

Before the Board of Supervisors
County of Placer, State of California

In the matter of:

Resolution No.: 2018-068

The Placer County Board of Supervisors repealing the Solid Waste (Independent) Hearing Panel, and approving procedures and qualifications for appointment of a Hearing Officer on a case by case basis for Local Enforcement Agency hearings on petitions pursuant to California Public Resources Code Sections 44307, 44308, and 44310.


The following Resolution was duly passed by the Placer County Board of Supervisors at a regular meeting held May 8, 2018, by the following vote on roll call:

Ayes: DURAN, WEYGANDT, UHLER, MONTGOMERY, HOLMES

Noes: NONE

Absent: NONE

Signed and approved by me after its passage.



Chair, Board of Supervisors

Attest:



Clerk of said Board

WHEREAS, California Public Resources Code (PRC) Section 44308 sets forth procedures for designation of a hearing officer, PRC Section 44310 sets forth the procedures for requesting and conducting such hearings; and

WHEREAS, on March 24, 1992, the Placer County Board of Supervisors adopted Resolution No. 92-87 designating the Placer County Environmental Health Division as

the Local Enforcement Agency (LEA) as certified by CalRecycle pursuant to PRC 43200, et. seq. and Title 14 California Code of Regulations (CCR) 18051 for the permitting, inspection, and enforcement of solid waste handling and disposal; and

WHEREAS, on November 18, 1992 the Placer County Environmental Health Division was certified by CalRecycle as the designated Local Enforcement Agency (LEA) pursuant to PRC 43200-43222 and Title 14 California Code of Regulations (CCR) 18051; and

WHEREAS, PRC 44308 authorizes the Placer County Board of Supervisors to appoint a hearing officer to hear appeals received by the LEA pursuant to PRC 44307 if it also adopts procedures for making the appointment and adopts qualifications that the hearing officer is required to meet; and

WHEREAS, on March 24 1992, the Placer County Board of Supervisors adopted Resolution No. 92-87 which established an Independent Hearing Panel for hearing appeals received by the LEA pursuant to PRC 44307; and

WHEREAS, on May 8, 2018, the Placer County Board of Supervisors repeals and replaces Resolution 92-87 which established an Independent Hearing Panel for hearing appeals received by the LEA pursuant to PRC 44307; and

WHEREAS, the Placer County Board of Supervisors has prepared the procedures for appointment of a hearing officer and qualifications for a hearing officer pursuant to PRC 44308(d).

NOW THEREFORE BE IT RESOLVED, that the attached procedures for the appointment of hearing officer on a case by case basis and the qualifications set forth therein for a hearing officer pursuant to PRC 44308(d), are hereby adopted.

BE IT FURTHER RESOLVED, that the California Administrators of Environmental Health Association (CAEHA) is hereby appointed to provide a hearing officer as specified in the attached contract that meets the qualifications pursuant to PRC 44308(d).

BE IT FURTHER RESOLVED, that CAEHA is hereby appointed to provide an alternate hearing officer as specified in the attached contract that meets the qualifications pursuant to PRC 44308(d).