REQUEST FOR APPROVAL

To: Cara Morgan
Division Chief

From: Jolyne Madison
Waste Management Specialist

Request Date: May 12, 2010

Decision Subject: Compliance Schedule For Completing And Submitting The Source Reduction and Recycling Element, Household Hazardous Waste Element, And Nondisposal Facility Element By The Newly Incorporated City of Wildomar, Riverside County

Action By: June 12, 2010

Summary of Request:
According to Public Resources Code (PRC) Section 41791.5, as a newly incorporated city, the City of Wildomar should have completed and submitted its planning documents, i.e., its Source Reduction and Recycling Element (SRRE), Household Hazardous Waste Element (HHWE), and Nondisposal Facility Element (NDFE), to CalRecycle by April 1, 2010. Because the City had not submitted its planning documents by the due date, staff requested the City submit a compliance schedule by April 15, 2010. The City has submitted the requested compliance schedule, and is asking for an extension on its submittal due date until October 31, 2010. (Attachment 1).

Recommendation:
Staff has determined that the proposed timeframe is reasonable and recommends approval of the attached compliance schedule for completing and submitting the SRRE, HHWE, and NDFE by the newly incorporated City of Wildomar, Riverside County.

Division Chief Action:
On the basis of the information and analysis in this Request for Action and the findings set out above, I hereby approve the compliance schedule for completing and submitting the Source Reduction and Recycling Element, Household Hazardous Waste Element, and Nondisposal Facility Element by the newly incorporated City of Wildomar, Riverside County.

Dated: 5/25/10

Cara Morgan

Cara Morgan
Division Chief
Local Assistance and Market Development Division

Attachments:
Attachment 1: City's Request for a Time Extension
Attachment 2: Compliance Schedule for Submitting Planning Documents

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Background Information, Analysis, and Findings:
The City of Wildomar in Riverside County incorporated on July 8, 2008. According to PRC Section 41791.5, newly incorporated cities are required to submit a completed SRRE, HHWE, and NDFE within 18 months of incorporation; the City's planning documents were therefore due by February 8, 2010. A newly incorporated city has the option to either develop its own SRRE, HHWE, and NDFE, or to form/join a regional agency with its host county, and adopt the county's SRRE, HHWE, and NDFE as its own. The City of Wildomar is planning to submit its own planning documents.

CalRecycle (formerly the California Integrated Waste Management Board) discussed the issue of enforcement and newly incorporated cities related to planning document submittal at its February 2002 Board meeting. It was determined that the previously adopted enforcement process for existing jurisdictions that had failed to submit adequate planning documents would also apply to newly incorporated cities. The first step of the process is for a city that is late in submitting its planning documents to submit a compliance schedule specifying which tasks remain and an expected timeline for completing and submitting the final documents to CalRecycle.

Compliance Schedule
Based upon the process developed at the February, 2002 meeting, the City of Wildomar was requested to submit a compliance schedule by April 15, 2010. The City submitted a schedule as requested (Attachment 2). The City estimates it could submit the planning documents by October 31, 2010. Staff believes this schedule is reasonable.

The second step in the enforcement process is to take the proposed compliance schedule forward for CalRecycle approval. Therefore, staff is seeking approval of the time extension and the proposed compliance schedule.