



DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

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P.O. BOX 4025, SACRAMENTO, CALIFORNIA 95812

April 19, 2017

Sent via email to: baumanl@co.monterey.ca.us

Mr. Lew Bauman
County Administrative Officer
County of Monterey
168 W Alisal St, 3rd Floor
Salinas, CA 93901

Dear Mr. Bauman,

We are writing regarding the status of CalRecycle's most recent review of whether Monterey County has complied with the AB 939 requirements, most importantly in terms of implementing diversion programs. Public Resources Code (PRC) Section 41825 specifies a schedule for this review and requires CalRecycle to make an independent evaluation and finding of whether each jurisdiction complied with PRC Section 41780 during the review period. As a result of this review, CalRecycle may find that:

- 1) A jurisdiction is meeting the requirements of AB 939 because:
 - a. it has adequately implemented its diversion programs and has achieved the diversion requirement; or
 - b. while it has not achieved the diversion requirement, it has made a good faith effort to implement diversion programs; or
- 2) A jurisdiction has failed to implement its Source Reduction and Recycling Element and/or Household Hazardous Waste Element adequately and the process should commence to consider whether issuance of a compliance order would be appropriate. Jurisdictions that fail to satisfy the conditions of a compliance order may be subject to a fine of up to \$10,000 per day.

The 2012-2015 Jurisdiction Review is complete. CalRecycle has found Monterey County in compliance with the requirements of AB 939 during the years 2012-2015. However, CalRecycle staff have identified specific areas of concern that if not fully addressed, could influence Monterey County's ability to meet the AB 939 requirements, and ultimately the requirements of AB 341 and AB 1826, in the future. The specific areas of concerns were outlined in a letter dated January 4, 2017 to John Ramirez, Environmental Health Bureau Director (attached). Since that time, the County has addressed several of the concerns. Jill Larner from CalRecycle's Local Assistance and Market Development (LAMD) Branch will continue to work with County staff to address the remaining issues. We have directed staff to conduct on-site reviews and monitor the County's continued program implementation in the coming months.

In conclusion, while we are pleased that Monterey County is in compliance with PRC Section 41780 as part of the 2012-2015 Jurisdiction Review, we are also looking to the future and want to work with you to ensure the continued success of the County's overall diversion efforts. If you have any questions, please contact your LAMD representative, Jill Larner, jill.larner@calrecycle.ca.gov (916) 341-6525.

Sincerely,

A handwritten signature in cursive script that reads "Kristin Yee".

Kristin Yee, Section Manager

cc:

Elsa Jimenez, Monterey County Director of Health, Jimenezem@co.monterey.ca.us

John Ramirez, Monterey County Environmental Health Bureau Director, ramirez1@co.monterey.ca.us
Ric Encarnacion, Monterey County Environmental Health Bureau Assistant Director,
encarnacionr@co.monterey.ca.us
Robert Durham, Recycling and Resource Recovery Services Supervisor, Monterey County Environmental
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Melissa Vargas, Central Supervisor, Materials Management and Local Assistance Division,
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Jill Larner, Environmental Scientist, Materials Management and Local Assistance Division,
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Attachments: CalRecycle Letter to John Ramirez, January 4, 2017