

## **APPENDIX 1**

### **COMMENTS RECEIVED AND RESPONSE TO COMMENTS**

## RESPONSES TO PUBLIC COMMENTS

This section provides a summary of comments received during the public review period for the Initial Study and Mitigated Negative Declaration (IS/MND) for the Fink Road Landfill In-Fill Project. The public review period for this project was from September 19, 2009 to October 20, 2009. A total of eight (8) letters were received during the public review period. Section A provides a list of all written correspondence received during the public review period; Section B provides a written response to individual comments; and Section C contains a copy of each correspondence that was received.

### **A. AGENCIES, ORGANIZATIONS, AND INDIVIDUALS WHO HAVE COMMENTED ON THE DRAFT INITIAL STUDY / MITIGATED NEGATIVE DECLARATION (IS/MND)**

- Letter # 1 Stanislaus County, Department of Environmental Resources - Solid Waste Management, Vicki Jones, Senior Resource Management Specialist, September 22, 2009.
- Letter # 2 Stanislaus County, Department of Agriculture, L. Denton Hoeh, Ag Manager, October 1, 2009.
- Letter # 3 Stanislaus County, Building Department, Steve Treat, Interim CBO, October 5, 2009.
- Letter # 4 California Regional Water Quality Control Board, Title 27 Permitting and Mining, William Brattain, P.E., Water Resources Control Engineer, October 6, 2009.
- Letter # 5 J.B. Anderson Land Use Planning, Mark Niskanen, Senior Planner, October 13, 2009.
- Letter # 6 San Joaquin Valley Air Pollution Control District, David Warner, Director of Permit Services, and Jessica R. Willis for Arnaud Marjollet, Permit Services Manager, October 13, 2009.
- Letter # 7 California Integrated Waste Management Board, Permitting and LEA Support – South Branch, Joy Isaacson, October 15, 2009.
- Letter # 8 Stanislaus County, Environmental Review Committee, Christine Almen, Senior Management Consultant, October 16, 2009.

## **B. RESPONSES TO WRITTEN COMMENTS**

**Response to comments submitted by Stanislaus County, Department of Environmental Resources - Solid Waste Management, Vicki Jones, Senior Resource Management Specialist, September 22, 2009. (Letter # 1).**

Response to Comment No. 1A: This letter notes that the Department of Environmental Resources – Solid Waste Management Division has no comments. Therefore, no response is necessary.

**Response to comments submitted by Stanislaus County, Department of Agriculture, L. Denton Hoeh, Ag Manager, October 1, 2009. (Letter # 2).**

Response to Comment No. 2A: This letter concurs with the findings of the IS/MND that the proposed project would not have a significant impact on the environment. Therefore, no response is necessary.

**Response to comments submitted by Stanislaus County, Building Department, Steve Treat, Interim CBO, October 5, 2009. (Letter # 3).**

Response to Comment No. 3A: This letter notes that the Building Department has no comments. Therefore, no response is necessary.

**Responses to comments submitted by the California Regional Water Quality Control Board, Title 27 Permitting and Mining, William Brattain, P.E., Water Resources Control Engineer, October 6, 2009. (Letter # 4).**

Response to Comment No. 4A: This comment does not pertain to the adequacy of the IS/MND. Therefore, no response is necessary.

Response to Comment No. 4B: This comment does not pertain to the adequacy of the IS/MND, however, as requested, the County will submit an amended Report of Waste Discharge as part of an amendment to the landfill's Joint Technical Document and will include all relevant information required by Title 27, California Code of Regulations as noted in this letter.

**Responses to comments submitted by J.B. Anderson Land Use Planning, Mark Niskanen, Senior Planner, October 13, 2009. (Letter # 5).**

Response to Comment No. 5A: This letter notes that J.B. Anderson Land Use Planning has no comments to provide on behalf of the Del Puerto Health Care District since the project will not increase the demand for public services. Therefore, no response is necessary.

**Responses to comments submitted by San Joaquin Valley Air Pollution Control District, David Warner, Director of Permit Services, and Jessica R.**

**Willis for Arnaud Marjollet, Permit Services Manager, October 13, 2009.  
(Letter # 6).**

Response to Comment No. 6A: This comment does not pertain to the adequacy of the IS/MND. Therefore, no response is necessary.

Response to Comment No. 6B: To further support the finding that the project will not have a significant impact as a result of fugitive dust emissions, Section 5.3 Air Resources of the IS/MND is revised as follows and incorporates the following mitigation measures into the Mitigation Monitoring and Reporting Plan (MMRP) to control fugitive dust:

***Mitigation Measures***

~~The following mitigation measures can be used to help control fugitive dust during the proposed action:~~

- ~~• Monitor dust generating activities and implement appropriate measures for maximum dust control~~
- ~~• Apply water to unpaved surfaces and areas around the site during the construction process~~
- ~~• Limit or reduce vehicle speed on unpaved roads and traffic areas~~
- ~~• Maintain areas in a stabilized condition by restricting vehicle access~~
- ~~• Install wind barriers to limit airborne dust caused by wind~~
- ~~• During high winds, cease outdoor activities that disturb the soil~~

As part of the construction specifications for the In-Fill Project, Stanislaus County will incorporate the following requirements:

- The contractor(s) shall monitor dust-generating activities and implement including appropriate dust control measures, including applying water to unpaved surfaces and areas around the site during the construction process;
- The contractor(s) shall limit or reduce vehicle speed on unpaved roads and traffic areas; and
- The contractor(s) shall maintain areas in a stabilized condition by restricting vehicle access, and ceasing outdoor activities that disturb the soil during high winds.

Response to Comment No. 6C: Section 5.3 Air Resources is revised to incorporate the following mitigation measure and this measure has been incorporated into the Mitigation Monitoring and Reporting Plan (MMRP) to minimize NOx emissions from off road construction equipment emissions:

As part of the construction specifications for the In-Fill Project, Stanislaus County will incorporate a requirement that the contractor(s) incorporate using off-road construction equipment that achieves fleet average emissions equal to or less than the Tier II emissions standard of 4.8 g/hp-hr NO<sub>x</sub> through a combination of uncontrolled engines and those complying with Tier II and above engine standards.

**Responses to comments submitted by California Integrated Waste Management Board, Permitting and LEA Support – South Branch, Joy Isaacson, October 15, 2009. (Letter # 7).**

Response to Comment No. 7A: This comment does not pertain to the adequacy of the IS/MND. Therefore, no response is necessary.

Response to Comment No. 7B: This comment does not pertain to the adequacy of the IS/MND. The County would, however, provide notification, as requested, should any significant differences in the project scope and/or description are anticipated.

Response to Comment No. 7C: This comment does not pertain to the adequacy of the IS/MND. Therefore, no response is necessary.

Response to Comment Nos. 7D: This comment does not pertain to the adequacy of the IS/MND. The County acknowledges, however, that an application for a Solid Waste Facility Permit revision will be required and submitted for this project.

Response to Comment No. 7E: This comment does not pertain to the adequacy of the IS/MND. The County acknowledges, however, that any subsequent environmental documents including Notices of Completion, any addendums, and/or copies of public notices pertaining to the Fink Road Landfill have been requested by the Integrated Waste Management Board and will be provided to the agency.

**Responses to comments submitted by Stanislaus County, Environmental Review Committee, Christine Almen, Senior Management Consultant, October 16, 2009. (Letter # 8).**

Response to Comment No. 8A: These comments do not specifically pertain to the adequacy of the IS/MND. See Response to Comment Nos. 8B-8E.

Response to Comment No. 8B: The Office of the Fire Warden (Fire Prevention Bureau) revised their comments in correspondence dated November 17, 2009, to that of recommendations. These

recommendations were addressed in follow-up correspondence dated December 17, 2009.

Response to Comment No. 8C: The Office of the Fire Warden (Fire Prevention Bureau) revised their comments in correspondence dated November 17, 2009, to that of recommendations. These recommendations were addressed in follow-up correspondence dated December 17, 2009.

Response to Comment Nos. 8D: The Office of the Fire Warden (Fire Prevention Bureau) revised their comments in correspondence dated November 17, 2009, to that of recommendations. These recommendations were addressed in follow-up correspondence dated December 17, 2009.

Response to Comment No. 8E: This comment does not pertain to the adequacy of the IS/MND. The County acknowledges, however, that an encroachment permit must be taken out for any work in a Stanislaus County right-of-way and that Public Works shall approve any traffic control plan that involves a County right-of-way.

#### **C. LETTERS RECEIVED**

Copies of the 8 letters that were received during the public review period follow this section.

# STANISLAUS COUNTY CEQA REFERRAL RESPONSE FORM

TO: Stanislaus County Department of Environmental Resources  
Attn: Ms. Jami Aggers, Assistant Director  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

FROM: Stanislaus County DER - Solid Waste Management

PROJECT: Fink Road Landfill In-Fill Project

Based on this agency's particular field(s) of expertise, it is our position the above described project:

- Will not have a significant effect on the environment.
- May have a significant effect on the environment.
- No Comments.

1A

Listed below are specific impacts which support our determination (e.g., traffic general, carrying capacity, soil types, air quality, etc.) - (attach additional sheet if necessary)

- 1.
- 2.
- 3.
- 4.

Listed below are possible mitigation measures for the above-listed impacts *PLEASE BE SURE TO INCLUDE WHEN THE MITIGATION OR CONDITION NEEDS TO BE IMPLEMENTED (PRIOR TO RECORDING A MAP, PRIOR TO ISSUANCE OF A BUILDING PERMIT, ETC.):*

- 1.
- 2.
- 3.
- 4.

In addition, our agency has the following comments (attach additional sheets if necessary).

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Response prepared by:

<u>Vicki Jones</u>	<u>Sr. Resource Management</u>	<u>9/22/09</u>
Name	Title Specialist	Date

STANISLAUS COUNTY  
CEQA REFERRAL RESPONSE FORM

TO: Stanislaus County Department of Environmental Resources  
Attn: Ms. Jami Aggers, Assistant Director  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

FROM: Stanislaus County Department of Agriculture

PROJECT: Fink Road Landfill In-Fill Project

Based on this agency's particular field(s) of expertise, it is our position the above described project:

- Will not have a significant effect on the environment.
- May have a significant effect on the environment.
- No Comments.

Listed below are specific impacts which support our determination (e.g., traffic general, carrying capacity, soil types, air quality, etc.) - (attach additional sheet if necessary)

- 1.
- 2.
- 3.
- 4.

Listed below are possible mitigation measures for the above-listed impacts *PLEASE BE SURE TO INCLUDE WHEN THE MITIGATION OR CONDITION NEEDS TO BE IMPLEMENTED (PRIOR TO RECORDING A MAP, PRIOR TO ISSUANCE OF A BUILDING PERMIT, ETC.):*

- 1.
- 2.
- 3.
- 4.

2A

In addition, our agency has the following comments (attach additional sheets if necessary).

Stanislaus County Department of Agriculture supports projects that use in-fill measures rather than expansion into properties zoned for agriculture.

Response prepared by:

L. Denton Hark                      Ag Manager                      10-1-09  
 Name                                      Title                                      Date



STANISLAUS COUNTY  
CEQA REFERRAL RESPONSE FORM

TO: Stanislaus County Department of Environmental Resources  
Attn: Ms. Jami Aggers, Assistant Director  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

FROM: \_\_\_\_\_

PROJECT: Fink Road Landfill In-Fill Project

Based on this agency's particular field(s) of expertise, it is our position the above described project:

- Will not have a significant effect on the environment.
- May have a significant effect on the environment.
- No Comments.

Listed below are specific impacts which support our determination (e.g., traffic general, carrying capacity, soil types, air quality, etc.) - (attach additional sheet if necessary)

- 1.
- 2.
- 3. *n/a*
- 4.

Listed below are possible mitigation measures for the above-listed impacts *PLEASE BE SURE TO INCLUDE WHEN THE MITIGATION OR CONDITION NEEDS TO BE IMPLEMENTED (PRIOR TO RECORDING A MAP, PRIOR TO ISSUANCE OF A BUILDING PERMIT, ETC.):*

- 1.
- 2. *n/a*
- 3.
- 4.

In addition, our agency has the following comments (attach additional sheets if necessary).

*No Comment*

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Response prepared by:

*[Signature]* *INTERIM C.B.O.* *10-5-09*

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Name Title Date

3A



# California Regional Water Quality Control Board

## Central Valley Region

Karl E. Longley, ScD, P.E., Chair

LETTER # 4



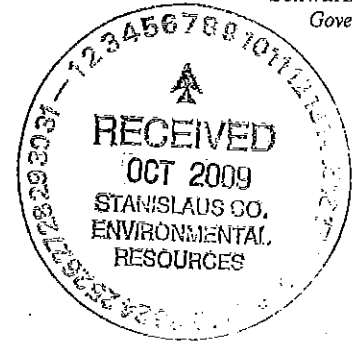
Linda S. Adams  
Secretary for  
Environmental  
Protection

11020 Sun Center Drive #200, Rancho Cordova, California 95670-6114  
Phone (916) 464-3291 • FAX (916) 464-4645  
<http://www.waterboards.ca.gov/centralvalley>

Arnold  
Schwarzenegger  
Governor

6 October 2009

Jami Aggers, Assistant Director  
Stanislaus County Department of Environmental Resources  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358-9494



### COMMENTS ON INITIAL STUDY/MITIGATED NEGATIVE DECLARATION, FINK ROAD LANDFILL IN-FILL PROJECT, STANISLAUS COUNTY, SCH #2009092057

Central Valley Regional Water Quality Control Board staff has reviewed the September 2009 *Initial Study/Mitigated Negative Declaration* for the proposed Fink Road Landfill In-Fill Project in Stanislaus County. The proposed project is to conduct landfilling in areas within the previously approved landfill footprint that are not being used for refuse disposal, and to increase the final height of the landfill by 160 feet. The purpose of the project is to extend the life of the landfill by 10 to 20 years without increasing the landfill footprint.

4A

The project will require that Stanislaus County submit an amended Report of Waste Discharge (RWD) as part of an amendment to the landfill's Joint Technical Document (JTD). The RWD/JTD will need to include all relevant information required by Title 27, California Code of Regulations (Title 27) including, but not limited to:

1. An updated preliminary closure plan and closure cost estimate pursuant to Title 27, Sections 21750(i) and 21790.
2. An updated stability analysis pursuant to Title 27, Section 21750(f)(5).
3. Information regarding proposed liner construction in the in-fill areas including proposed phases of construction and tie in with existing liner systems.
4. Information regarding the existing liner system's (LCRS piping, etc.) ability to accommodate the proposed increased height and weight of the waste.

4B

If you have any questions, please call me at (916) 464-4622.

WILLIAM BRATTAIN, P.E.  
Water Resources Control Engineer  
Title 27 Permitting and Mining

cc list: see next page

cc: State Clearinghouse, Sacramento  
Troy Weber, California Integrated Waste Management Board, Sacramento  
John Oad, Stanislaus County Environmental Health, Modesto

J.B. ANDERSON

LAND USE PLANNING

139 S. Stockton Avenue, Ripon, CA 95366

Phone: (209) 599-8377

Fax (209) 599-8399

October 13, 2009

Ms. Jami Aggers  
 Assistant Director  
 Department of Environmental Resources  
 Stanislaus County  
 3800 Cornucopia Way, Suite C  
 Modesto, California 95358



**Subject: CEQA Referral: Initial Study and Notice of Intent to Adopt a Mitigated Negative Declaration and Notice of Public Meeting – Fink Road Landfill In-Fill Project**

Dear Ms. Aggers:

Our Firm, J.B. Anderson Land Use Planning, has been retained by the Del Puerto Health Care District (hereinafter referred to as the "District") to review various CEQA Referral documents released by Stanislaus County. Most recently, our Firm received a CEQA Referral, dated September 16, 2009, for the Fink Road Lanfill In-Fill Project (hereinafter referred to as the "Project"). It is our understanding that the Stanislaus County Environmental Resources Department is accepting written comments on the Project's Mitigated Negative Declaration until October 19, 2009.

As you may be aware, the District is located in the western portion of Stanislaus County and was established in 1946 to provide health care services to residents and employees living in the City of Patterson and unincorporated areas of west Stanislaus County. The Fink Road Landfill is located within the area served by the District.

5A

As noted on Page 5-35 of the Project's Initial Study, *"the proposed modifications would not alter or increase the demand for public services and existing levels of service would not be affected by the project."* Based on our review of the above-mentioned CEQA Referral document and the understanding the project will not increase the demand for public services, we have no comment on the environmental determinations provided in the Project's Initial Study and Mitigated Negative Declaration.

On behalf of the District, thank you for the opportunity to review and provide written comment on the Fink Road Landfill In-Fill Project. Should you have any questions, please do not hesitate to contact me at the phone number listed above.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Niskanen".

Mark Niskanen  
 Senior Planner

cc: Margo Arnold, Del Puerto Health Care District



October 13, 2009

Jami Aggers  
Stanislaus County  
Dept. Environmental Resources  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358



**Project: Fink Road Landfill In-Fill**

**District Reference No: 20090576**

Dear Ms. Aggers:

The San Joaquin Valley Unified Air Pollution Control District (District) has reviewed the Mitigated Negative Declaration (MND) for the use of currently unused land within landfill boundaries for the purpose of extending the life of the landfill by 20 years and increasing the landfill height to provide a final closure design more conducive to the surrounding terrain. The project will not increase the daily tonnage or vehicle trips and will not change the classification of the non-hazardous municipal waste currently accepted. The District offers the following comments:

6A

1. The MND concludes that construction activities could lead to a short-term significant increase in criteria pollutants, particularly PM10 fugitive dust, and identifies mitigation measures that "can be used" to reduce dust emissions. In order to conclude that fugitive dust emissions would have a less-than-significant impact, mitigation measures reducing dust emissions must be fully enforceable through permit conditions, agreements, or other legally binding instruments (CEQA Guidelines §15126.4, subd.(a)(2)). Therefore, the District recommends that those measures identified in the MND that are not requirements of District Regulation VIII be made enforceable and incorporated as conditions of project approval.

6B

2. Construction activities will result in NOx emissions from operation of construction equipment. The MND does not identify mitigation measures to reduce NOx emissions. Feasible mitigation of construction exhaust emission includes use of construction equipment powered by engines meeting, at a minimum, Tier-II emission standards, as set forth in §2423 of Title 13 of the California Code of Regulations, and Part 89 of Title 40 Code of Federal Regulations. The District recommends

6C

Seyed Sadredin  
Executive Director/Air Pollution Control Officer

Northern Region  
4800 Enterprise Way  
Modesto, CA 95356-8718  
Tel: (209) 557-6400 FAX: (209) 557-6475

Central Region (Main Office)  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Tel: (559) 230-6000 FAX: (559) 230-8061

Southern Region  
34946 Flyover Court  
Bakersfield, CA 93308-9725  
Tel: 661-392-5500 FAX: 661-392-5585

incorporating, as a condition of project approval, a requirement that off-road construction equipment used on site achieve fleet average emissions equal to or less than the Tier II emissions standard of 4.8 g/hp-hr NOx. This can be achieved through any combination of uncontrolled engines and engines complying with Tier II and above engine standards.

6C cont'd

If you have any questions or require further information, please call Jessica Willis at (559) 230-5818.

Sincerely,

David Warner  
Director of Permit Services



*for* Arnaud Marjollet  
Permit Services Manager

DW:jw

Cc: File



LINDA S. ADAMS  
SECRETARY FOR ENVIRONMENTAL  
PROTECTION

# CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

LETTER # 7



ARNOLD SCHWARZENEGGER  
GOVERNOR

1001 I STREET, SACRAMENTO, CALIFORNIA 95814 • P.O. BOX 4025, SACRAMENTO, CALIFORNIA 95812-4025  
(916) 341-6000 • WWW.CIWMB.CA.GOV



MARGO REID BROWN  
CHAIR  
MBROWN@CIWMB.CA.GOV  
(916) 341-6051

October 15, 2009

SHEILA JAMES KUEHL  
SKUEHL@CIWMB.CA.GOV  
(916) 341-6039

Ms. Jami Aggers  
Stanislaus County Department of Environmental Resources  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

**SUBJECT: SCH No. 2009092057: Fink Road Landfill In-Fill Project**  
(SWIS No. 50-AA-0001)

JOHN LAIRD  
JLAIRD@CIWMB.CA.GOV  
(916) 341-6010

Dear Ms. Aggers:

Thank you for allowing the California Integrated Waste Management Board (CIWMB) staff to provide comments for this proposed project and for your agency's consideration of these comments as part of the California Environmental Quality Act (CEQA) process.

7A

CAROLE MIGDEN  
CMIGDEN@CIWMB.CA.GOV  
(916) 341-6024

## PROJECT DESCRIPTION

As stated in the Initial Study/Mitigated Negative Declaration for the above referenced facility, the proposed project would increase landfill height and utilize existing space within the currently permitted disposal area. The objective of this interior expansion is to provide an estimated 10-20 years of additional capacity (approximately from 2023 to 2037-38). The in-fill project will allow for increased disposal volume between existing landfill cells LF-1 and LF-2 and between LF-2 and LF-3. The permitted maximum elevation will be extended from 385 to 545 feet mean sea level. No changes in permitted maximum tonnage, site acreage, traffic volumes, or waste types are addressed in this document. Existing project facilities, including the adjacent waste to energy plant, drainage basin, surface impoundments, and scalehouse facility will remain the same. Some interior roads will be rerouted and additional slope drains installed.

7B

If this description varies substantially from the project as understood by the Lead Agency, CIWMB requests notification of any significant differences. If any changes to this project description are anticipated please inform CIWMB immediately.



## CIWMB COMMENTS AND QUESTIONS

CIWMB is the Enforcement Agency for Stanislaus County. Fink Road Landfill operates under a full Solid Waste Facilities Permit (SWFP) originally issued December 16, 1993. An application for revision was received and accepted in 2007 and a new revised permit was issued August 17, 2007.

7C

The proposed project will require revision of the current permit issued by CIWMB. Please have the operator submit an application for permit revision to CIWMB. The application (CIWMB Form E-1-77) can be found at <http://www.ciwmb.ca.gov/LEACentral/Forms/default.htm#Permit>

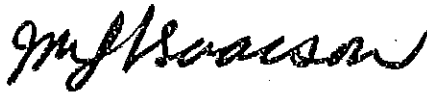
7D

In addition, CIWMB staff requests copies of any subsequent environmental documents (EDs) including any Notices of Completion, any Addendums, and/or copies of public notices. Also, please notify CIWMB of any public information hearings/meetings.

7E

If you have any questions regarding these comments, please contact me at (916) 341-6772 or email me at [jisaacson@ciwmb.ca.gov](mailto:jisaacson@ciwmb.ca.gov). Thank you.

Sincerely,



Joy Isaacson  
Permitting and LEA Support - South Branch  
California Integrated Waste Management Board





**LETTER # 8** CHIEF EXECUTIVE OFFICE  
Richard W. Robinson  
Chief Executive Officer

Patricia Hill Thomas  
Chief Operations Officer/  
Assistant Executive Officer

Monica Nino-Reid  
Assistant Executive Officer

Stan Risen  
Assistant Executive Officer

1010 10<sup>th</sup> Street, Suite 6800, Modesto, CA 95354  
P.O. Box 3404, Modesto, CA 95353-3404  
Phone: 209.525.6333 Fax 209.544.6226

**STANISLAUS COUNTY ENVIRONMENTAL REVIEW COMMITTEE**

October 16, 2009

Jami Aggers  
Assistant Director  
Department of Environmental Resources  
3800 Cornucopia Way, Suite C  
Modesto, CA 95358

**SUBJECT: ENVIRONMENTAL REFERRAL – FINK ROAD LANDFILL IN-FILL PROJECT  
NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION  
AND NOTICE OF PUBLIC MEETING**

Ms. Aggers:

The Stanislaus County Environmental Review Committee (ERC) has reviewed the subject project and has determined that it may have a significant effect on the environment.

The following comments/conditions are submitted by the Office of the Fire Warden (Fire Prevention Bureau) dated October 6, 2009.

This project poses a potentially significant impact which requires mitigations on the West Stanislaus Fire Protection District. On behalf of the West Stanislaus Fire Protection District, the following mitigation measures are required. If you have any questions about this comment, please contact the West Stanislaus Fire Protection District.

8A

o This project is within the State Responsible Area Fire Severity Hazard Zone. All structures must comply with Chapter 7A of the California Building Code. All structures must have a defensible space of 100 feet per the California Public Resources Code.

8B

o A fire protection water supply shall be installed meeting the minimum requirements of the California Fire Code and the California Public Resources Code.

8C

o On page 5-34 please note that the Cal-Fire Del Puerto Fire Station is a seasonal fire station and is not staffed year round. The Crows Landing (West Stanislaus Fire Protection District) Fire Station is a volunteer station. The five minute response time is incorrect. The response time is from seven to ten minutes at best.

8D

**ENVIRONMENTAL REFERRAL – FINK ROAD LANDFILL IN-FILL PROJECT NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION AND NOTICE OF PUBLIC MEETING**

**Page 2**

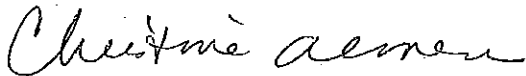
In addition, the following comments/conditions are provided by the Department of Public Works dated October 7, 2009:

- An encroachment permit must be taken out for any work in Stanislaus County right-of-way.
- Public Works shall approve any traffic control plan that involves County right-of-way.

**8E**

The ERC appreciates the opportunity to comment on this project.

Sincerely,



Christine Almen, Senior Management Consultant  
Environmental Review Committee

cc: ERC Members