



Board of Directors:

JARED BOUCHARD, President
MARCIA MARCUS, Vice President
KRISTINA BREWER, Director
SEAN DEBLEY, Director
BOB NAST, Director

PETER MARTINEZ
General Manager

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BOARD OF DIRECTORS SPECIAL BOARD MEETING NOTICE & AGENDA

NOTICE IS HEREBY GIVEN that the Board of Directors of the Channel Islands Beach Community Services District will hold a Special Board Meeting beginning at 2:00 P.M. on Monday, February 28, 2022. In accordance with the Governor's Executive Order N-29-20 and the Ventura County Stay Well at Home Order resulting from the novel Coronavirus the Meeting will be held virtually using the Microsoft Teams platform.

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 213-282-9788](tel:+12132829788), [159785439#](tel:+159785439) United States, Los Angeles

Phone Conference ID: 159 785 439#

The Agenda is as follows:

A. APPROVE THE SPECIAL BOARD MEETING AGENDA:

B. PUBLIC COMMENTS:

1. Opportunity for members of the public to address the Board on matters under the purview of the District and which are not on the agenda. (Time limit 3 minutes per speaker)

C. ACTION CALENDAR:

1. Adoption of Resolution 22-04 a SB619 Notice of Intent to Comply Application and Direction for the General Manager to Submit the Application to the Department of Resources, Recycling and Recovery

Recommendation:

- 1) It is recommended the Board adopt Resolution No. 22-04 authorizing the General Manager to submit the Notice of Intent to Comply Application pursuant to SB619 to the Department of Resources, Recycling and Recovery.

D. INFORMATION CALENDAR:

1. Public Hearing with the County of Ventura Planning Commission for the Application of Conditional Use Permit (Case No. PL20-0050) & Conditional Voluntary Merger (Case No. PL20-0051) – scheduled for March 3, 2022, at 8:30 a.m.

AGENDA POSTING CERTIFICATION

This agenda was posted Friday, February 25, 2022, by 5:00 PM. The agenda is posted at the District Office and two public notice bulletin boards, which are accessible 24 hours per day. The locations include:

- Hollywood Beach School, 4000 Sunset
- Corner Store, 2425 Roosevelt Blvd.
- District Office, 353 Santa Monica Drive

Agendas are also posted on the District's website at www.cibcsd.com.

Peter Martinez

Peter Martinez
General Manager

REQUESTS FOR DISABILITY-RELATED MODIFICATION OR ACCOMMODATION, INCLUDING AUXILIARY AIDS OR SERVICES, IN ORDER TO ATTEND OR PARTICIPATE IN A MEETING, SHOULD BE MADE TO THE SECRETARY OF THE BOARD IN ADVANCE OF THE MEETING TO ENSURE THE AVAILABILITY OF REQUESTED SERVICE OR ACCOMODATION. NOTICES, AGENDAS AND PUBLIC DOCUMENTS RELATED TO THE BOARD MEETINGS CAN BE MADE AVAILABLE IN ALTERNATIVE FORMAT UPON REQUEST.



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Special Board Meeting, February 28, 2022

To: Board of Directors

From: Peter Martinez, *General Manager*

Subject: Adoption of Resolution 22-04 a SB619 Notice of Intent to Comply Application and Direction for the General Manager to Submit the Application to the Department of Resources, Recycling and Recovery

Item No. C-1

RECOMMENDATION:

It is recommended the Board adopt Resolution No. 22-04 authorizing the General Manager to submit the Notice of Intent to Comply Application pursuant to SB619 to the Department of Resources, Recycling and Recovery.

BACKGROUND/DISCUSSION:

Senate Bill 1383 (SB 1383) was enacted on September 19, 2016, and addresses short-lived climate pollutants, namely methane emissions created by dairy and livestock as well as organic waste. Organic waste is food waste, green waste, landscape and pruning waste, nonhazardous wood waste, and food-soiled paper waste that is mixed with food waste. Landfilling organic waste leads to the anaerobic breakdown of that material, which creates methane. Landfills are responsible for 21% of the state's methane emissions while organic waste comprises two-thirds of California's waste stream.

In October 2021, Governor Newsom signed Senate Bill 619 (SB 619) to provide jurisdictions one additional year to implement SB 1383 mandated programs and policies. Attached as Exhibit "A" is the proposed SB619 Notice of Intent to Comply application. If approved by the District Board of Directors and subsequently Cal Recycle, the District will be allowed to use calendar year 2022 to work towards implementation of SB 1383.

Upon submission of the Notice of Intent to Comply, Cal Recycle will respond in writing within 45 business days with an approval, disapproval, or request for additional information. If approved by Cal Recycle, the District shall be eligible for: a) administrative civil penalty relief for the 2022 calendar year.

If you have any questions concerning this item, please contact me at (805) 827-3000.

ATTACHMENTS:

1. Resolution No. 22-04
2. Exhibit "A" – SB619 Notice of Intent to Comply Application

CHANNEL ISLANDS BEACH COMMUNITY SERVICES DISTRICT

RESOLUTION NO. 22-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CHANNEL ISLANDS BEACH COMMUNITY SERVICES DISTRICT ADOPTING AND DIRECTING SUBMISSION OF A SB 619 NOTICE OF INTENT TO COMPLY APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES, RECYCLING AND RECOVERY

WHEREAS, CalRecycle, in consultation with the California Air Resources Board, has adopted regulatory requirements (Regulations), consistent with the mandate of Senate Bill 1383 (Lara, 2016), that are designed to achieve the organic waste reduction goals established in Section 39730.6 of the Health and Safety Code through a 50 percent reduction in the level of the statewide disposal of organic waste from the 2014 level by 2020 and a 75 percent reduction in the level of the statewide disposal of organic waste from the 2014 level by 2025.

WHEREAS, the Channel Islands Beach Community Services District is a local jurisdiction required to comply with the Regulations;

WHEREAS, the Channel Islands Beach Community Services District is or expects to be facing continuing violations of the Regulations commencing during the 2022 calendar year;

WHEREAS, Senate Bill 619 (Laird, 2021), through amendments to Section 42652.5 of the Public Resources Code (Statute), created a mechanism called a Notification of Intent to Comply through which a local jurisdiction may secure administrative civil penalty relief from any continuing violations of the Regulations for the 2022 calendar year and may be eligible for a broader and longer-term regulatory compliance path, including suspended administrative civil penalties, through a corrective action plan.

WHEREAS, the Channel Islands Beach Community Services District is a local jurisdiction authorized by the Statute to submit a Notification of Intent to Comply for CalRecycle approval;

WHEREAS, CalRecycle shall approve a Notification of Intent to Comply that is duly adopted by the jurisdiction by formal written resolution and meets the requirements of the Statute;

NOW THEREFORE BE IT RESOLVED THAT:

The Channel Islands Beach Community Services District Board of Directors (i) adopts the SB 619 Notice of Intent to Comply attached as Exhibit "A," and (ii) directs the General Manager of the District to submit the application to CalRecycle.

By submitting the Notification of Intent to Comply pursuant to and subject to the above referenced requirements, the Channel Islands Beach Community Services District represents and certifies that it will implement the proposed actions to remedy the violations according to the proposed schedule as approved by CalRecycle and in accordance with the Statute and Regulations.

The Channel Islands Beach Community Services District also acknowledges and agrees to comply with any maximum compliance deadline in any corrective action plan that CalRecycle, in its sole discretion, determines to be necessary and appropriate under the circumstances for the correction of any violation(s) of the Statute and Regulations identified in its Notification of Intent to Comply.

PASSED AND ADOPTED at a Special Board Meeting of the Channel Islands Beach Community Services District this 28th day of February 2022 by the following vote:

AYES: _____ ABSTENTIONS: _____ NOES: _____ ABSENT: _____

Signature of Approving Officer
JARED BOUCHARD, BOARD PRESIDENT

ATTEST: _____
Signature of Attesting Officer
PETER MARTINEZ, GENERAL MANAGER

APPROVED AS TO FORM:

JOHN MATHEWS, GENERAL COUNSEL



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**APPLICATION
 SB 619 NOTICE OF INTENT TO COMPLY**

Jurisdiction Name	Channel Islands Beach Community Services District
County	Ventura
Person Completing Form	Peter Martinez
First Name	Peter
Last Name	Martinez
Title	General Manager
Mailing Address	353 Santa Monica Drive
City	Channel Islands Beach
Zip Code	93035
Email Address	pmartinez@cibcsd.com
Phone Number	(805) 985-6021

1. Write in continuing violations for each applicable regulatory section. For each selection, please describe the specific violations related to the regulatory section.

Below are the applicable regulatory sections and continuing violations for which the Channel Islands Beach Community Services District is requesting an SB619 compliance extension of time:

a. 14 CCR section 18984.1 Three-Container Organic Waste Collection Services

Not implementing mandatory residential food waste collection for all residents; however, the District is currently providing all residential and commercial customers the opportunity to dispose of green waste and food waste at the District yard.

b. 14 CCR section 18984.5 Container Contamination Minimization

Not implementing container contamination route reviews in Q1, Q2, or Q3 of 2022. Route reviews will commence following contract renewal with the District's waste hauler and the delivery of a third container to all customers.

c. CCR section 18984.6 Recordkeeping Requirements for Container Contamination Minimization

Not implementing recordkeeping requirements for container contamination until District's hauler delivers third container in Q4 of 2022.

d. CCR section 18984.11 Waivers Granted by a Jurisdiction

Not implementing waivers by jurisdiction currently. The waiver process will commence as soon as possible following the contract amendment with the hauler and the delivery of an additional container.

2. A detailed explanation of the reasons why the jurisdiction is unable to comply, supported by documentation, if applicable.

The Channel Islands Beach Community Services District is in violation of the sections listed above because the current solid waste collection agreement in place through (1/31/23) does not include the additional services required by SB 1383 or a fee schedule that compels the contractor to collect food waste from residential and commercial generators. An amendment to the existing or a new contract will need to be approved by the Board of Directors of the Channel Islands Beach Community Services District.

3. A description of the impacts of the COVID-19 pandemic on compliance.

During the pandemic, the health and safety of the District staff and community have been of utmost importance. The District aimed to deliver the core services that we provide, which are water, sewer, and trash services with a staff of eight employees. Managing through this difficult time was challenging, especially being short-staffed for the past 24 months.

Provide a description of the proposed actions the jurisdiction will take to remedy the violations with a proposed schedule for completing each action. The proposed actions shall be tailored to remedy the violations in a timely manner.

Regulatory Requirement and Description: 14 CCR section 18984.1 Three-Container Organic Waste Collection Services

Action	Proposed Schedule		
Task 1: Board of Directors to approve new or amended solid waste contract for residential and commercial adding curbside collection of food and green waste.	DATE TO BE COMPLETED: July 1, 2022		
Task 2: Curbside food waste collection goes into effect for all residential and commercial generators	DATE TO BE COMPLETED: October 1, 2022		

Regulatory Requirement and Description: 14 CCR section 18984.5 Container Contamination Minimization

Action	Proposed Schedule		
Task 1: Contracted haulers will be required to do their first route review in compliance with 14 CCR section 18984.5	DATE TO BE COMPLETED: December 31, 2022		

Regulatory Requirement and Description: 14 CCR section 18984.6 Recordkeeping Requirements for Container Contamination Minimization

Action	Proposed Schedule		
Task 1: Contracted hauler will be required to collect data pursuant to 14 CCR section 18984.6 and provide to the District for reporting.	DATE TO BE COMPLETED: December 31, 2022		

Regulatory Requirement and Description: 14 CCR section 18984.11 Waivers Granted by Jurisdiction

Action	Proposed Schedule		
Task 1: Waivers to be reviewed and granted by jurisdiction following new or amended contract with solid waste hauler	DATE TO BE COMPLETED: September 1, 2022		

I hereby certify under the penalty of perjury that the information provided herein is true and correct to the best of my knowledge.

Signature
General Manager

Printed Name

Date