



# CITY of BRISBANE

## Open Space and Ecology Committee Meeting Agenda

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Wednesday, July 27, 2022 at 6:30 P.M. • Virtual Meeting

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*This meeting is compliant with the Ralph M. Brown act as amended by California Assembly Bill No. 361 effective September 16, 2021 providing for a public health emergency exception to the standard teleconference rules required by the Brown Act. The purpose of this is to provide a safe environment for the public, staff and committee members, while allowing for public participation. The public may address the committee using exclusively remote public comment options. The Committee may take action on any item listed in the agenda.*

### **PUBLIC MEETING VIDEOS**

Members of the public may view the Open Space and Ecology Committee meeting by logging into the Zoom Meeting listed below. Open Space and Ecology Committee meetings can also be viewed live and/or on-demand via the City's YouTube Channel, [www.youtube.com/brisbaneca](http://www.youtube.com/brisbaneca), or on Comcast Channel 27. Archived videos can be replayed on the City's website, <http://brisbaneca.org/meetings>.

### **TO ADDRESS THE COMMITTEE**

The Open Space and Ecology Committee (OSEC) Meeting will be an exclusively virtual meeting. The OSEC agenda materials may be viewed online at [www.brisbaneca.org](http://www.brisbaneca.org) at least 24 hours prior to a Special Meeting, and at least 72 hours prior to a Regular Meeting.

### **Remote Public Comments:**

Meeting participants are encouraged to submit public comments in writing in advance of the meeting. Aside from commenting while in the Zoom meeting, the following email and text line will be also monitored during the meeting and public comments received will be read into the record during Oral Communications or during an Item.

Email: [aetherton@brisbaneca.org](mailto:aetherton@brisbaneca.org)

Join Zoom Meeting: [www.brisbaneca.org/zoom-osec](http://www.brisbaneca.org/zoom-osec)

Meeting ID: 976 4295 0160

Passcode: 544511

Call In Number: 669.900.9128

### **SPECIAL ASSISTANCE**

*If you need special assistance to participate in this meeting, please contact Adrienne Etherton at [aetherton@brisbaneca.org](mailto:aetherton@brisbaneca.org) or (415) 508-2118. Notification in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*

**MEETING SETUP AND INTRODUCTION**

**CALL TO ORDER**

**ROLL CALL**

**ADOPTION OF THE AGENDA**

**ANNOUNCEMENTS**

**ORAL COMMUNICATIONS**

**APPROVAL OF THE MINUTES**

- A. Minutes of April 27, 2022
- B. Minutes of June 22, 2022

**NEW BUSINESS**

- C. Model Reach Codes – Blake Herrschaft, Peninsula Clean Energy and Jose Garcia, TRC Companies
- D. Election of Chair & Vice Chair

**STAFF UPDATES**

**SUBCOMMITTEE REPORTS & REORGANIZATION**

**CALENDAR ITEMS**

**CHAIR AND COMMITTEE MEMBER MATTERS**

**NEXT MEETING:** August 24, 2022

**ADJOURNMENT**

A.

**File Attachments for Item:**

A. Correspondence from Dana Dillworth dated July 20, 2022

To: Thomas Mumley, State of California Regional Water Quality Control Board  
San Francisco Bay Region

From: Dana Dillworth

RE: **Amending Waste Discharge Requirements for Bayfront Landfills**

Brisbane R2-2001-0041 (Baylands)

Brisbane R2-1996-058 amended R2-2015-0006 (Sierra Point)

Brisbane Shoreline landfills not included

July 20, 2022

Thank you for the opportunity to comment on our local bayside toxic landfills and consideration of updating regulations for Waste Discharges by recognizing future impacts from climate change. Thank you for including new landfills that have not been included up to the present, which leads to conversations of how far and how inclusive this list is.

To adequately cover Brisbane, there are two areas missing. The Consolidated Chemical (VWR) property along the south end of Bayshore Boulevard and an area west of Tunnel Road, east of the Caltrain tracks formerly known as the Unocal building.

The Unocal property may be leaking a BTEX mixture of petroleum substances from Kinder Morgan and their prior industrial wastes. The monitoring wells adjoining the property were damaged and not replaced to my knowledge. There is also a segment in the Kinder Morgan Remediation Plan that requires wetland, natural attenuation as the clean-up remedy for prior spills. Will these properties be included in the future sea-level rise clean-up planning efforts to include natural and engineered future habitats?

As a community and founding member of the Brisbane Baylands Community Advisory Group, I am concerned that what constitutes planning for our Bayfront becomes ministerial reporting task, not subject to public consideration or review. We appreciate a public process which includes community input from our City Parks and Recreation, Open Space and Ecology, Public Safety, and town elders with memories of what was dumped or how long the fires burned underground.

Under Provision A 1. We would appreciate the language to include City and community acceptance in addition to RWQCB's Executive Officer's acceptance.

I'm concerned about piecemeal planning and putting communities at risk. Our city needs to be involved. I have reviewed studies and EIR's on Kinder Morgan, the Brisbane Baylands, Consolidated Chemical (VWR,) and Sierra Point, Brisbane. What concerns me is that landowners, with Water Board approval, have managed to reduce their cleanup levels (no longer to drinking water standards, but maintain lower industrial standards), under-characterize the fill (shipyard waste called household waste,) and do their wetland and tidal studies in off season or drought-torn periods.

The waterboard should require a comprehensive watershed management plan to understand seasonal and local tidal, wetland, and groundwater movement. Monitoring with frequent leachate chemical composition tests during king and negative tides, dry and wet seasons. To have a hodgepodge of strategies and clean-up goals along our waterfront makes no sense.

Provision 3. Settlement Analysis should state a maximum, not to exceed distance between permanent survey monuments. Our toxic landfill is 1.5 miles long a few hundred acres. Our town has also experienced a marker that got moved and created lot-line disagreements. Given the current surcharge operation, proposed landform changes, and multiple landholders, future

surveying may be difficult, particularly if it doesn't go to bedrock or have some modern GPS connection.

While it isn't particularly requested, a Statewide goal to increase wetlands for future generations should be noted, particularly freshwater. A mitigation factor greater than 1:1 could be adopted here. Sea-level adaptations and strategies considered by other communities like European Union's stricter standards should be considered, even lauded. The State of California asked for this responsibility, let's do it right!

There is no mention of landfills with interim orders or no protections in place. Our solid waste landfill (R2-2001-0041) ceased operation but has no closure plan to date (60 years.) Their current soils consolidation use is causing the waste layer to pancake and ooze out. That doesn't seem to alarm anyone.... Waste compaction potentially impacting the Bay may also be occurring on Marina Boulevard property, Sierra Point (R2-1996-58, R2-2015-0006) with the construction in the northwest corner. Reporting once every five years doesn't seem adequate if your neighbors' de-watering or your current land uses are having an impact.

I would also suggest that the Lead Agency, the city of endangerment order, should be among the signing agents in the list of B,2b i-iii.

It was asked at our July 12th meeting about third-party independent reviews. When the BBCAG started we had received grants and assistance from Washington University and other professionals in community landfill remediation planning. An open community planning process subject to peer review would be appreciated over a rushed document due in 180 days.

Thank you again for the opportunity to comment on your new requirements. If your need to contact me, Dana Dillworth at 415-468-8587 or email me at [earthhelp@earthlink.net](mailto:earthhelp@earthlink.net).

*B.*

**File Attachments for Item:**

B. Minutes of April 27, 2022



# CITY of BRISBANE

## Open Space and Ecology Committee Meeting Minutes

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Wednesday, April 27, 2022 at 6:30 P.M. • Virtual Meeting

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### MEETING SETUP AND INTRODUCTION

#### CALL TO ORDER – 6:37 PM

#### ROLL CALL

Committee members present: Becker, Calmes, Ebel, Fieldman, Nunan, Rogers, Salmon

Staff members present: Deputy Director of Public Works, Kinser; Sustainability Manager, Etherton; Public Works Director, Breault

#### ADOPTION OF THE AGENDA

Rogers moved to adopt the agenda and Salmon seconded; the motion was adopted unanimously.

#### ANNOUNCEMENTS – Salmon and Ebel

#### ORAL COMMUNICATIONS

#### APPROVAL OF THE MINUTES

- A. Minutes of March 23, 2022 – Becker moved to approve the minutes, Calmes seconded; the motion was adopted unanimously.

#### NEW BUSINESS

- B. Meeting the Climate Emergency Declaration goals – Etherton presented the results of the forecasting and scenarios prepared by the CAP subcommittee with the support of Rincon Consultants. Members asked questions and made suggestions for revisions in the presentation to Council. The group discussed the need for broader education and engagement of Brisbane residents in soliciting and vetting ideas.

#### OLD BUSINESS

- C. OSEC Work Plan – Etherton introduced the revised work plan which removed staff items, incorporated climate action/emergency items, and revised the language on the invasive species ordinance. Members noted that the Crocker Trail Frog Habitat, an active work item, was not listed; staff will add it under the Habitat Restoration section.
- D. Proposed budget for Fiscal Year 2022-23 – Etherton shared the draft budget for the next fiscal year, noting the addition of several significant requests. Members inquired about the timeline; Breault noted that dept staff would meet with the City Manager in May, the budget would come before Council in June, and the fiscal year begins on July 1.

## STAFF UPDATES

Etherton:

- Fieldman presented and City Council unanimously passed the Divestment resolution on April 21. Staff submitted the resolution to the state legislative contacts.
- SB1383 letters going out to all residential addresses in town, first batch of 400 today and two additional batches each two weeks apart
- Building Efficiency Program had 7 properties submitted to date; reminder sent out this week via email & STAR ad for May 15 deadline
- Summer sustainability internship posting, 16 applicants with interviews for top candidates in coming week
- Received notification of CalRecycle SB 1383 grant award; ~\$20k planned for participation in two countywide collaborations: one with Resource Conservation District for compost application on local ag lands & the other with County Office of Sustainability leading a marketing effort to improve composting
- Becker noted the compost giveaway was depleted quickly and asked about doing a second one in the fall; Etherton noted that Scavenger will provide two loads per year, though we opted to provide a second one specifically to the community garden. We could consider additional giveaways at the City's expense. Fieldman noted seeing a van loading up; some may be taking more than their share & should consider having staff or volunteer on site.
- Had ~25-30 attendees at the Earth Day Habitat Restoration removing broom and fennel to protect purple needlegrass. Expect mid-July for Summer Habitat Restoration event.

Breault: noted that many streetlights at the Marina are failing; found two providers of streetlights which are solar photovoltaic powered and which power down to lower light output in wee hours of the morning. We've ordered 10 to test out which will be delivered in a few months.

## SUBCOMMITTEE REPORTS & REORGANIZATION

- Climate Action Plan (Becker, Ebel, Fieldman) – Ebel suggested an ad hoc subcommittee for off-road vehicles; the group decided it could be addressed by CAP subcommittee
- Education and Outreach (Fieldman, Nunan, **Rogers**) – Nunan would like to drop off.
- Baylands (Rogers) – no meeting. OSEC's representation to the committee was appointed by City Council so is not open for reorganization.
- \*Open Space Plan Update (Rogers, Salmon) – Calmes will join the subcommittee. Kinser is working to bring this to Council.
- \*Crocker Trail Frog Habitat (Rogers, Salmon, Calmes) – Kinser reported coordinating with Fire regarding the weed abatement letter so that the property owner will be instructed to leave that area alone.
- \*Invasive Species Ordinance (Calmes, Salmon, Fieldman) – Nunan and Becker will replace Salmon and Calmes.
- \*Dark Skies Ordinance (Becker, **Ebel**, Salmon) – Ebel reported that the subcommittee has met twice to review and discuss planning staff's comments on the drafts.
- \*Tree Issues (Calmes, **Ebel**, Salmon) – Calmes and Salmon planned to coordinate offline.



- \*Lipman Science Fair Judging (Ebel, **Rogers**) – Rogers reported distributing the certificates to the awardees. The subcommittee will be inactivated until next cycle.
- Events (Rogers, Salmon, Nunan) – Etherton reported on ideas to generate interest in the Recycled Arts & Crafts Contest, including soliciting ideas from the Youth Advisory Committee (YAC), hosting workshops with artists to help conceptualize and execute projects, and displaying projects at Day in the Park with a “people’s choice” contest.
  - Etherton will send Salmon information about the YAC meeting so she can join.
  - Becker mentioned the Recology Artists in Residence program; the subcommittee should meet to discuss working with them, allowing submissions from non-residents, suggestions from the YAC meeting, and other contest plans.

#### **CALENDAR ITEMS**

May 20, 2022 is Bike to Wherever Day

#### **CHAIR AND COMMITTEE MEMBER MATTERS**

**NEXT MEETING:** May 25, 2022

**ADJOURNMENT – 9:04 PM**

C.

**File Attachments for Item:**

C. Minutes of June 22, 2022



# CITY of BRISBANE

## Open Space and Ecology Committee Meeting Minutes

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Wednesday, June 22, 2022 at 6:30 P.M. • Firth Canyon

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### CALL TO ORDER – 6:37 PM

#### ROLL CALL

Committee members present: Becker, Calmes, Ebel (through announcements/staff reports), Rogers, Salmon

Staff members present: Deputy Director of Public Works, Kinser; Sustainability Manager, Etherton; Sustainability Intern, Regan

#### ANNOUNCEMENTS/STAFF REPORTS

Etherton:

- CallIPC virtual conference Nov 1-3 & in-person mini symposium at CSU East Bay (Concord) on July 18
- Summer Habitat Day - July 23rd at Owl & Buckeye Canyon
- EV chargers - expecting the grant award for 30 Level 2 chargers soon, but it does not look like the fast charger will be funded
- City Council July meeting: contract for pool heat pump water heater project & Climate Emergency Declaration presentation

Kinser:

- Council approved the City Manager recommended budget, which included an urban forestry plan, ivy removal in canyons, and frog habitat study funds, which will be available at the start of the fiscal year.

Regan:

- Reported that 48% of buildings were fully compliant with the Building Efficiency Program for 2021. An additional 10% had submitted reports which needed to be corrected or verified, and 2% were temporarily exempt. The remaining ~40% had not yet submitted reports and are the focus of staff follow-up.

#### HABITAT RESTORATION

Committee members and staff pulled invasive plants including ivy and thistle from Firth Canyon.

**NEXT MEETING:** July 27, 2022

**ADJOURNMENT – 8:04 PM**