



# Solid Waste Enforcement UPDATES

February 4, 2022

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# CCPH SW Enforcement Program Management Changes

- Brian Schlottmann promotion as of December 1, 2021  
CCPH Environmental Health Director filling the vacancy left by  
Janis Koch following her January 2, 2022 retirement.

## **WELCOME**

- J. Kimberly Walker-Norton, MBA hired January 2, 2022 as  
Program Manager to fill Brian Schlottmann's vacancy.

[J.Kimberly.Walker-Norton@clark.wa.gov](mailto:J.Kimberly.Walker-Norton@clark.wa.gov)  
564-397-7388

## Q4 2021 Summary

- **Citizen Complaints: *Received: 27; Resolved: 25***
- **SW Handling Facility Inspections:**
  - Permitted Facility Inspections: 11
  - Exempt Facility Inspections: 1
- **Permit/NOI: 3**
  - City of Battle Ground
  - 3 Kings Environmental
  - Section 30 Pit

## New (potential) Permitted Site:

### o City of Battle Ground

(Decant/Material Recovery/Recycling facility)

1308 SE Grace AV, Battle Ground (TAX ID#: 91057042 & 192150000)

- o DRAFT Ops Plan submitted 01/26/2022 (*under ECY/CCPH review*)  
NOTE: solid waste permit application has not been submitted; SEPA must be completed first
- o SEPA required (*CoBG Community Development*) (~90 day process)
- o Anticipate presenting to SWAC ~June-September 2022
  - o **(NOTE: special SWAC meeting/public comment may be required)**



## Tentative Timeline:

- ECY & CCPH are currently reviewing **DRAFT** Ops Plan
- CoBG to initiate SEPA review process with CoBGCD (~90 day process)
- Once Ops Plan & SEPA review complete, CoBG will formally submit Solid Waste Permit application (~early to mid May)
  - CCPH will review solid waste application for completeness
  - Once deemed complete, application will be sent out for multi-agency review (10 business days)
  - ECY must recommend for or against issuance of the permit within 45 days

**NOTE: CCPH must approve or disapprove complete solid waste permit application within 90 days of its determination that the application is complete.**

# CCC 24.12.250 Regular Permits

(1) Regular permits, other than short-term permits, shall be granted by the jurisdictional health department only after an advisory report and recommendation by the solid waste advisory commission of Clark County.

(2) Regular permits may only be granted after legally advertised public hearing before the solid waste advisory commission for which ten (10) days' prior notice has been given in a newspaper of general circulation at the expense of the applicant. In addition, written notices shall be mailed to the adjacent landowners of record as then shown in the records of the Clark County assessor within three hundred (300) feet of the subject property twenty (20) days before the solid waste advisory commission hearing, at the expense of the applicant. Notices of all subsequent hearings shall be mailed to any person who shall have a written request on file with Clark County public health for any such notice. All notices shall state the time and place of such hearings and shall consist of a general description of the proposed use and a general language description of the subject property which is sufficient to apprise interested parties of its general location. The mailing of notices as required by this section shall be a prerequisite to a valid hearing. (Sec. 3 of Ord. 1978-05-82; amended by Sec. 1 (Att. A § 2) of Ord. 2011-08-08; amended by Sec. 13 of Ord. 2018-01-09)

- **SWAC special session may be required.**



## New (potential) Permit Modification:

### o West Van Material Recovery Facility

(Transfer Station: Organics Reload Facilities)

6601 NW Lower River RD, Vancouver (TAX ID#: 153108-000)

- o CCPH contacted 02/02/2022 to discuss proposed project
- o **Permit application has not been submitted**; CCPH has limited information
- o Project may require solid waste handling permit  
**NOTE: SEPA may be required (COV Community Development) (~90 day process)**
- o Once application submitted & deemed completed, CCPH anticipates presenting to SWAC within 30 days  
**(NOTE: special SWAC meeting/public comment may be required)**



# WAC 173.350.710 Permit application and issuance

## *(Permit Modifications)*

### (4) Permit modifications.

(a) Any change to the operation, design, site or processing capacity, performance, or monitoring of a permitted facility requires a modification to the permit when such a change is tied to a regulatory design or operating standard in this chapter. A modification request must include the following information:

(i) A description of the proposed modification;

(ii) The reasons for the proposed modification;

(iii) A description of the impacts from the proposed modification upon the solid waste facility as presently permitted;

(iv) A showing that, as modified, the solid waste facility will be capable of compliance with the applicable requirements of this regulation; and

(v) Any other information as required by the jurisdictional health department.

(b) If the jurisdictional health department and the department determine that the proposed modification is significant, the procedures of subsection (1) of this section will be followed except that:

(i) The department will report its findings to the jurisdictional health department within thirty days;

(ii) The jurisdictional health department will approve or disapprove the modification request within forty-five days after its receipt of a complete application; and

(c) If the jurisdictional health department and the department determine that the procedures of subsection (1) of this section are not necessary, any written form of communication documenting the deliberation and decision related to the permit modification request is sufficient.

(d) The jurisdictional health departments must file approved modifications with the appropriate regional office of the department no more than seven days after the date of issuance. No solid waste permit modification issued pursuant to RCW [70.95.180](#) will be considered valid unless it has been reviewed by the department.

- **SWAC special session may be required.**



## New (potential) Permitted Site:

### o Tidewater- Port of Vancouver

(Transfer Station: Organics Reload Facility in lower yard)

(NW Lower River Rd, Vancouver adjacent to West Van Material Recovery)

- o **Permit application has not been submitted**; CCPH has limited information
- o Project may require solid waste handling permit (i.e. Transfer Station)  
**NOTE: if permit is required, SEPA will be required (COV Community Development) (~90 day process)**
- o Once application submitted & deemed completed, CCPH anticipates presenting to SWAC within ~30-45 days  
**(NOTE: special SWAC meeting/public comment may be required)**



## NOI Denied:

- **3 Kings Environmental** (Material Recovery Facility)  
1205 SE Grace AV, Battle Ground (TAX ID#: 986041465)
- Site requires approval from City of Battle Ground Community Development
  - City of Battle Ground pursuing enforcement action
  - **CCPH/ECY unable to approve NOI**



## Existing NOI Site *(Modification)*:

### o Section 30 Pit

18049 NE 18<sup>th</sup> ST, Vancouver

- o Completed NOI submitted January 2021;
- o City of Vancouver requires additional information
  - o **CCPH/ECY unable to approve NOI at this time**
- o **SWCAA Air Quality Permit will be required for biochar technology**



## Clark County Code (CCC) 24.12 Update/Modification

### ● **CURRENTLY**

- Public Comment Period has ended

### ● **NEXT STEPS**

- CCPH staff internal review & recommendations (March 2022)
- Anticipate ~April/May BOCC workshops

# Questions?

Melissa Sutton, Environmental Health Specialist II

[Melissa.Sutton@clark.wa.gov](mailto:Melissa.Sutton@clark.wa.gov)

564-397-8167