



MAYOR LEE BRAND

October 21, 2019

Nathan Magsig
Chairman
Fresno County Board of Supervisors
Hall of Records, Room 301
2281 Tulare Street
Fresno, California 93721-2198

Dear Chairman Magsig and Board of Supervisors:

I write this letter in support of Item 11 on Tuesday's Board of Supervisors agenda, Unclassified Conditional Use Permit 3629, endorsing the placement of an Environmental Compliance Center for Household Hazardous Waste at 310 S. West Ave. in the City of Fresno.

The facility – which will accept items such as waste oil, unused paints, used household batteries, polishes and other common household items – is needed in the community, and is more centrally located than the existing Household Hazardous Waste Facility at the American Avenue Landfill. The landfill – located 25 miles from Fresno – plans to close its Household Hazardous Waste facility because it needs a larger landfill disposal area.

The new facility, situated on 2.67 acres in an industrial area just west of the Highway 99/180 junction, is a central location for all Fresno County residents to drop off household waste items.

This new site could also resolve a problem with illegal household hazardous waste dumping along roadsides and in farm fields. This dumping can poison our crops and pollute aquifers that supply our drinking water. A disposal site closer to the County's main population center hopefully will reduce much of this illegal dumping.

The Environmental Compliance Center will be a great addition to our community and serve the needs of thousands of Fresno city and county residents both today and for decades into the future. I urge the Board of Supervisors to approve this project.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee Brand", is written over a circular stamp or seal.

Lee Brand
Fresno Mayor

Taking points for County Commissioners hearing:

- This proposed Facility is not compatible with the environment of a business park.
- It is not in compliance with the Fresno City RDA Guidelines for business parks.
- Too close to schools. (1400 Ft.)
- Too close to residential buildings. (1500 Ft.)
- Facility is right next to a City water well and pump station. (less than 100 Ft.)
- For example, the Kerman collection facility is way off in a corner of the dumpsite property. Employees are in Haz Mat suits. People bringing hazardous material cannot leave their vehicle and must keep windows up.

Obviously, these are extra safety precautions, but accidents could and will happen. People will bring many household chemicals such as Solvents, Roundup, Paints, Pesticides and Fungicides. An accidental spill could badly contaminate the City of Fresno Water System. This facility needs to be built in a more isolated location.

Is the County willing to take on such a risk, which could cost millions if not billions of dollars in settlements? (Just check out the recent court settlement for Roundup).

- Traffic will significantly increase in the area due to Residents dropping of hazardous waste.
- During off hours, Residents might deposit hazardous materials at the Facility gate.
- The presence of this Facility will shy away potential investors from coming to this developing Business Park. I for one, would not invest in a business park with a hazardous collection facility. The Roeding Business Park is presently expanding. There is one new building this year and there are interests in vacant lots.
- Property values of existing businesses would devaluate because of this facility. This will not only affect property owners, but also the County in reduced property tax collection.
- Our insurance rates would potentially go up significantly.
- According to Public Works an independent operator would operate this facility. County Oversight? Safety concerns!!! Prior violations???
- The County Planning Commission rejected this project by a vote of 7 to 2. Why does Public Works not accept the recommendations of the Planning Commission?
- I was told by the County Public Works that they have invested already too much in buying this property and for the studies and designs, therefore they are determined to see this project through. This is not a good enough reason to ramrod this project to acceptance. Proper due diligence before investing should have been made.

Suggestions: This facility should be in an isolated industrial area away from water wells and active businesses.

10/22/19
Item # 11

Los Angeles Times

from
Bruno
Dietl

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11

Hundreds of wells are contaminated across California. Find out where

By ANTHONY PESCE AND ANNA M. PHILLIPS

OCT. 14, 2019

Nearly 300 wells and other sources of drinking water across California contain toxic chemicals linked to cancer, developmental issues in infants, and harm to the liver and immune system. The chemicals, known as PFOS and PFOA, have been used for decades in furniture, clothing, food packaging, cookware and firefighting foam.

This year, state regulators mandated testing at wells with a high risk of contamination. Only 600 wells across the state were tested, a small fraction of the many thousands that provide drinking water. Of those, about half contained one of the two chemicals. Twenty-four contained a combined level above 70 parts per trillion, enough to trigger a health advisory.



Hundreds of contaminated wells across California.

The results for each well were [released to the public Monday](#). Search them below.

Check for these chemicals in water sources near you

Go to: [Statewide](#), [Anaheim](#), [Culver City](#), [Dana Point](#), [Fresno](#), [Fullerton](#), [Glendale](#), [Hayward](#), [Irvine](#), [Los Angeles](#), [Long Beach](#), [Merced](#), [Modesto](#), [Oakland](#), [Palmdale](#), [Petaluma](#), [Pittsburg](#), [Pleasanton](#), [Sacramento](#).

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Q Enter an address ...

Not detected Detected Health advisory



Should you worry if chemicals were detected near you?

There are some important caveats to this data.

First, there's no way to know if you're drinking water from a contaminated well without calling your water provider. State regulators have provided a contact number for most of the tested wells, which you can find in the info box on the map.

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Second, even if you drink from a contaminated well, it's possible that your water is mixed with multiple water sources before it reaches your tap. The water is tested at the source, and in some cases the water is treated before it's sent to consumers. There's no way to know if your water is mixed or treated without calling your water utility.

Why weren't the wells near me tested?

State regulators mandated testing at roughly 600 wells deemed at high risk for contamination. Those included water sources close to airports or landfills and sites that previously tested positive. While more wells will be tested in the future, many thousands of wells at a lower risk for contamination have not been tested.

What can you tell me about these chemicals?

Scientists have called them “forever chemicals” because they persist indefinitely and accumulate in the human body. The chemicals were developed in the 1940s and used in countless household products, from Teflon cookware and Scotchgard to waterproof clothing and food packaging.

There is no agreed-upon safe level of PFOS and PFOA. The Environmental Protection Agency has classified the chemicals as an “emerging contaminant” and has delayed setting a national standard for limiting the levels in drinking water. In 2016, the agency issued a nonbinding health advisory recommending that water utilities notify the public if levels of the chemicals reached a combined 70 parts per trillion.

[Read more about the chemicals in Monday's Times story.](#)

About this story

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Anthony Pesce developed this page and conducted analysis. Anna M. Phillips

contributed reporting. The data come from the California Water Resources Control

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Board. When a well has been tested more than once, the map displays an average, as recommended by state scientists.

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County of Fresno

BOARD OF SUPERVISORS

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Vice Chairman
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Brian Pacheco
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District Two

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District Three

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Clerk

Notice of hearing before the Board of Supervisors of the County of Fresno **INITIAL STUDY APPLICATION NO. 7561** and **UNCLASSIFIED CONDITIONAL USE PERMIT (CUP) APPLICATION NO. 3629** filed by the **COUNTY OF FRESNO**. Note: On August 29, 2019, the Fresno County Planning Commission denied this application, and on September 12, 2019, an appeal was filed by the County of Fresno Dept. of Public Works and Planning to the Fresno County Board of Supervisors for consideration.

Notice is hereby given that the Board of Supervisors of the County of Fresno has set this hearing for **Tuesday, the 22nd day of October, 2019**, at the hour of **9:00 A.M. (or as soon thereafter as possible)**, in the **Board of Supervisors Chambers**, Room 301, Hall of Records, 2281 Tulare St., Fresno, California, as the time and place for holding a public hearing on the following matter:

Allow a County of Fresno-operated Regional Environmental Compliance Center with office, classroom, sanitary facilities, warehouse, collection structure, and hazardous materials storage containers on 2.67 acres of County-owned property in the City of Fresno's IL (Light Industrial) Zone District. The project site is located on the southwest corner of Don Ronquillo Drive and S. West Avenue, within the city limits of the City of Fresno (310 S. West Avenue, Fresno) (SUP. DIST. 1) (APN 458-060-72). Adopt the Mitigated Negative Declaration prepared for Initial Study Application No. 7561, and take action on Unclassified Conditional Use Permit Application No. 3629 with Findings and Conditions.

Please see map on reverse side

For more information contact **Marianne Mollring**, Department of Public Works and Planning, 2220 Tulare Street (corner of Tulare & "M" Streets, Suite A), Fresno, CA 93721, telephone **(559) 600-4569**, email mmollring@co.fresno.ca.us.

The Agenda and Staff Reports will be on the Fresno County web site <https://fresnocounty.legistar.com/Calendar.aspx> by Wednesday, October 16, 2019, by 6:00 p.m.

NOTES:

- Anyone may testify, please share this notice with your neighbors or anyone you feel may be interested.
- The Board of Supervisors will also accept written testimony such as letters, petitions, and statements. In order to provide adequate review time for the Board of Supervisors, please submit these documents to the Clerk to Board prior to the hearing date.
- If at some later date you challenge the final action on this matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

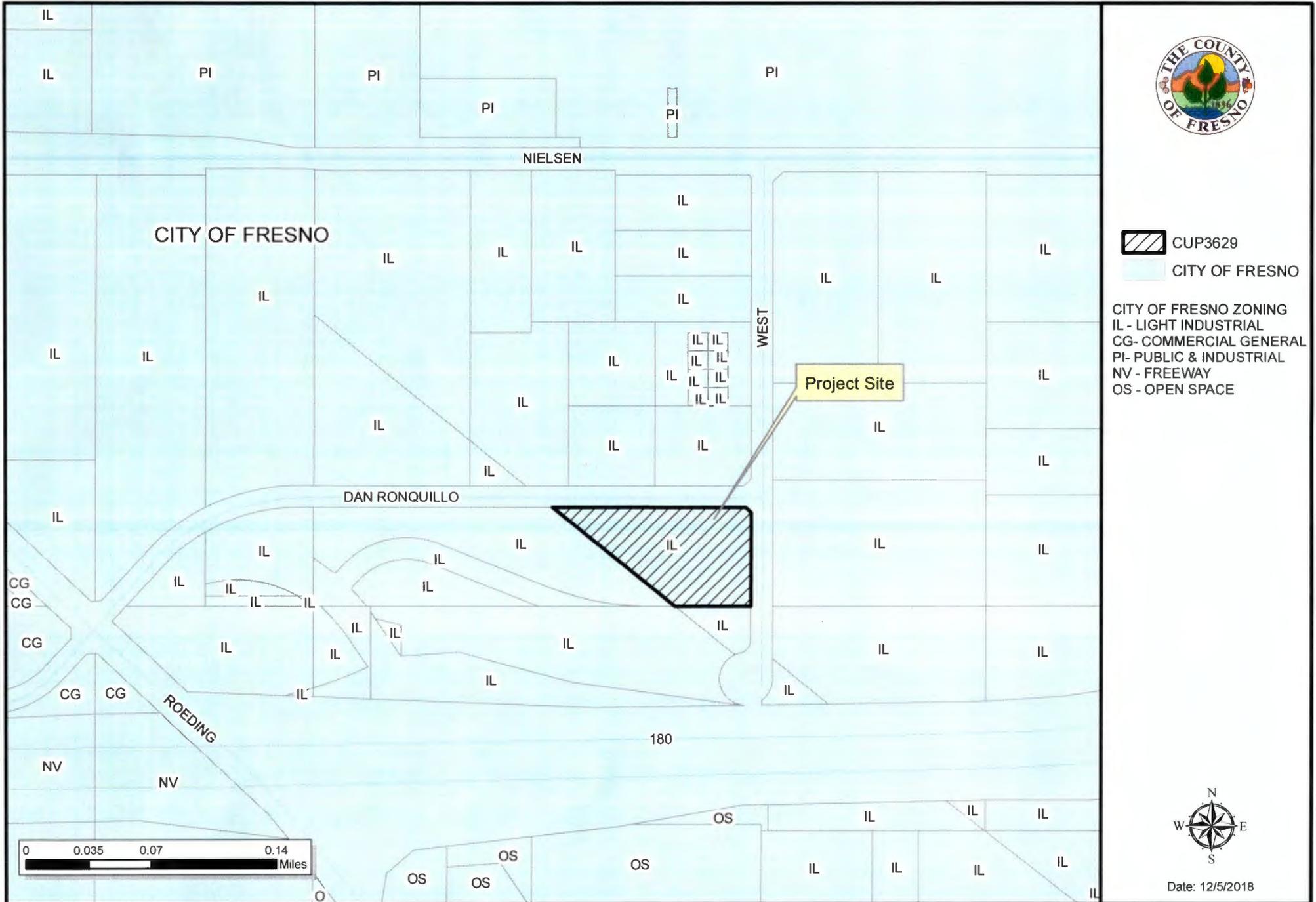
DATED: October 2, 2019

BERNICE E. SEIDEL
Board of Supervisors

By *Lushi Cruz* _____, Deputy

EXISTING ZONING

CUP 3629

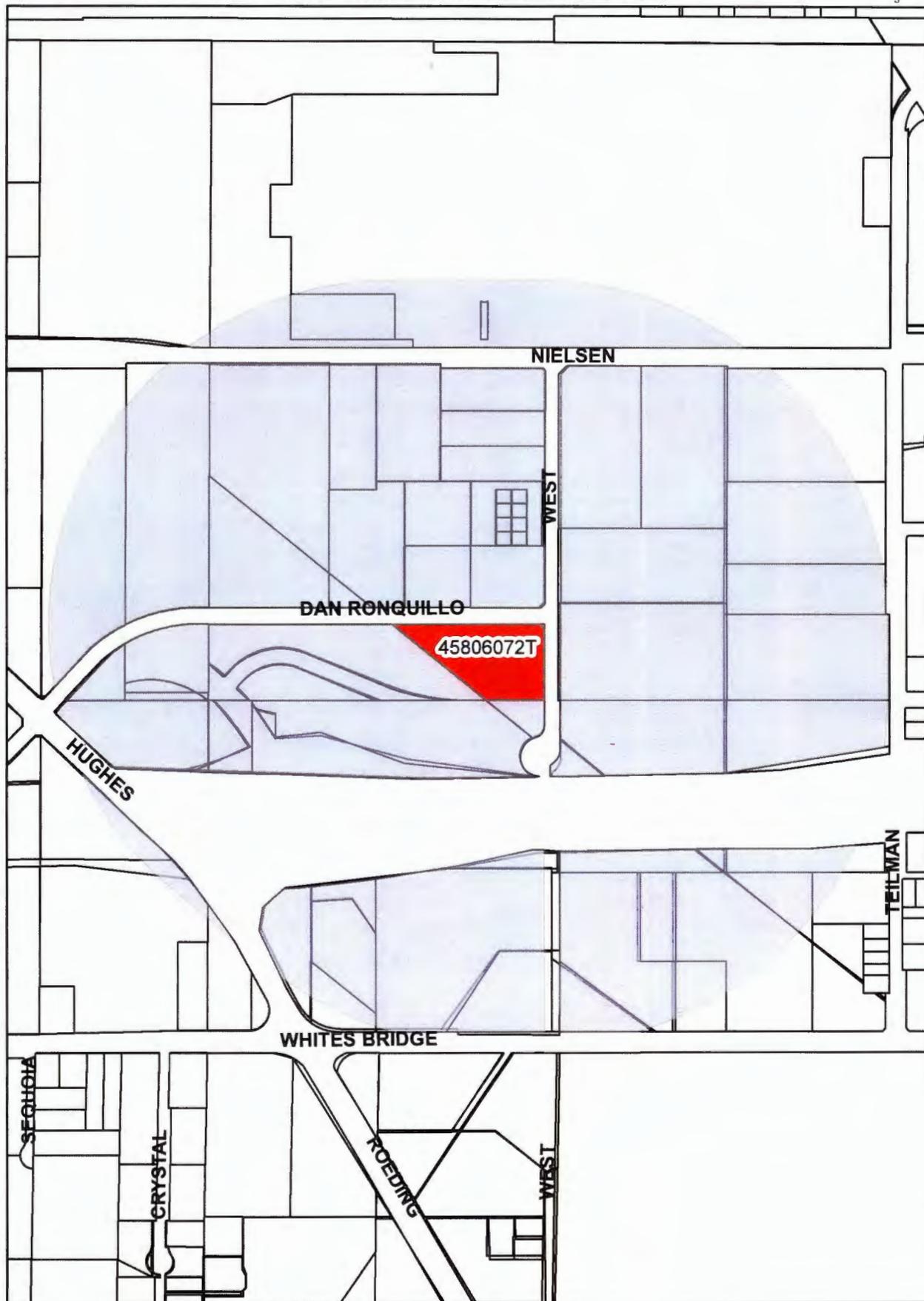




CUP3629



APN LIKE '45806072%' Buffer: 1320 Feet



0 330 660 1,320 Feet

Date: 8/7/2019

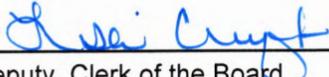
Proof of Service by Mail

(Code of Civil Procedure § 1013a)

I, Lisa Craft, declare as follows:

1. I am over 18 years of age and not a party to the matter connected with this proof of service.
2. I am employed by the County of Fresno in the office of the Clerk of the Board of Supervisors, at 2281 Tulare Street, Room 301, in Fresno, California 93721.
3. On October 2, 2019, I served the attached Notice of Hearing before the Board of Supervisors of the County of Fresno for the **INITIAL STUDY APPLICATION NO. 7561** and **UNCLASSIFIED CONDITIONAL USE PERMIT (CUP) APPLICATION NO. 3629** filed by the **COUNTY OF FRESNO**.
4. I served the documents by enclosing them in an envelope and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
5. The envelopes were addressed and mailed to each of the owners at their addresses, as shown on the current Fresno County Assessment Roll and on the property list compiled from said rolls, as set forth on the attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on this 2nd day of October, 2019 in Fresno, California.



Deputy, Clerk of the Board



For Office Use Only	
Date received:	9/12/19
Copied to:	W. Ketter, C. Foster, M. Hollings, K. Koller
Date copy sent:	9/12/19
Hearing set for:	10/22/19

NOTICE OF APPEAL OF PLANNING COMMISSION DECISION

Date: 9/11/19

Appeal Fee: \$508 – Due when filing appeal

APPELLANT FILL IN BELOW THIS LINE, THIS SIDE ONLY – PLEASE PRINT OR TYPE

Project Site Address

310	S West Ave	Fresno	93706	458-060-72
Number	Street	City	Zip	Assessor's Parcel Number

Appellant's Information

Name: Dept. of Public Works & Planning
 Mailing Address: 2220 Tulare Street, Sixth Floor
Fresno Ca 93721
 Telephone: 559-600-4259

Applicant's Information check if same as Appellant)

Name: _____
 Mailing Address: _____
 Telephone: _____

Subject of Appeal

I wish to appeal the Planning Commission's decision to Approve Deny

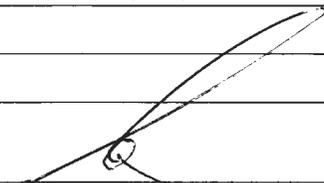
Variance Application No.* _____
 Conditional Use Permit No. 3629
 Director Review and Approval Application No. _____
 Tentative Tract Application No. _____
 Amendment Application No. _____
 Amendment to Text Application No. _____
 Other: _____

Date of Planning Commission Action 8/29/2019

Reason(s) for Appeal (Attach additional sheets if necessary)

To provide the opportunity to demonstrate that the proposed Permanent Regional Environmental Compliance Center
will not have an adverse impact on abutting property and surrounding neighborhood or permitted use thereof.

Please see attached.



 Appellant's Signature

* Fresno County Zoning Ordinance § 877(c) requires that any appellant, other than the applicant, County Department Director, or Board of Supervisors member, must be a property owner within a certain distance from the Variance Application property. The Department of Public Works and Planning will verify that the ordinance requirements are met. If the requirements are not met, the appeal fee will be returned and no date for appeal hearing before the Board of Supervisors will be set.

Please return completed form to Clerk of the Board, 2281 Tulare Street, Room 301, Fresno, CA 93721.

THE BUSINESS JOURNAL

FRESNO | KINGS | MADERA | TULARE

P.O. Box 126
Fresno, CA 93707
Telephone (559) 490-3400

(Space Below for use of County Clerk only)

RECEIVED
OCT 11 2019

CLERK. BOARD OF SUPERVISORS

IN THE COUNTY OF FRESNO, STATE OF CALIFORNIA

INITIAL STUDY APPLICATION NO. 7561 and UNCLASSIFIED
CONDITIONAL USE PERMIT (CUP) APPLICATION NO. 3629

DATE AND TIME OF PUBLIC
HEARING:
OCTOBER 22, 2019 AT 9:00 AM

**DECLARATION OF PUBLICATION
(2015.5 C.C.P.)**

MISC. NOTICE

Notice of Public Hearing

Notice of hearing before the Board of Supervisors of the County of Fresno INITIAL STUDY APPLICATION NO. 7561 and UNCLASSIFIED CONDITIONAL USE PERMIT (CUP) APPLICATION NO. 3629 filed by the COUNTY OF FRESNO.

Note: On August 29, 2019, the Fresno County Planning Commission denied this application, and on September 12, 2019, an appeal was filed by the County of Fresno Dept. of Public Works and Planning to the Fresno County Board of Supervisors for consideration.

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For more information contact **Marianne Mollring**, Department of Public Works and Planning, 2220 Tulare Street (corner of Tulare & "M" Streets, Suite A), Fresno, CA 93721, telephone (559) 600-4569, email mmollring@co.fresno.ca.us.

The full text of this Land Use Appeal will be available on the Fresno County website <https://fresnocounty.legistar.com/Calendar.aspx> under the October 22, 2019 meeting at the Meeting Details link by Wednesday, October 16, 2019.

Nathan Magsig, Chairman
Board of Supervisors
ATTEST:
BERNICE E. SEIDEL
Clerk, Board of Supervisors
10/09/2019

STATE OF CALIFORNIA

COUNTY OF FRESNO

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of **THE BUSINESS JOURNAL** published in the city of Fresno, County of Fresno, State of California, Monday, Wednesday, Friday, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Fresno, State of California, under the date of March 4, 1911, in Action No.14315; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

OCTOBER 9, 2019

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Fresno, California,

OCTOBER 9, 2019

ON