

EXHIBIT C

RESOLUTION NO. 14-2014

RESOLUTION OF THE COUNTY PLANNING COMMISSION OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, PERMIT REVIEW HEARING RECOMMENDING ADDITIONS AND MODIFICATIONS TO THE CONDITIONS OF APPROVAL FOR THE KELLER CANYON LANDFILL LAND USE PERMIT, COUNTY FILE #LP89-2020 AS AMENDED, IN THE PITTSBURG AREA OF SAID COUNTY.

WHEREAS, in 1990, the Board of Supervisors approved County File #LP89-2020 to allow the construction and operation of Keller Canyon Landfill, which included condition of approval #11.1 that allows for the addition or modification of the conditions through permit review hearings; and

WHEREAS, in 1995, the Board of Supervisors approved a Board Order that outlined the criteria to add or modify the conditions of approval that would improve public health, safety, and welfare. Additional modifications to the conditions of approval may also be recommended to address inconsistencies resulting from court decisions or regulatory changes made since the permit was approved in July 1990; and

WHEREAS, on February 25, 2014, the Contra Costa County Board of Supervisors directed the Department of Conservation and Development ("DCD") staff to initiate the permit review process in accordance with the conditions of approval for County File #LP89-2020 as amended; and

WHEREAS, after notice was lawfully given, a public hearing was scheduled before the County Planning Commission ("Commission") on October 28, 2014, whereat all persons interested therein might appear and be heard; and

WHEREAS, on October 28, 2014, the County Planning Commission opened the public hearing and continued this matter to November 18, 2014, to allow staff to address the additional correspondence received after the Better Government Ordinance deadline; and

WHEREAS, on Tuesday, November 18, 2014, the County Planning Commission having fully reviewed, considered, and evaluated all the testimony and evidence submitted in this matter closed the public hearing.

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

- 1) CONSIDER the information presented in the October 28, 2014 and November 18, 2014, staff reports and the associated Exhibits as adequate to satisfy the 1995 Permit Review Criteria for KCL's Land Use Permit, County File #LP98-2020; and
- 2) RECOMMEND the Board of Supervisors approve the proposed new and modified conditions of approval for Keller Canyon Landfill's land use permit (see Attachment B), and;
- 3) RECOMMEND the Board of Supervisors direct DCD staff to schedule the next permit review hearing in one-year.

These actions were the subject of a motion approved by the County Planning Commission on Tuesday, November 18, 2014, by the following vote:

AYES: Commissioners – Steele, Terrell, Stewart, Swenson, Wright and Snyder

NOES: Commissioners – None


ABSENT: Commissioners – Clark

ABSTAIN: Commissioners – None

BE IT FURTHER RESOLVED that the Secretary of the County Planning Commission shall respectively sign and attest the certified copy of this resolution and deliver the same to the Board of Supervisors all in accordance with the Planning Laws of the State of California.

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

ATTEST:



Aruna Bhat, Secretary
County Planning Commission
County of Contra Costa
State of California