

1. Definitions: Unless otherwise apparent from the context, the following definitions shall apply to these Conditions, including the attached Implementation and Monitoring Program:
 - a. "Ancillary Facilities" shall mean facilities authorized by this grant that are directly related to the operation and maintenance of the landfill, and shall not include facilities related to any other enterprises operated by the permittee or others.
 - b. "City Project" shall mean the activities of the landfill and ancillary facilities and activities within the City of Los Angeles' jurisdiction as approved by the City of Los Angeles through Ordinance No. 172933 and limited to the area depicted as "Initial Development Area" on Exhibit No. E-4C of said Ordinance, and as generally referred to in said Ordinance as Phase I.
 - c. "City/County Project" shall mean the activities of the combined City/County landfill conducted in either or both City and County jurisdictions, the ultimate development of which is depicted on Exhibit "A-2" of this grant and the City of Los Angeles Ordinance No. 172933, Exhibit No. E-4B (City jurisdiction only), and which is generally referred to in Ordinance No. 172933 as Phase II and Phase III. The City/County Project includes the combined City/County landfill, ancillary facilities and activities within the County jurisdiction as approved by this grant, and ancillary facilities and activities within the City of Los Angeles' jurisdiction as approved by the City of Los Angeles through Ordinance No. 172933, including but not limited to waste diversion facilities, offices and other employee facilities, leachate treatment facility, material storage areas, and closure and post-closure activities.
 - d. "Class III (non-hazardous) Landfill" shall mean a disposal facility that accepts solid waste for land disposal, pursuant to applicable federal and state laws and regulations.
 - e. "Clean Dirt" shall mean uncontaminated soil used for coverage of the landfill face, buttressing of the landfill, construction of access roads and berms etc.
 - f. "County Project" shall mean the activities of the currently operational landfill within the area depicted on Exhibit "A-1" and other activities as approved by this grant which are conducted entirely within the County's jurisdiction. The County Project includes the landfill and ancillary facilities and activities as described in Condition 2, including but not limited to, waste diversion facilities, offices and other employee

facilities, leachate treatment facility, and other environmental control systems, material storage areas, and closure and post-closure activities. The County Project includes activities conducted within the County's jurisdiction prior to the commencement of operation of Phase II as approved by the City, as well as activities conducted within the County's jurisdiction in the event that the City's approval of Phase II or Phase III expires or is terminated. County Project does not include activities conducted within the County's jurisdiction as part of the City/County Project.

- g. "Disposal Area" shall mean landfill as defined herein.
- h. "Electronic Waste" shall mean all discarded consumer and business electronic equipment. Electronic waste includes materials specified in the California Code of Regulations, Title 22, Section 66261.9 and any amendments thereto.
- i. "Exempt Material" shall mean "Materials Received for Beneficial Use" as defined herein.
- j. "Facility" shall mean the subject property and all activities authorized on the subject property by this grant.
- k. "Final Cover" shall mean the cover material required for landfill closure and post closure maintenance pursuant to this grant and requirements of federal and state laws and regulations.
- l. "Footprint" shall mean the horizontal boundaries of the landfill at ground level, as depicted on the attached Exhibit "A-1" for the County Project and Exhibit "A-2" for the City/County Project.
- m. "Garbage" – see "solid waste" as defined herein.
- n. "Inert Debris" shall mean solid waste and/or recyclable materials that are source separated or separated for recycling, reuse or resale, that do not contain hazardous waste, as defined under state laws and regulations, or soluble pollutants at concentrations in excess of state water quality objectives, and that do not contain significant quantities of decomposable waste. Inert debris shall not contain more than 1% (by weight) putrescible wastes. Inert debris may be commingled with rock and/or soil.
- o. "Landfill" shall mean the portion of the subject property where solid waste is to be permanently placed, compacted, and then buried under daily, interim and final cover material pursuant to all requirements of federal, state, and local laws and regulations. No portion of the landfill,

including solid waste, cover material and temporary storage/stockpile material shall extend beyond the limits of fill, as defined below. "Landfill" does not include adjacent cut slopes and ancillary facilities authorized by this grant.

- p. Local Enforcement Agency" (LEA) shall mean the entity or entities (currently the County of Los Angeles Department of Health Services) designated pursuant to the provisions of Division 30 of the California Public Resources Code to permit and inspect solid waste disposal facilities and to enforce State regulations and permits; provided, however, that should the function of the LEA be assigned at any time to an entity that is not designated by the Board of Supervisors, any responsibilities assigned to the LEA through the conditions of grant which are not by law the prerogative of the LEA shall be performed by the Department of Health Services-Solid Waste Management Program (DHS-SWMP).
- q. "Limits of Fill" shall mean the horizontal boundaries and vertical boundaries (as identified by contours) of the landfill, as depicted on the attached Exhibit "A-1" for the County Project and the attached Exhibit "A-2" for the City/County Project.
- r. "Materials Received for Beneficial Use" shall mean (1) solid waste that has been source-separated or otherwise processed and put to a beneficial use at the Facility, or separated or otherwise diverted from the waste stream and exported from the Facility, for the purpose of recycling, including but not limited to green waste, wood waste, asphalt, concrete and dirt, in accordance with the restrictions of Condition Nos. 2 and 22 and the agreement entered into pursuant to provisions of the attached Implementation and Monitoring Program (IMP); or (2) clean dirt imported to cover and prepare interim and final fill slopes for planting and for berms; provided that such importation of clean dirt has been shown to be necessary and has been authorized by the Director of Public Works.
- s. "Materials Recovery Facility" shall mean a facility that separates solid waste into recyclable materials and residual waste.
- t. "Permittee" shall mean the applicant and any other person, corporation, or other entity making use of this grant.
- u. "Refuse" - see "solid waste" as defined herein.
- v. "Residual Waste" shall mean that waste remaining following the removal of recyclable material from the solid waste stream.

- w. "Rubbish" - see "solid waste" as defined herein.
- x. "Site Plan" shall mean a plan of all or a portion of the subject property, including Exhibit "A-1" or Exhibit "A-2", as applicable, as well as specific site plans for ancillary facilities and activities, as approved by the Director of Planning.
- y. "Solid Waste" shall mean all putrescible and nonputrescible solid, and semi-solid wastes, such as refuse, garbage, rubbish, paper, ashes, industrial wastes, demolition and construction wastes, abandoned vehicles and parts thereof, discarded home and industrial appliances, manure, vegetable or animal solid and semi-solid wastes and other discarded solid and semi-solid wastes, but excluding materials or substances having commercial value which have been salvaged for reuse, recycling or resale. Solid waste includes residual waste received from any source.
- z. "Stockpile Area" shall mean temporary storage area as defined herein.
- aa. "Stockpile" shall mean temporarily stored materials.
- bb. "Temporary Storage Area" shall mean an area within the landfill where only those materials approved by the Director of Public Works may be placed for storage -no longer than 180 calendar days, unless a longer period is approved by the Director, prior to further recycling or reuse so long as such storage does not constitute disposal in accordance with the regulations of the Local Enforcement Agency (LEA) and the California Integrated Waste Management Board (CIWMB). No putrescible materials shall be placed in a temporary storage area for more than seven calendar days. Except that this restriction shall not apply to the storage of inert debris.
- cc. "Trash" shall mean solid waste as defined herein.
- dd. "Working Face" shall mean the working surface of a landfill upon which solid wastes are deposited during the landfill operation, prior to the placement of cover material.

Unless otherwise expressly provided in this grant, applicable federal, state or local definitions shall apply to terms used herein.

2. This grant shall supersede the terms and Conditions of Conditional Use Permit (CUP) 86-312-(5) and allows the continued operation of a Class III (non-hazardous) landfill together with certain ancillary facilities and activities, as enumerated herein and as shown on the most currently approved site plan subject to all of the conditions of approval:

- Offices and employee facilities related directly to the landfill and waste handling and processing operations allowed under this grant, but excluding offices and other facilities related to any other enterprises operated by the permittee or others;
- Two caretaker's residences or mobile homes;
- Leachate collection, treatment, and processing facilities;
- Facilities necessary for the collection, utilization and distribution of landfill gases as required and/or approved by the Department of Public Works (DPW), the LEA, or the South Coast Air Quality Management District (SCAQMD);
- Facilities necessary for the maintenance of machinery and equipment used at the landfill, excluding refuse collection equipment and vehicles, and equipment or machinery utilized by the permittee in other enterprises;
- On-site waste diversion and recycling activities consistent in scale and purpose with the agreement entered into pursuant to Part II of the attached Implementation and Monitoring Program; and
- Facilities necessary for other environmental protection and control systems, including flare stations, storage tanks, sedimentation basins and drainage devices.

Revised site plans may be submitted for approval by the Director of Planning as required, consistent with the intent of this grant and the scope of the environmental documentation, with copies of the submittal filed with the Director of Public Works and the LEA, except as otherwise provided in Condition 32. No revisions shall be made to Exhibit "A" and no site plans shall be approved that would change the limits of fill.

3. This grant shall not be effective for any purpose until the permittee, and the owner of the property subject to this grant if other than the permittee, have filed at the office of the Department of Regional Planning (DRP) their affidavit stating that they are aware of, and agree to accept, all of the Conditions of this grant and have paid all fees and provided all deposits and security required by the Conditions of this grant, including Condition Nos. 11, 12c, and 63. Notwithstanding Condition 8, the filing of such affidavit accepting all Conditions of this grant constitutes a waiver of the permittee's right to challenge any provision of this grant.
4. Attached to these Conditions are an Implementation and Monitoring Program (IMP) to implement and ensure compliance with the conditions of grant and a

Mitigation Monitoring and Reporting Summary (MMRS) to monitor compliance with required environmental impact mitigation measures, which programs are incorporated into these Conditions by reference. The permittee shall fully perform each action required of the permittee by the Implementation and Monitoring Program and the Mitigation Monitoring and Reporting Summary as if they were specifically set forth in these Conditions.

5. This grant will expire unless used within one year from the date of approval. Prior to the use of this grant, the permittee shall comply with Part II of the Implementation and Monitoring Program and with Conditions 6 and 22. A one-year time extension may be requested in the event that compliance with these Conditions cannot otherwise be fulfilled. The Hearing Officer may extend such time for a period not to exceed one year, provided an application, with the appropriate fee, requesting such extension is filed with the DRP prior to such expiration date.
6. Prior to the operation of the City/County Project, the permittee shall obtain a Finding of Conformance with the Los Angeles County Countywide Siting Element from the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force.
7. The subject property shall be developed, maintained and operated in full compliance with the Conditions of this grant to the satisfaction of the Director of Planning and in full compliance with any law, statute, ordinance or other regulation applicable to any development or activity on the subject property, including but not limited to those permits, other approvals or findings issued by the following agencies:
 - a. The Local Enforcement Agency (LEA) and the California Integrated Waste Management Board (CIWMB)
 - b. The Regional Water Quality Control Board (RWQCB), Los Angeles Region
 - c. The South Coast Air Quality Management District (SCAQMD)
 - d. The California Department of Fish and Game
 - e. The U.S. Army Corps of Engineers
 - f. The California Department of Health Services
 - g. The Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force
 - h. The Los Angeles County Department of Public Works

Failure of the permittee to cease any development or activity not in such full compliance, as described above, shall be a violation of this grant. The permittee shall keep all required permits in full force and effect and shall fully comply with any requirements thereof. Failure of permittee to provide requested information shall also constitute a violation of this grant and be subject to the penalties pursuant to condition 11.

8. If any provision of this grant is challenged by the permittee and is held or declared to be invalid, the permit shall be void and the privileges granted hereunder shall lapse.
9. Failure of the permittee to cease any development or activity not in such full compliance, as described above, shall be a violation of this grant. The permittee shall keep all required permits in full force and effect and shall fully comply with any requirements thereof.
10. To the extent permitted by law, the LEA shall have the authority to order the immediate cessation of landfilling or other activities at the site if it determines that the health, safety and/or welfare of inhabitants of the County of Los Angeles so requires. Such cessation shall continue until such time as the LEA determines that the Conditions leading to the cessation have been eliminated or reduced to a level which no longer poses an unacceptable threat to such health, safety and/or welfare.
11. Notice is hereby given that any person violating a provision of this grant is guilty of a misdemeanor. Notice is further given that the Regional Planning Commission (RPC) or a Hearing Officer may, after conducting a public hearing, revoke or modify this grant, if the Commission or Hearing Officer finds that these Conditions have been violated or that this grant has been exercised so as to be detrimental to the public health or safety, or so as to be a nuisance.

In addition to, or in lieu of, the provisions stated, the permittee shall be subject to a penalty for violation of any provisions of this grant as determined by, and at the discretion of, the Director of Planning in an amount not less than \$1,000 or more than \$10,000 per day per violation. For this purpose, the permittee shall deposit the sum of \$100,000 in an interest bearing trust fund with the DRP, prior to the effective date of this grant to establish a draw down account. A written notice of a violation and the associated penalty will be sent to the permittee. If the noted violation is not corrected within 30 days to the satisfaction of the Director of Planning, the penalty amount cited in the written notice will be deducted from the account. If the violation is corrected within 30 days but recurs any time within a six-month period, the penalty will be deducted from the account upon each recurrence and the permittee will be notified of such deduction. Once the deposit has been depleted by 50 percent of the initial amount (\$50,000), the permittee shall deposit additional funds sufficient to bring the balance up to the amount of the initial deposit (\$100,000) within 10 business days of notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant.

If the applicant is dissatisfied with the action of the Director, an appeal may be filed with the Hearing Officer within 15 days after receipt of notification. Upon

receiving a notice of appeal, the Hearing Officer shall take one of the following actions:

- a. Affirm the action of the Director; or
- b. Refer the matter back to the Director for further review with or without instructions; or
- c. Set the matter for public hearing.

The decision of the Hearing Officer shall be final and conclusive.

12. Nothing in these Conditions shall be construed to require the permittee to engage in any act that is in violation of any state or federal regulation.
 - a. The permittee shall defend, indemnify and hold harmless the County, its agents, officers, and employees from any claim, action, or proceeding against the County or its agents, officers, or employees to attack, set aside, void, annul or seek damages or compensation in connection with this permit approval and/or the Conditions of permit approval, which action is brought within the applicable time period of Government Code Section 65907 or other applicable time period. The County shall notify the permittee of any claim, action, or proceeding, and the County shall reasonably cooperate in the defense.
 - b. The permittee shall indemnify and hold harmless the County, its agents, officers, and employees from any claim, action or proceeding for damages resulting from water, air or soil contamination, health impacts, or loss of property value during the operation, closure and post-closure of the County Project or City/County Project.
 - c. Prior to the effective date of this grant, the permittee shall provide evidence of insurance (ACORD certificate form or its equivalent) coverage that meets County requirements as required and approved by the Chief Administrative Office. Such coverage shall be maintained throughout the term of this grant and until such time as all post-closure requirements are met and certified by the appropriate local, state and federal agencies. Such insurance coverage shall include but not necessarily be limited to the following: general liability, professional liability, and, environmental impairment liability coverage insuring clean-up costs, and endorsing for "Sudden and Accidental" contamination or pollution. Such coverage shall be in an amount sufficient to meet all applicable state and federal requirements, with no special limitations.
13. This grant will terminate upon completion of all mitigation measures required by this grant, all landfill closure and post-closure maintenance required by federal, state and local agencies, and all monitoring and maintenance of environmental protection and control systems required by Condition 30. Prior to termination, all facilities not required for mitigation, for landfill closure or post-closure

maintenance or for environmental protection and control systems shall be removed unless they are permitted as a matter of right by the zoning regulations then in effect.

Except as may be otherwise authorized by the granting of new or additional permit(s), upon completion of the County Project as shown on Exhibit "A-1" or the City/County Project as shown on Exhibit "A-2", or upon expiration of this grant due to cessation or suspension of use for a consecutive period of two or more years as provided in Section 22.56.150 of the Los Angeles County Code, no further waste shall be accepted at the Facility for landfilling or processing.

14. The purpose of this condition, insofar as it is environmentally and economically appropriate and technically feasible, is to provide for landfill capacity in both the City of Los Angeles and the unincorporated County of Los Angeles jurisdictions as well as to make the landfill capacity available on an equitable basis to all incorporated and unincorporated jurisdictions in the County of Los Angeles; and further, to conserve and, if possible, prevent destruction of oak trees and other significant ecological resources within unincorporated territory. The County believes that these goals may be accomplished by the permitting of substantial additional fill on land within the City in the permittee's ownership and control and, to the extent technically feasible, by the permittee's maximizing landfilling operations within the geographical area identified as Phase I of the City Project as specified in Ordinance No. 172933 of the City of Los Angeles, Condition B.2.d.

Therefore, the permittee shall diligently pursue application for a Solid Waste Facilities Permit (SWFP) and all other permits and approvals necessary to operate the landfill within the City (City/County Project). If the permittee's approval by the City for the City Project or City/County Project shall be invalidated by a court of law or shall be modified by the City to permit a fill which does not overlay the project area shown on Exhibit "A-1," or if a SWFP or other necessary approval for the City/County Project, including the City's approval of Phase II, shall be denied, no portion of the landfill may thereafter extend beyond the limits of fill as shown on Exhibit "A-1."

During the term of this grant, any disposal activity within the County's jurisdiction shall be first approved by the Director of Public Works to ensure that appropriate sequencing of landfilling operations is followed.

Prior to commencement of operation of the City/County Project, no portion of the landfill may extend beyond the limits of fill shown on Exhibit "A-1." Upon commencement of operation of the City/County Project, the limits of fill shown on Exhibit "A-2" shall constitute the boundaries of the landfill, except that no portion of the landfill within the County's jurisdiction may extend beyond the limits of fill shown on Exhibit "A-1", until the permittee has maximized landfilling operations to the satisfaction of the Director of Public Works within the geographical area

identified as Phase I of the City Project as specified in Ordinance No. 172933 of the City of Los Angeles, Condition B.2.d, and the permittee has demonstrated to the satisfaction of the Director of Public Works, based upon a report and engineering studies submitted by the permittee and independently evaluated by the DPW, that landfilling beyond the limits of fill shown on Exhibit A-1 is necessary for the efficient operation of the City/County Project.

15. Nothing in these Conditions of approval shall be construed to prohibit the permittee from applying for new permits to expand the Facility or to otherwise modify the Conditions of this grant.

If the City of Los Angeles denies the permittee's request to complete any of the phasing designs specified in the City approval granted in Ordinance No. 172933 of the City of Los Angeles, Condition B.2.d, the permittee shall thereafter exclude all waste collected within the corporate limits of the City and transported in City-operated or commercial trucks under contract with the City, from any portion of the landfill within County territory. This exclusion shall continue in effect unless and until terminated by the County.

The permittee shall notify the County at least 60 days prior to any amendment to the City approval (Ordinance No. 172933 of the City of Los Angeles), settlement agreement or other agreement or instrument between the permittee and the City that may impact the disposal capacity of the County Project or City/County Project or any of the Conditions of this grant. Copies of such instruments shall be provided to the County Counsel, to the Directors of Regional Planning and Public Works, and to the County LEA.

16. The permittee shall submit to the County copies of all agreements entered into between the permittee and either the City of Los Angeles, County of Los Angeles, or both, whether by Memorandum of Understanding (MOU), Development Agreement, Joint Powers Agreement (JPA), or other instruments including but not limited to the following:
 - a. Establishing a JPA, including agreements to and by the parties for items requiring collaboration on permitting, inspection and enforcement for the City/ County Project. During the operation of the City/ County Project, the County LEA proposes to be designated in any JPA as the lead agency for all Solid Waste Facility Permit activities and the single point of contact for coordinating all permitting, inspections and enforcement activity at the Facility. The actual responsibilities for inspection and enforcement activities shall be as delineated in the JPA.
 - b. Establishing City/County rights to use the Facility and/or related capacity allocations and disposal fees.

- c. Establishing franchise fees, charges for gas to energy or direct gas sales or other fees and bond or security arrangements with the City of Los Angeles.
- d. Establishing an environmental education or community amenities programs.
- e. Amending the City's approval of the Facility, in connection with either the City Project or the City/ County Project.
- f. Amending the City's Mitigation Monitoring and Reporting Summary for the Facility.

Copies of such instruments shall be provided to the County Counsel, to the Directors of Regional Planning and Public Works, and to the County LEA. Failure to comply with the above condition will result in penalties as provided in Condition 11.

17. The maximum tonnage allowed shall be as follows:

a. The City County Project:

- i. When the Facility is operating as a City/County Project, the amount of all materials received, including solid waste, inert debris and exempt materials received for beneficial use, shall not exceed 72,600 tons per week (12,100 tons per day average based on six working days per week); provided, however, that the amount of solid waste placed in the landfill for disposal shall not exceed 66,000 tons per week and the amount of inert debris and exempt materials received for beneficial use shall not exceed 6,600 tons per week.
- ii. When the Facility is operating as a City/County Project, the amount of all materials received for disposal or beneficial use, including solid waste, inert debris and exempt materials received for beneficial use, shall not exceed 12,100 tons on any given day, six working days per week, in either jurisdiction (based on the permitted maximum intake rate of 5,500 tons per day in the City and the permitted maximum 6,600 tons per day in the County).

b. The County Project:

- i. When the Facility is operating as a County Project, the amount of all materials received for disposal or beneficial use within the County's jurisdiction, including solid waste, inert debris and exempt materials received for beneficial use, shall not exceed 39,600 tons per week (6,600 tons per day average based on six working days per week);

provided, however, that the amount of solid waste placed in the landfill for disposal within the County's jurisdiction shall not exceed 36,000 tons per week and the amount of inert debris and exempt materials received for beneficial use within the County's jurisdiction, shall not exceed 3,600 tons per week.

- ii. When the Facility is operating as a County Project, the amount of all materials received for disposal or beneficial use within the County's jurisdiction, including solid waste, inert debris and exempt materials received for beneficial use, shall not exceed 7,200 tons on any given day; provided, however, that the amount of solid waste placed in the landfill for disposal within the County's jurisdiction shall not exceed 6,600 tons on any given day.
 - c. The Board of Supervisors may increase the maximum amounts of daily and weekly tonnage allowed by this condition, if the Board, upon the joint recommendation of the County LEA and the Director of Public Works, determines that an increase is necessary to appropriately manage the overall County waste stream for the protection of the public health and safety or if there is a declared emergency, as defined in California Code of Regulations Title 14, Division 7, Chapter 3, Article 3.
18. The permittee shall adopt measures within 90 days of the effective date of this grant, unless a longer period is approved by the Director of Public Works, to ensure the accuracy of the County unincorporated areas disposal tonnages as further listed here in general and specifically in the attached IMP. These measures shall include, but not be limited to: 1) requiring all solid waste enterprises/waste haulers to submit accurate waste origin data 2) a system for verifying the accuracy of the data submitted; 3) implementing a verification system for waste reported as originating in the County unincorporated areas, 4) an education and outreach program to haulers and other customers regarding the need for accurate waste origin data and 5) imposing penalties for non-cooperation or repeatedly providing false information. The permittee shall develop the waste origin verification and reporting program, as approved by the Director of Public Works, and submit the data on a semi-monthly basis to the Department of Public Works for review. Based on the initial results obtained from this program, the Director of Public Works may modify, amend and/or require the permittee to develop/implement additional monitoring/enforcement programs to ensure the intent of this condition.
19. The permittee shall operate the Facility in a manner that maximizes the amount of solid waste that can be placed within the landfill, including but not limited to the following:

- a. Implement methods of waste compaction, which equal or exceed compaction rates achieved at comparable landfills operating in Los Angeles County as determined by the Director of Public Works;
 - b. Investigate and implement to the extent determined by the Director of Public Works to be appropriate, methods of diverting or reducing high volume, low-density materials, which are not capable of being readily compacted;
 - c. Investigate and implement, as permitted by the appropriate regulatory agencies, methods to reduce the volume of daily cover required;
 - d. Utilize waste materials received and processed at the Facility, such as shredded green waste, as alternative to daily, intermediate and final cover, to the extent deemed technically feasible and acceptable to the regulatory agencies. However, contaminated soils, as defined by state regulations, and automobile shredder waste shall not be used as daily, intermediate or final cover;
 - e. Recycle or otherwise divert from disposal all clean dirt received at the facility from offsite sources. Clean dirt shall not be disposed without prior approval from the Director of Public Works; and
 - f. Utilize on-site clean dirt for daily, intermediate or final cover where possible instead of imported dirt, as determined by the Director of Public Works.
20. Notwithstanding any other provision of this grant, the permittee shall not negligently or intentionally deposit waste into the landfill which is required to be diverted or recycled in accordance with City and County Source Reduction and Recycling Elements of the County Integrated Waste Management Plan adopted pursuant to Division 30 of the Public Resources Code, and/or the Waste Plan Conformance Agreement entered into between the County and permittee pursuant to Conditional Use Permit 86-312-(5).
21. Within 90 days of the effective date of this grant, and thereafter as may be necessary, the Waste Plan Conformance Agreement, which was previously approved by the County Board of Supervisors on June 26, 1996, and is currently in effect, shall be amended to maintain consistency with applicable city and county waste management plans. The Director of Public Works is authorized to execute all amendments to the Waste Plan Conformance Agreement on behalf of the County. The Agreement shall continue to provide for (1) controlling and accounting for waste entering and, in the form of recycled or diverted material, leaving the landfill, (2) the implementation and enforcement of programs intended to maximize utilization of the available fill capacity as set forth in Condition 20, and (3) the implementation of waste diversion and recycling programs on and off-site in accordance with applicable city and county waste management plans.

22. Prior to the use of this grant, the permittee shall have submitted a program to the Director of Public Works, and shall have received the Director's approval of the program, for the purpose of preventing wasted trips to the Facility and illegal disposal, which program shall include but is not limited to:
 - a. Scheduling of regular users, such as commercial and municipal haulers, as needed to avoid their arriving at the Facility and being diverted to other landfills;
 - b. Reservation of capacity for small commercial and private users.
23. The permittee shall charge differential tipping fees, or implement other programs approved by the Director of Public Works, to discourage hauling of partially filled loads to the Facility.
24. The following types of waste shall be prohibited from being disposed at the landfill and shall not be accepted at the Facility: incinerator ash, sludge, radioactive material, hazardous waste, medical waste as defined in Section 25023.2 of the California Health & Safety Code, liquid waste as defined in state laws and regulations, waste which contains soluble pollutants in concentrations that exceed applicable water quality objectives, and waste which could cause degradation of waters of the state as determined by the RWQCB. The permittee shall implement a comprehensive waste load checking program to preclude disposal of prohibited waste at the landfill, which program shall comply with the requirements of this condition and Part IV of the attached IMP and any additional requirements of the LEA, the State Department of Health Services, the State Department of Toxic Substances Control, and the RWQCB.

The permittee shall carry out the comprehensive waste load checking program approved by the DHS-SWMP. The DHS-SWMP shall maintain at least one full-time inspector at the landfill at times when waste is being received and processed. The permittee shall compensate the DHS-SWMP for any personnel, transportation, equipment and facilities costs incurred in administering the provisions of the condition not covered by fees paid for administration of the solid waste facilities permit for the landfill.

Notification of the restrictions on disposal of prohibited waste and the procedures for proper disposal at other appropriately classified disposal sites for waste processing facilities shall be provided to waste haulers on a routine basis. Notices shall be printed in English and Spanish and shall also be posted at prominent locations at the Facility to inform waste haulers of the rules governing the disposal of prohibited waste and that anyone negligently or intentionally bringing in any prohibited waste shall be prosecuted under the fullest extent of the law.

In the event that material known or suspected to be prohibited waste is discovered at the Facility, the permittee's agent shall:

- a. If the vehicle that delivered the waste is still present, detain the driver and obtain his drivers license and vehicle license number;
- b. Immediately make all notifications to state and County agencies as required by federal, state and local laws and regulations; and
- c. If possession of the material is not immediately taken by a public official, store the material at a site developed in accordance with the regulations of the State Department of Health Services and the RWQCB until disposed of in accordance with applicable State and Federal regulations.

Nothing in this Condition shall be construed to permit the maintenance of a hazardous waste disposal facility at the Facility.

25. The hours of operation of the Facility shall be as follows:

- The Facility shall be closed on Sunday;
- Solid waste and other materials received for beneficial use may be accepted at the Facility only between the hours of 6:00 a.m. (scales open) through 6:00 p.m., Monday through Friday, and 7:00 a.m. to 2:00 p.m. on Saturday, except that when needed to accommodate post-holiday disposal requirements, Saturday hours may be extended to 6:00 p.m. The landfill entrance gate at San Fernando Road shall be opened at 5:00 a.m. on weekdays and 6:00 a.m. on Saturday, except as needed to allow the onsite queuing of vehicles to accommodate post-holiday disposal requirements. Furthermore, these materials may be accepted at other times if the LEA determines that extended hours are necessary to handle additional disposal for the preservation of the public health and safety;
- Operations at the Facility, such as site preparation and maintenance, the application of cover, and waste processing, but excepting activities such as gas control, which require continuous operation, may be conducted only between the hours of 6.00 a.m. and 9:00 p.m., Monday through Saturday;
- Equipment maintenance shall be limited to the hours of 4:00 a.m. through 9:00 p.m., Monday through Saturday. No diesel vehicle shall be started before 5:00 a.m.; and
- Equipment repairs, mitigation measures necessary to avoid environmental impacts, and emergency operations, which cannot be accomplished during the hours stated above, may be performed at any time with the approval of the LEA.

26. The permittee shall at all times, Monday through Saturday, maintain adequate on-site staff for operation of the Facility. These personnel shall have appropriate training and experience needed to operate the Facility. The level and qualifications of employees at the Facility shall be subject to approval by the LEA, which at its discretion may establish minimum training requirements for designated positions at the Facility. On-site staff shall be familiar with the conditions of this grant.
27. The permittee shall post a sign at the entrance gate at San Fernando Road, which indicates the following:
 - a. The telephone number by which persons may contact the permittee on a 24-hour/day basis to register complaints regarding operations at the Facility. Said telephone number shall also be published in the local telephone directory.
 - b. The telephone number of the LEA and the hours when the office is staffed.
 - c. The telephone number of the enforcement offices of the South Coast Air Quality Management District and the hours when the office is staffed.
28. The permittee shall pay to the County of Los Angeles a fee equal to twelve percent of the sum of the following:
 - a. The net tipping fees collected at the Facility pursuant to the operation of the County Project or the City/County Project (including any fees received as a part of a materials recovery program). "Net tipping fee" shall mean the total collected less any fees or taxes imposed by any federal, state or local agency and included in the fee charged at the Facility's entrance, except that any franchise fees and enforcement fees imposed by the City of Los Angeles shall be included in the amount of the net tipping fee. "Total collected" shall be calculated as total gross receipts collected by the operator;
 - b. Gas-to-energy or direct gas sale revenues, less any federal, state, or local fees or taxes included in such revenues, except that any franchise fees and enforcement fees imposed by the City of Los Angeles shall be included in such revenues. The permittee shall utilize landfill gas to generate energy at the site, except if the permittee, as a part of the annual report prepared pursuant to the requirement of Part X of the attached Implementation and Monitoring Program, determines that such activity is not feasible, and the basis and results of such a determination is submitted for review and approved by the DPW; and

- c. Revenues generated by any other activity at the Facility, less any federal, state, or local fees or taxes included in such revenues, except that any franchise fees and enforcement fees imposed by the City of Los Angeles shall be included in such revenues.

Any amount received from the permittee in payment of the County's business license tax on landfill revenues shall be credited against the fee required by this condition.

Prior to the operation of the City/County Project, the Board of Supervisors shall have approved a revenue allocation plan, or a revenue allocation agreement between the City, the County, and the operator of the Facility shall be approved and executed by all three parties. Execution for the County shall be by the Board of Supervisors.

29. The permittee shall remit to the Department of Public Works on a monthly basis a fee of \$0.25 per ton of solid waste disposed of at the landfill for use in implementation and enhancement of waste diversion programs in the County unincorporated areas.
30. The permittee shall be responsible for monitoring and maintenance of the facility's environmental protection and control systems in perpetuity, unless a lesser time is approved by the Director of Public Works. Within 12 months after the effective date of this grant, the permittee shall provide financial assurance satisfactory to the Director of Public Works of its ability to maintain such systems subsequent to certification of all post-closure requirements by the appropriate local, state and federal agencies.
31. The County reserves the right to exercise its police powers to protect the public health, safety and general welfare by managing the County-wide waste stream, including such activities as the appropriate regulation of tipping fees and similar Facility rates, fees or charges.
32. Except as otherwise provided in this condition, areas outside of and above the cut and fill shown on Exhibit "A-1" for the County Project or Exhibit "A-2" for the City/County Project, shall not be graded or similarly disturbed to create the landfill, except that the Director of Public Works may approve additional grading if the Director determines, based upon engineering studies provided by the permittee and independently evaluated by the Director, that such additional grading or disturbance is necessary for slope stability or drainage purposes. Such a determination shall be documented as provided in Part I of the attached Implementation and Monitoring Program and the permittee shall submit a revised site plan for review and approval by the Director of Public Works. A copy of the approved site plan shall be filed with the Director of Planning and the LEA. No revisions shall be made to Exhibit "A-1" or Exhibit "A-2", and no revised site plan shall be approved that would change the limits of fill.

No approval shall be granted under this condition that will result in expanding the area or height of fill (i.e. changing the authorized limits of fill) or in lowering or significantly modifying any of the ridgelines surrounding the landfill.

The Director of Public Works shall confer with the County Forester and Fire Warden before approving excavation in areas of more than five acres containing significant stands of oak and/or Douglas fir trees.

Nothing in this condition shall be construed as prohibiting the installation of water tanks, access roads, flares, or similar facilities or mitigation programs required by this grant or by permits issued by other public agencies.

33. The permittee shall further comply with all grading requirements of the DPW and the Los Angeles County Code. The permittee shall obtain prior approval from the DPW for all grading work within the County's jurisdiction, including but not limited to activities such as cell development, stockpiling, and excavation for borrow and cover materials. It is not the intent of this condition to duplicate the efforts of the RWQCB or other state agencies.
34. The permittee shall install drainage structures and comply with all other drainage requirements of the DPW and any additional requirements of the RWQCB and any other regulatory agency. Except as otherwise specifically provided by the DPW, all drainage structures, including sedimentation basins, shall be designed and constructed so as to meet all applicable drainage and grading requirements of DPW. All design and construction plans must have the prior approval of the DPW

The landfill and drainage structures shall in all cases be designed so as to cause surface water to be diverted away from disposal areas. All design modifications must have the prior approval of the DPW.

35. The permittee shall install and maintain containment (liner) systems and leachate collection and removal systems as required by the RWQCB. Such systems shall, as determined by the RWQCB, equal or exceed the specifications set forth in Topical Responses 7 and 8, DEIR Volume A, Responses to Comments, July 13, 1990.
36. The permittee shall install and test groundwater monitoring wells as required by the RWQCB and shall promptly undertake any action directed by the RWQCB to correct or prevent contamination which may affect groundwater quality or water conveyance or storage facilities, including the Metropolitan Water District Balboa Inlet Tunnel and the City of Los Angeles aqueduct and Van Norman Reservoir.
37. Prior to the commencement of the City/County project, any testing or remedial actions required by the RWQCB to correct or prevent groundwater contamination

or to determine the existence of any groundwater contamination shall be completed or guaranteed by the permittee to the satisfaction of the RWQCB and notification of the DPW.

38. The permittee shall operate the Facility in a manner that conserves water, including but not limited to the following:
 - a. Any water wells used for the project shall, if approved by the appropriate agencies, draw from the Sunshine Canyon watershed;
 - b. The permittee shall investigate the feasibility of treating collected leachate on-site for reuse in the landfill and shall, if feasible and approved by the appropriate agencies, implement a program to utilize such water;
 - c. Soil sealant, pavement and other control measures shall be used wherever possible in preference to water for dust control; and
 - d. To the extent feasible, as determined by the Director of Planning, drought-tolerant plants shall be used to re-vegetate the landfill slopes and other disturbed areas. Plant types shall blend with species indigenous to the area and shall be capable of rapid establishment.
39. Unless determined otherwise by the Department of Public Works, the permittee shall obtain the Department of Public works approval of a Standard Urban Stormwater Mitigation Plan for the project activities.
40. No activity for which an Industrial Waste Disposal Permit and/or Underground Storage Tanks Permit is required, including but not limited to installation, modification or removal of underground storage tanks and/or industrial waste control facilities (this includes any permanent structures intended for the treatment of post-development storm water runoff), shall be initiated on the subject property before the required permit (or revision thereof) is obtained from the DPW and any required facilities are installed.
41. The permittee shall be subject to the following landfill cover and re-vegetation requirements:
 - a. The permittee shall promptly notify the LEA and the Director of Public Works of any slope that is projected to remain inactive for a period longer than 180 days and a temporary hydroseed vegetation cover shall be established on all such slopes and other areas, as set forth in the attached IMP.
 - b. Prior to placing any solid waste within 10 feet of the limits of fill, the permittee shall submit to the LEA and the Director of Planning for review

and approval its interim reclamation and re-vegetation plan, including the timing of the proposed work.

- c. Final cut slopes shall be no steeper than 1.5:1 (horizontal to vertical ratio, excluding benches) and all final cut slopes shall be approved by the DPW as in compliance with its grading requirements.

Except as otherwise provided in this condition, all final fill slopes shall be reclaimed and re-vegetated in lifts substantially as shown on Figure 5, "Typical Cross-Section Final Landfill Cover and Re-vegetation Plan," Page 39, FEIR, Volume A, Responses to Comments (dated July 13, 1990), which figure is attached as Exhibit "B", and as described in the "Sunshine Canyon Landfill Extension Re-vegetation/Closure Plan," FEIR, Volume A, Responses to Comments, Appendix 3, which figure and plan are attached as Exhibit "C".

If the LEA determines in consultation with the DPW that a different design or plan would better protect the public health and safety and would enable re-vegetation of the final slopes as well as or better than the design or plan described in Exhibit "B" and/or that revisions to the minimum standards adopted by the CIWMB, and, that require the implementation of a different design and/or plan, the permittee shall not be bound by the provisions of this subsection but shall be bound by the requirements of the LEA; provided, however, that the limits of fill may not be exceeded.

The permittee shall employ expert assistance to carry out this condition, including an independent, qualified biologist. Soil sampling and laboratory analysis shall be conducted on all areas before re-vegetation to identify chemical or physical soil properties that may adversely affect plant growth and establishment. Soil amendments and fertilizer recommendations shall be applied and plant materials selected based upon the above-referenced testing procedures and results. To the extent possible, plant types shall blend with species indigenous to the area and be drought tolerant and shall be capable of rapid establishment. Plant selection shall exclude non-indigenous species likely to be invasive of adjacent natural areas.

42. The permittee shall utilize the most effective available technology and methodology to avert fugitive dust emissions, which may be a nuisance or hazard in adjacent populated or recreational areas or cause significant damage to wildland resources. In addition to the re-vegetation measures required in Condition 41, the program shall include the following:
 - a. The permittee shall not engage in any excavation or other operation during high wind conditions, or when such conditions may reasonably be expected, that would result in significant emissions of fugitive dust, which cannot be confined to the area under the permittee's control.

- b. The working face areas shall be kept to small contained areas, not to exceed a total of approximately ten acres in the City/County Project, three to five acres in the County Project, or as determined by the LEA to better protect public health and safety. At times of the year when high wind conditions may be expected, any working face shall either be located in areas of minimal wind exposure or be closed, if deemed necessary by the LEA as required by Section 6.01 of the MMRS. Other operations areas shall be confined to sites less than five acres each.
- c. Except during rainy conditions, daily cover shall be moistened with water to retard erosion, and a soil sealant shall also be used to supplement water for dust control and to retard erosion when wind conditions dictate.
- d. Except during rainy conditions, any active area or active cover soil stockpile shall be moistened with water on a daily basis unless wind conditions dictate otherwise, in which case soil sealant shall be used in addition to water. Soil excavated from one portion of the site shall be used as a cover material in an adjacent area, to the extent feasible, as determined by the Director of Public Works to reduce the transport distance.
- e. As determined by the LEA, before each day when the Facility will be closed to solid waste receipt, the permittee shall apply soil sealant to any previously active dirt area that has not already been sealed or re-vegetated.
- f. Inactive areas of exposed dirt that have been sealed shall be regularly monitored to determine the need for additional sealing and to prevent unauthorized access that might disturb the sealant and, if additional treatment is required, it shall be promptly applied to assure full control of the soil particles.
- g. All access roads to permanent facilities, except those infrequently used, shall be paved.
- h. The paved access road to the fill areas shall be extended as new areas are opened to minimize the length of dirt road. Winter deck access roads shall be paved or surfaced with recycled asphalt, aggregate materials or soil stabilization products to minimize the length of untreated dirt.
- i. All paved roads in regular use shall be regularly cleansed to remove dirt left by trucks and other vehicles.
- j. Except during rainy conditions, all dirt roads in regular use shall be watered at least once daily on operating days and more often if required

by the LEA or the Director of Public Works, or otherwise treated to control dust emissions.

- k. Loads capable of producing significant dust shall be watered during the dumping process. If such a practice is deemed not acceptable to the RWQCB, the permittee shall develop alternative methods to minimize dust generation during the dumping process and obtain approval of the Director of Public Works within 90 days of the effective date of this grant.
 - l. The permittee shall maintain water tanks and piping capable of supplying by gravity at least one full day's maximum water usage, as determined by the LEA, to the fill areas for dust control, which capacity shall be in addition to any fire flow required by the County Forester and Fire Warden.
 - m. The permittee shall install and maintain devices to monitor wind speed and direction, as specified by the SCAQMD, and shall retain qualified personnel to read and interpret the data, to obtain or utilize information on predicted wind conditions and to assist in the planning of operations at the Facility.
 - n. The permittee shall submit quarterly reports to the Director of Public Works listing all fugitive dust and odor complaints received from residents and all Notices of Violation issued by the SCAQMD or the LEA as well as the measures undertaken to address the complaints and to correct the violations. If more than three Notices of Violation are issued in any calendar year, the permittee shall pay a fine of \$1,000 for the first violation in excess of three and \$5,000 for each subsequent violation. Fines shall be deposited into an interest-bearing trust account administered by the Director of Planning, or as otherwise approved by the Board of Supervisors.
 - o. The Director of Public Works and the DHS-SWMP shall each have the authority to require the permittee to implement additional corrective measures when such measures are deemed appropriate to protect public health and safety.
43. The permittee shall employ the most effective available technology and methodology to prevent litter that enters the area under the permittee's control in the form of waste from escaping the area. Notwithstanding other provisions of this condition or of this grant, the permittee shall close the Facility to incoming waste during high wind conditions if, despite the application of the most effective available technology and methodology, litter cannot be confined to the area under the permittee's control.

The permittee's on-site litter control program shall include, unless otherwise provided by the LEA, the following:

- a. Facility personnel shall continuously patrol the access road to the scales from the time it opens to the time it closes in the evening.
 - b. Improperly covered or contained loads which may result in a significant release of litter shall be immediately detained and the condition corrected, if practicable, before the load proceeds to the working face. If correction cannot be made, the load shall be conducted under escort to the working face.
 - c. All debris found on or along the entrance and working face access roads shall be immediately removed.
 - d. Operating areas shall be located in wind-shielded portions of the landfill during windy periods.
 - e. The permittee shall use a primary portable litter fence at a height of eight feet at the working face and a four-foot secondary fence behind the primary fence, depending on wind conditions. The permittee shall employ additional measures as necessary to control litter. On windy days and when the fences are not sufficient, the working face shall be located within areas of minimal wind exposure or shall be closed, if so required by the LEA. The LEA may require additional measures deemed necessary to effectively control litter.
44. Within 90 days of the effective date of this grant, the permittee shall develop best available methods or procedures to prevent vehicles leaving the Facility from carrying dirt and/or debris on to local streets or highways.
 45. The permittee shall maintain, to the satisfaction of the Director of Public Works and the LEA, programs aimed at controlling the discharge and recovery of offsite litter from uncovered or improperly covered or contained loads traveling to the Facility, including regular off-site litter collection.
 46. The permittee shall at all times, Monday through Saturday, maintain adequate staff to promptly respond to and correct dust, litter and other complaints from the surrounding neighborhood.
 47. The permittee shall also maintain on-site, 24 hours per day, seven days a week, at least one person who is qualified to assess the need for remedial action and is authorized to summon the resources to perform any necessary remedial action. The personnel assigned shall be provided with the means to be continuously in communication with the telephone number posted at the entry gate.
 48. The permittee shall adopt and implement operational practices to mitigate vehicular and other air quality impacts as required by the SCAQMD.

49. To the extent technically and economically feasible, as determined by and subject to the satisfaction of the Director of Public Works, the permittee will utilize landfill gas to generate energy at the site or for other beneficial uses rather than flaring. Also, the permittee shall install and maintain a best available control technology landfill gas collection system in compliance with the requirements of the SCAQMD and shall control the lateral migration of gases to the satisfaction of the Director of Public Works, LEA, and SCAQMD.

Landfill gas flares shall be below the adjacent ridges (unless otherwise required by the SCAQMD) and the flames shall be totally contained within the stack. Flame arrestors shall be provided to the satisfaction of the County Forester and Fire Warden.

50. The permittee shall take all necessary measures to ensure that noise emissions from the Facility at any residential receptor are within the limits of the County Noise Ordinance, as contained in Title 12 of the County Code.
51. The permittee shall maintain on-site fire response capabilities, construct access roads, provide water tanks, water mains, fire hydrants and fire flows and perform brush clearance to the satisfaction of the County Forester and Fire Warden.
52. All on-site fuel storage tanks shall be installed and necessary containment and air quality controls provided in accord with the requirements of the County Forester and Fire Warden, the County DPW, the RWCQB, and the SCAQMD.
53. The permittee shall also provide effective vector control measures as directed by the Director of Health Services.
54. Prior to the operation of the combined City/County landfill the permittee shall install required traffic improvements at the following intersections per the satisfaction of the City of Los Angeles Department of Transportation, when necessary, as outlined in the Supplemental Traffic Data Information report (awaiting submittal of the final revised report).
- a. San Fernando Road at Sierra Highway;
 - b. San Fernando Road at Facility Entrance;
 - c. San Fernando Road at Balboa Boulevard;
 - d. Roxford Street at I-5 Southbound On/Off Ramps;
 - e. Roxford Street at I-5 Northbound Off Ram; and
 - f. Roxford Street at I-5 Northbound Off Ramp/Encinitas Avenue

55. Prior to operation of the combined City/County landfill the permittee shall pay the State of California Department of Transportation a sum not to exceed \$422,183 for the freeway transportation improvements as outlined in the Supplemental Traffic Data Information (awaiting submittal of the final revised report).
56. Prior to operation of the combined City/County landfill the permittee shall install traffic signs acceptable to the City of Los Angeles Department of Transportation along San Fernando Road to warn the public that heavy truck traffic exists in the area near the Facility entrance. The permittee shall also address any potential localized impact along the San Fernando Road bicycle lane from increased truck traffic at or near the Facility site.
57. Prior to operation of the combined City/County landfill the permittee shall install street lights along the project frontage on San Fernando Road to the satisfaction of the City of Los Angeles Bureau of Streets.
58. The DPW, the LEA, and the Community Advisory Committee shall monitor the performance of Conditions designed to minimize truck traffic, and in the event such measures are inadequate, the Director of Planning shall recommend additional measures to the RPC which may impose additional Conditions as found to be warranted to ensure the continued adequacy of such Conditions.
59. The permittee shall implement a program to identify and conserve any significant archaeological and paleontological materials that may be present, in accordance with this condition and Part VII of the attached Implementation Monitoring Program (IMP). If any evidence of aboriginal habitation or fossils is discovered during earthmoving activities, landfill operations shall cease in that immediate area and the evidence and site shall be preserved until a qualified archaeologist or paleontologist (as appropriate) has made a determination as to the significance of the site of findings. Any significant archaeological or paleontological resources shall be recovered to the extent practicable before resuming activities in that area of the landfill.
60. The permittee shall continue to work with the California Department of Fish and Game, the U.S. Army Corps of Engineers and the City of Pasadena to monitor the approved and implemented wetlands and riparian habitat restoration project (Lower Arroyo Seco Restoration Project, Corps File Number 94-00124-AOA, California Department of Fish and Game Streambed Alteration Agreement Number 5-445-91) as required by said permits.
61. On each January 10, for the life of this grant, the permittee shall deposit the sum of \$100,000 with the Director of Planning, to be held in an interest-bearing account, to finance planning studies and other implementation including but not limited to Significant Ecological Area (SEA) studies and neighborhood planning

studies as determined by the Director of Planning. Remaining funds from CUP 86-312 would be combined with the new fund.

62. In addition to any other fees required by this grant, the permittee shall make an annual payment to the County of \$1.00 per ton of refuse disposed at the landfill to be deposited into a fund on a quarterly basis for the provision of natural habitat or development of parkland within the County to provide an additional benefit available to the surrounding community for development of the Facility. The funds shall be administered by the Department of Parks and Recreation. Funds are due 30 days after the end of each calendar quarter.
63. The permittee shall deposit the sum of \$50,000 with the DRP within 30 days of approval of this grant to establish a draw-down account, from which actual costs will be billed and deducted for the purpose of defraying the expenses involved in the Department's reviewing and verifying the information contained in any required reports and any other activities of the Department, including but not limited to: enforcement, permitting, inspection, coordination of mitigation monitoring, administrative support, technical studies, and the hiring of independent consultants. Once the permittee has been notified that actual costs incurred have reached 80 percent of the amount of deposit (\$40,000), the permittee shall deposit supplemental funds to bring the balance up to the amount of the initial deposit (\$50,000) within 10 business days of notification. There is no limit to the number of supplemental deposits that may be required during the life of this grant. At the sole discretion of the permittee, the amount of an initial or supplemental deposit may exceed the minimum amounts defined herein.
64. The permittee shall annually fund twelve (12) household hazardous waste and electronic waste (including discarded computers) collection events conducted within the County of Los Angeles. The cost of each event shall be calculated based on the average cost of the events conducted in the preceding 12 months, if data available, and/or as determined by the Director of Public Works. The permittee shall pay the funds to the Director of Public Works on a semi-annual basis. The first payment shall be due within 90 days from the effective date of this grant.
65. Pursuant to Goal 2.4.2. of the Los Angeles County Countywide Siting Element and the Board of Supervisors' action of July 27, 1999, with regard to promoting the development of alternatives to landfilling and incineration, the permittee shall contribute up to \$150,000 annually, but not to exceed \$3,000,000 during the term of this grant, toward the cost of studies to be conducted by the County or its agent, of such alternative technologies that may be most appropriate for Southern California from an environmental and economic perspective, as determined by the Director of Public Works and the Alternative Technology Advisory Subcommittee of the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force, as well as toward promoting and implementing such alternative technologies. If the study identifies

a technology that is determined by the Director of Public Works and the Alternative Technology Advisory Subcommittee to be viable and appropriate, the permittee's remaining contribution shall fund the development of this technology on a pilot scale and the development of a pilot facility, if feasible and as approved by the Director of Public Works. The Alternative Technology Advisory Subcommittee shall include a representative of the North Valley Coalition of Concerned Citizens and a representative of the permittee. The Director of Public Works shall consult with the Los Angeles County Solid Waste Management Committee/Integrated Waste Management Task Force in its implementation of this condition. Within six months of the effective date of this grant, the permittee shall deposit the first \$150,000 payment into a separate, interest bearing, account established by the Director of Public Works.

In addition, the permittee shall:

- a. support and promote legislation and regulations which would promote development of conversion technologies by providing economic incentives; and
 - b. support and promote legislation and regulations, which would promote development of conversion technologies by removing them from the definition of transformation and providing full diversion credit towards the State's waste reduction mandates.
66. The permittee shall comply with all terms and Conditions of Oak Tree Permit No. 86-312-(5). The permittee is authorized to remove oak trees within the project areas as necessary to conduct landfill operations authorized by this grant and subject to the requirements of Part VII of the Implementation and Monitoring Program attached to Oak Tree Permit 86-312-(5).
67. The permittee shall continue working with the waste industry and in concert with cities, the County, and other stakeholders, to modify existing laws and regulations to require that compliance with the State waste reduction mandates be measured by program implementation while the Disposal Reporting System would be used solely to identify the trends.
68. The permittee shall implement a vehicle tarping program at the Facility as approved by the Director of Public Works, to discourage untarped vehicles from using the facility. All vehicles loaded with solid waste materials or with the potential to create litter shall be tarped upon entering and leaving the landfill site. No vehicle loaded with solid waste materials shall be allowed to enter the facility, until the driver is informed of the tarping requirements and asked to have his/her load covered. Repeat violators shall be subject to penalties and may be prohibited from using the facility.

69. The permittee shall make a monthly payment of \$1/ton of solid waste placed in the landfill for disposal, which shall be deposited into an interest-bearing Community Benefit and Environmental Education Trust Fund, established for the purpose of providing resources for environmental, educational, and quality of life programs, regional public facilities that serve the surrounding unincorporated communities, and other benefits within the unincorporated surrounding communities. Monies in the Fund shall be spent on programs determined by and as directed by the 5th Supervisorial District to the Director of Planning, who shall administer the Fund. All interest earned on the monies in the Fund shall remain in the Fund.

70. The design of landfill liners in the county unincorporated portion of the landfill shall be consistent with the liner design approved by the California Regional Water Quality Control Board for the portion of the landfill within the city portion of the landfill.

11/17/2004