

Attachment A

Bay Area Hazardous Waste Management Facility Allocation Committee Minutes of March 26, 2010 Meeting

Attendance:

Members

Mark Luce
Ronit Bryant
Mark Green
Barbara Kondylis
Kevin Miller
Jean Quan
Tiffany Renee
Gayle Uilkema

Alternates

Robin Bedell-Waite
Rob D'Arcy
Debra Kaufman
Steven Lederer
Chris Shoop
Alex Soulard
James Stettler
Narcisa Untal

Technical Advisory Committee/Staff:

Sushma Dhulipala
Jennifer Krebs

Guest:

Hank Dempsey, Department of Toxic Substances Control

Call to Order/Introductions: The meeting was called to order at 10:12 by Committee Chair Mark Luce.

Adoption of Minutes of December 4, 2009 Minutes: Motion to approve Uilkema; Seconded by Bryant; Unanimous vote for approval.

Hazardous Waste Data Report: Jennifer Krebs reported that the 2008/2009 Hazardous Waste Data should be available/downloadable from DTSC's website in the next several months and that the analysis on the data will be conducted in FY 2010/2011. The TAC met to discuss possible changes to the format and content of the analysis and content of the forthcoming report & recommends that the Committee adopt the following:

- Maintain all sections of the 2006/2007 Hazardous Waste Report
- Include additional information on household hazardous waste (to be extracted from annual reports by local agencies to DTSC in 303 reports)
- Include information from Local Agencies, to be entitled "Relevant Issues" in the report. Such information may come from TAC members or local Certified Unified Program Agencies (CUPAs). ABAG staff will attend a CUPA meeting to conduct outreach. A goal of this outreach would also be to bridge the gap between hazardous waste tracking done by the Committee and local pollution prevention activities conducted by CUPAs.
- Include links to relevant sources of HW info such as US EPA My Environment site (info on brownfields, TRI, etc) in a new section to be called "Other Information/Links"

Adoption of TAC recommendations to enhance report: motion Uilkema; Seconded by Green; Unanimous vote for approval.

Uilkema suggested that we are moving in the direction of trying to change behaviors and that staff consider how to educate consumers.

Legislative Review: Rob D'Arcy, chair of the California Product Stewardship reported on 2010 EPR legislation in the California legislature. These bills are all available to review at the California Product Stewardship Council Website (http://calpsc.org/policies/state/2010_legislation.html). He noted that this will be a challenging year due to budget. D'Arcy reported on 6 bills: [AB 2139, Chesbro](#) – California Product Stewardship Act, [AB 2176, Blumenfeld](#) – California Lighting Efficiency and Toxics Reduction Act, [AB 2398,](#)

[Perez](#) – Product Stewardship for Carpet, [SB 1100, Corbett](#) – Battery Stewardship Act, [AB 1343, Huffman](#) – Architectural Paint Recycling, [SB 346, Kehoe](#) – Brake Pad Partnership Legislation. Staff also noted AB 2138, Chesbro – Plastic Ocean Pollution Reduction, Recycling, and Composting Act.

Debra Kaufman noted regarding AB 2138 that there are five bills regarding plastic bags currently under consideration by the Legislature. Green Cities California (GCC) has just published a Master Environmental Assessment (MEA) on single-use bags and reusable bags. The MEA is designed to help local governments create an Environmental Impact Report (EIR). When cities propose to ban single-use bags, they are required by CEQA to prepare an EIR. An EIR is extremely expensive, so by using GCC's MEA, the cost will be reduced significantly. The MEA is downloadable from <http://www.greencitiescalifornia.org/mea>. Kaufman noted that San Jose and Los Angeles County are current doing EIRs.

Quan noted that many advocate removing the ban on local governments charging a fee. Both plastic and paper have environmental impacts. Durable, reusable bags are the best solution.

Recommendation to Legislative and Government Operations Committee to endorse these bills (except plastic bag bills which should be agendaized for next meeting): motion Kondylis; Seconded by Bryant; Unanimous vote for approval.

Scandone will ask ABAG attorney Ken Moy if the Committee may be the voice for ABAG on Environmental Issues to streamline the endorsement procedure.

Budget & Work Plan 2010-11: Ceil Scandone presented a recap of 2009-10 efforts to date and the proposed Budget and Work Plan for 2010-11 fiscal year. The work plan includes analyzing and reporting on the 2008 and 2009 data, holding two Environmentally Preferable Purchasing (EPP) conferences, monitoring legislation, monitoring and reporting on EPR and other relevant legislation, and coordinating the Green Business Program.

The budget anticipates that approximately 60% of staff time will be spent on the Green Business Program, and 40% on developing the biennial Hazardous Waste report, organizing EPP conferences and monitoring EPR legislation and the progress of the Green Chemistry Initiative. Scandone noted that staff time devoted to the Green Business may be reduced when the online system is fully operational. Mark Green suggested that the group consider re-naming the Committee to better reflect current activities.

Revenues anticipate \$10,000 from the Bay Area Air Quality Management District. The District has provided support for marketing and outreach expenses annually for a number of years.

Adoption of workplan: motion Kondylis; Seconded by Green; Unanimous vote for approval.

Green Chemistry Initiative: Hank Dempsey, Special Assistant to the Director of the Department of Toxic Substances Control, reported on the status of DTSC's Green Chemistry Initiative. He distributed a flow chart of the current proposal as to how to evaluate chemicals for their hazards (and to have them removed from products if need be). The flowchart may be downloaded at http://www.dtsc.ca.gov/PollutionPrevention/GreenChemistryInitiative/upload/gc_flowchart-final.pdf. Per Dempsey, DTSC is collaborating with stakeholders, governmental agencies and the public to transform this conceptual flowchart and Green Chemistry framework into the Green Chemistry Regulations for Safer Products. The regulations will be submitted later this year, opening a formal rulemaking procedure.

Next Meeting: July 16, 2010