

**RESOLUTION NO. 29-2009**

**RESOLUTION OF THE PLANNING COMMISSION OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, ON A DECISION TO RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF AN AMENDMENT TO LP2054-92 TO ADD CONDITION OF APPROVAL NO. 6.17 TO FACILITATE THE COLLECTION OF A LOCAL ENFORCEMENT AGENCY FEE. WEST CONTRA COSTA SANITARY LANDFILL (APPLICANT) WEST CONTRA COSTA LANDFILL, INC. (OWNER) IN THE RICHMOND AREA.**

WHEREAS, a request by West Contra Costa Sanitary Landfill (Applicant) to amend Land Use Permit # LP2054-92 to add condition of approval #6.17 to facilitate the collection of a Local Enforcement Agency fee in the Richmond area was received by the Community Development Division on October 27, 2009 (File #LP09-2069); and

WHEREAS, pursuant to Section 15061 (b) (3) of the California Environmental Quality Act, the action is exempt from CEQA because; the activity is covered by the general rule that CEQA applies only to projects, which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and

WHEREAS, after notice having been lawfully given, a public hearing was scheduled before the County Planning Commission on December 1, 2009, whereat all persons interested therein might appear and be heard; and, after no speakers appeared, the County Planning Commission approved the item on consent; and

NOW, THEREFORE, BE IT RESOLVED, that the County Planning Commission takes the following actions:

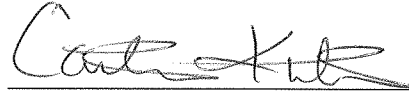
1. In accordance with the California Environmental Quality Act (CEQA) finds that the action is exempt from CEQA pursuant to Section 15061 (b) (3) as noted above.
2. Recommends to the Board of Supervisors APPROVAL of the proposed amendment to Land Use Permit No. LP2054-92 which adds Condition of Approval No. 6.17 to facilitate the collection of a Local Enforcement Agency fee. (County File #LP09-2069)

NOW BE IT RESOLVED that the secretary of this Commission will sign and attest the certified copy of this resolution and deliver same to the Board of Supervisors, all in accordance with the Government Code of the State of California.

This Resolution was approved on consent of the County Planning Commission on Monday, December 1, 2009.

Chair of the County Planning Commission  
County of Contra Costa, State of California

ATTEST:

A handwritten signature in cursive script, appearing to read "Catherine Kutsuris", written over a horizontal line.

Catherine Kutsuris, Secretary  
County of Contra Costa  
State of California