

## **Hazardous Materials Commission**

### **Draft Minutes**

Planning and Policy Development Committee

October 18, 2023

#### **Members and Alternates:**

**Present:** Soheila Bana, Drew Graham, Mark Hughes, Ron Chinn (alternate), Frank Qin (alternate)

**Absent:** Jonathan Bash, Jim Payne, Mark Ross, George Smith (represented by alternate)

**Staff:** Michael Kent

**Public:** Ed Morales (by video without Just Cause or Emergency circumstance)

#### **1) Call to Order, Announcements:**

Commissioner Hughes called the meeting to order at 4:03.

Michael Kent announced:

- The next full Commission meeting will be on October 26<sup>th</sup>.
- The next Operations committee meeting is on the special date of November 3<sup>rd</sup> and will have a discussion with DCD about brownfield engagement.
- The Board Internal Operations committee will consider the nominations of Gretchen Salter and Kenneth Luther at their November 13<sup>th</sup> meeting.
- The next Board of Supervisors Sustainability committee will be on November 27<sup>th</sup> at 1:00
- The applications for the open Environmental seat and alternate and the General Public seat will be due on November 28<sup>th</sup>.
- The next CAER Safety Summit will be on December 7<sup>th</sup>.
- The full Commission meeting for November and December will be on December 7<sup>th</sup>.
- The Operations committee will interview candidates for the open seats on December 8<sup>th</sup>.
- The next annual meeting with a County Supervisor will be with Supervisor Burgis.

#### **2) Public Comments: None**

#### **3) Approval of Minutes:**

The minutes from the July 19, 2023 meeting were moved by Commissioner Hughes, seconded by Commissioner Chinn and approved by a vote of 1 -0-3 with Commissioners Bana, Graham and Chinn abstaining.

#### 4) Old Business:

##### a) Review status of Hazardous Materials-related proposed bills previously considered

Staff reviewed the status of all the bills the Committee considered this year as to whether they died in committee, were passed by the Legislature and were vetoed by the Governor or passed into law:

AB 909 – Clean up hazwaste with solid waste – **Died in committee**

AB 1716 – makes 7 minor changes to hazwaste law for CUPAs – **Passed**

SB 740 - RMP facilities are required to have its contractors and any subcontractors use a skilled and trained workforce to perform all onsite work within an apprenticeable occupation in the building and construction trades. Existing law defines “skilled and trained workforce” to include, among other criteria, skilled journeypersons who are paid at least a rate equivalent to the applicable prevailing hourly wage rate. This bill would extend that workforce requirement to contracts awarded, extended, or renewed on or after January 1, 2024, by an owner or operator of a stationary source that is engaged in manufacturing hydrogen, biofuels, or certain specified chemicals, or in capturing, sequestering, or using carbon dioxide in specified conditions - **Passed**

AB 727 – Prohibits cleaning products with PFAS – **Vetoed by Governor**

AB 407 – provides alternative criteria for exempting used oil – **Vetoed by Governor**

AB 777 – Prohibits waste from other sites from being disposed of at Stringfellow HW landfill – **Passed**

AB 1115 – Extends UST provisions – **Passed**

AB 1238 – Alternative management standards for Solar Panels – **Died in committee**

SB 642 – Allows County Counsel to take enforcement actions – **Passed**

SB 38 - Requires Emergency response plans at LI Battery facilities - **Passed**

SB 615 – Requires Li battery recycling by manufactures – **Died in Committee**

#### 5) New Business:

##### a) Review of DTSC Draft Hazardous Waste Management Report

The committee reviewed the presentation staff from DTSC gave at the last full Commission meeting. The discussed the various elements and review the four priorities mentioned in the report:

- Waste Reduction
- Waste Criteria
- Capacity Assurance
- Environmental Justice

The committee agreed that communicating on this issue with the Board of Supervisors wasn't necessary at this time, but that these issues are important enough for the Commission to continue to monitor the development of the Hazardous Waste Report and the eventual Hazardous Waste Management plan.

**b) Discuss Committee priorities for 2024.**

The committee review the priorities for 2023 that were in the 2022 Annual Report to the Board of Supervisors.

They then brainstormed potential issues to consider for 2024:

- Track State Legislation
- Continue to review the State Hazardous Waste Management Plan and local HW management
- Review the final draft of the General Plan for EJ and Hazardous Materials issues.
- Sea Level Rise impacts on hazardous materials.
- Follow the Northern Waterfront Economic Development Initiative's efforts to clean-up Brownfield sites within its borders.
- Study carbon sequestration technologies and projects in Contra Costa County
- Refinery conversion to biofuels

**6) Reports from Commissioners on matters of Commission interest:** None

**7) Plan Next Agenda:** The committee did not plan anything for the next agenda

**8) Adjournment** – The meeting was adjourned at 5:30.