



## Department of Resource Management

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Michael Yankovich,  
Program Manager

### Agenda Item No. 3

To: Zoning Administrator

From: Nedzlene Ferrario, Senior Planner

Subject: Recology Hay Road Odor Management Compliance Review  
October 2012 – May 2013  
October 2013 – May 2014

Date: August 21, 2014

- A. Recommendation: Recommend that the Zoning Administrator receive and file the report without modifications to the conditions of approval of Land Use Permit U-11-09.

#### **Background:**

As a measure to manage the odorous issues at Jepson Prairie Organics, the land use permit approval requires Recology to submit odor compliance reports on an annual basis and public review and input of the reports every two years at the Zoning Administrator hearing. This is the first such public hearing since approval of the 2012 land use permit approval. The 2012-2013 and 2013-2014 odor management reports are attached.

- 12C. *The permitted operation shall submit an Odor Management Compliance Report covering the operations of Jepson Prairie Organics. The report shall be submitted annually by June 30, covering the period from October through May of the prior period.*

*The Odor Management Compliance Report shall address the following items at minimum:*

- *Odor sources and sensitive receptors.*
- *Complaints and violations and description of how the complaints were resolved.*
- *Odor control strategies implemented and proposed.*

*The report shall be presented to the Zoning Administrator for review and consideration on two year intervals and at its discretion, may request more frequent reviews. The Zoning Administrator public hearing shall be duly noticed and advertised.*

*These hearings may be held for the purpose of modifying any conditions previously imposed conditions of approval or adding conditions of approval that may be required to guarantee the continued validity of the findings made by the Planning Commission for approval of the use permit. This reconsideration may include, but is not limited to, the imposition of requirements for the modification, closure, and/or removal of facilities, operations, materials or equipment from the premises affected by this permit within thirty days of notification, or the requirement that appropriate guarantees to secure such changes or removal be filed and maintained.*

*Any condition modified or added shall be of the same force and effect as if originally imposed. This periodic review shall be for project facilities or any part thereof, and each review, although to be accomplished in accordance with CEQA, shall not be considered a separate project under CEQA.*

**Discussion:**

Review of the reports by the Local Enforcement Agency (LEA) staff indicated the number of complaints have dropped since 2012. Between October 2012-May 2013, 88 complaints were received by the LEA and during October 2013 – May 2014, LEA logged in 38 complaints. No violations were issued in either season and LEA attributes the drop in complaints largely due to site improvements that include better management of the bio-solid ponds, improved processing and management of the feedstock from the receiving point until curing, an improved ECS system with larger bio-filter and a responsive compliance officer.

However, LEA staff noted a discrepancy relative to how the complaints are counted. Recology reports the number of days of complaints received instead of the number complaints received as calculated by LEA staff. In order to maintain consistency, LEA recommends that Recology utilizes similar methodology in calculating complaints for future reports.

Attachments:

Odor Management Compliance Report Oct 2012-May 2013  
Odor Management Compliance Report Oct 2013-May 2014