids storage and transfer.	
Participating	Northwestern Kern County	

Jurisdictions	
Anticipated Diversion Rate (%)	95%

The jurisdiction has adequately addressed all requirements by submitting the information noted below:

<b>Kern County</b>	<b>Yes</b>	<b>No</b>
Local Task Force comments	X	
3-day public notice	X	
Resolution adopting amendment	X	
Amendment includes required information for facility type	X	

**Recommendation:**

Based on staff review of the County’s amended NDFE Report, staff found that the requirements have been satisfied and agrees with approving the amended NDFE. Therefore, staff recommends approval of the County’s amended NDFE.

-----  
**Branch Chief Action:**

On the basis of the information and analysis in this Request for Approval and the background information and findings set out herein, I hereby approve the County’s amended NDFE.

Dated: May 17, 2011

Cara Morgan  
 Cara Morgan, Branch Chief  
 Local Assistance Market Development Branch