

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Environmental Resources

BOARD AGENDA # *B-2

Urgent Routine

AGENDA DATE January 10, 2012

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC

STAFF RECOMMENDATIONS:

1. Find that the granting of an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC, is in the public interest and welfare.
2. Authorize the Department of Environmental Resources to grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC.

FISCAL IMPACT:

The Refuse Collection Permit holder, P.D. Haul-Away, LLC, would be required to pay a permit fee on July 1st of each year, which currently is \$118. In addition to the annual fee, the permit holder shall make quarterly payments of eight percent (8%) of the gross revenues derived for providing such industrial refuse disposal services within the unincorporated areas of Stanislaus County. The estimated revenue from this hauling activity is \$4,000 per year that would be budgeted in the Environmental Resources budget. Annual revenue from the permit fee would help offset the cost of administering the County ordinance as it relates to industrial refuse collectors.

BOARD ACTION AS FOLLOWS:

No. 2012-010

On motion of Supervisor Chiesa, Seconded by Supervisor De Martini
and approved by the following vote,

Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None


1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC

DISCUSSION:

According to the Stanislaus County Refuse Ordinance, industrial refuse is solid waste that is produced by a person principally engaged in the business of processing or manufacturing products or materials whose principal outlet is wholesale rather than retail, or that is produced by a licensed building or demolition contractor. Currently, Stanislaus County has four permitted industrial refuse collection companies: Bertolotti Disposal, Gilton Solid Waste Management, Turlock Scavenger, and Waste Management. Of these four companies, Waste Management is exclusively engaged in industrial refuse hauling activities in the unincorporated areas of Stanislaus County. The other three are permitted franchise refuse collectors which serve various jurisdictions throughout the County.

P.D. Haul-Away, LLC, an existing local company doing business as a permitted small hauler since 2006, is requesting to expand their business in the Stanislaus County market. They propose to make available ten (10) 40-yard drop boxes with an emphasis on recycling services for the construction and demolition market. P.D. Haul-Away, LLC, has submitted the required application, insurance verification, and form of security necessary to apply for an Industrial Refuse Collection Permit. Department of Environmental Resources staff reviewed these documents and found them to be in conformance with the appropriate ordinance requirements. The company has also provided documentation to Department staff that it has the ability to meet and conform to standard permit conditions.

The Stanislaus County Code specifies that the Board of Supervisors may grant a permit to collect, transport, or use industrial refuse whenever, in the opinion of the Board, the granting of such a permit is in the public interest and welfare. The Code also specifies that the term for industrial permits shall be one year which may be renewed annually upon application to and approval by the Department of Environmental Resources. Permits are only renewed when the Department finds that the permit holder is capable of continuing operation in conformity with the provisions of the Stanislaus County Refuse Ordinance and the rules and regulations of the Department.

Increasing the competition for this type of industrial refuse collection, which emphasizes recycling, helps businesses save money, and assists the County in meeting its waste reduction mandates. Adding a qualified, permitted industrial refuse collector is a way to help keep the County's industrial community competitive, therefore, Department staff is of the opinion that granting this permit would be in the public's interest and welfare. Based on the above, the Department recommends authorization to grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC.

POLICY ISSUE:

Approval of this agenda item to authorize the Department of Environmental Resources to grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC, is consistent with the Board's priorities of A Healthy Community, A Strong Local Economy, and A Well Planned Infrastructure System. It provides a program that supports the Department's mission to promote a safe and healthy environment and improve the quality of life in the community through a balance of science, education, partnerships, and environmental regulation.

Approval to Grant an Industrial Refuse Collection Permit to P.D. Haul-Away, LLC

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT PERSON:

Sonya K. Harrigfeld, Director of Environmental Resources Telephone: 209-525-6770