



CITY of BRISBANE

Open Space and Ecology Committee Meeting Agenda

Wednesday, August 24, 2022 at 6:30 P.M. • Virtual Meeting

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, 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 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

Join Zoom Meeting: 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 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 July 27, 2022

NEW BUSINESS

- B. Building Efficiency Program update – Rachel Martinez Regan, Sustainability Intern
- C. Discussion on Public Comment to CAP Subcommittee from Anja Miller re: Solar Panels on the Library
- D. Discussion on Public Comment to OSEC from Dana Dilworth re: Amending Waste Discharge Requirements for Bayfront Landfills
- E. Recommending a letter encouraging a federal Climate Emergency Declaration

STAFF UPDATES

SUBCOMMITTEE REPORTS

CALENDAR ITEMS

CHAIR AND COMMITTEE MEMBER MATTERS

NEXT MEETING: September 28, 2022

ADJOURNMENT

A.

File Attachments for Item:

A. Minutes of July 27, 2022



CITY of BRISBANE

Open Space and Ecology Committee Meeting Minutes

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

MEETING SETUP AND INTRODUCTION

CALL TO ORDER – 6:35 PM

ROLL CALL

Committee members present: Becker, Calmes, Ebel (6:55), Fieldman, Nunan, Rogers, Salmon

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

ADOPTION OF THE AGENDA

Salmon moved to adopt the agenda and Fieldman seconded; the motion was adopted unanimously by roll call vote.

ANNOUNCEMENTS

- Fieldman noted a report by Tuolumne River Trust called “The State of Salmon” provided by Mary Gudekanst. She will leave them at City Hall for OSEC members to pick up.
- SB1173, Fossil Fuel Divestment, supported by the City, made it all the way through the CA State Senate but was blocked by a committee chair in the Assembly. Fieldman expects it to come back next year.
- Salmon noted the SBMW Pancake Breakfast and Plant Sale on Sept 11 and requested blackberries from anyone willing.
- “Edge of the Wild” documentary about the Habitat Conservation Plan screening 6pm Aug 28 at Pacifica Community Center followed by panel discussion; free, sign up on Eventbrite. Hosted by Pacific Beach Coalition.

ORAL COMMUNICATIONS

Note for the record that correspondence from Dana Dilworth dated July 20 was received by the committee members.

APPROVAL OF THE MINUTES

Minutes of April 27, 2022 and June 22, 2022 – Rogers moved to approve the minutes, Becker seconded; Nunan and Fieldman abstained and all others in attendance voted in favor.

NEW BUSINESS

Model Reach Codes

- Etherton provided an introduction on the reach codes already in place for new buildings. She recommended dropping solar reach codes since the state code will now require all buildings to have solar, extending the existing EV infrastructure codes since they are still

very strong, and extending building electrification codes while closing some of the current loopholes to the extent possible.

- Blake Herrschaft, Peninsula Clean Energy provided a presentation on reach code options for existing buildings and the cost-effectiveness of measures.
- The group discussed options, challenges and priorities. There was broad support for building disclosure requirements at time of sale and end of gas flow in 2040. Other actions that are low or no-cost should also be prioritized, while more difficult or costly conversions should be avoided while the market and incentives are developed.
- Additional education on electrification through City channels and with building permits were also discussed. Fieldman and Etherton will work together on an article for the STAR about the dangers of gas appliances, particularly related to indoor air quality.

Election of Chair & Vice Chair – Salmon nominated Vice Chair Calmes to Chair, Calmes nominated Becker for Vice Chair. The nominations were supported unanimously.

STAFF UPDATES

Kinser: reported that the City has received a few transportation grants recently: for a walkway extending the Central Alleyway from Alvarado to San Benito from Transportation Development Act; County Transportation Authority Alternative Congestion Relief/Transportation Demand Management for improvements to shuttle stops in Crocker Park; and completed asphalt rubber cape seal on Sierra Point with a CalRecycle grant to cover the increment for using recycled rubber tires

Etherton:

- Shared pictures from the June OSEC meeting in Firth Canyon and the Summer Habitat Restoration Day where roughly 20 volunteers pulled scabiosa near Buckeye Canyon
- Scheduled Trash2Treasure Workshop for Tuesday Aug 16th 4-7pm at the Brisbane Library Community Room to help facilitate projects for the Challenge
- Brisbane Village EV charger is down, we have been aware since late June and have been following up with ChargePoint regularly to push them to take action. It seems to be a modem issue and we are awaiting investigation of which part(s) need to be replaced and a quote to do so.
- City Council meetings: the Pool Heat Pump Water Heater contract was approved at the July 7th meeting; Climate Emergency Declaration presentation on July 14th
- Received Funds Reserved Notice for EV chargers in late June, working with contractors to complete design & submit permits by mid-August to meet CALeVIP deadline
- Submitted our benchmarking report to the state today (in advance of Aug 1 deadline)
- Planning to participate in SunShares again, which will run Sept 1 - Nov 15 with deals on solar, storage, and possibly also building electrification & EV infrastructure

Regan: reported that just 11 buildings had not submitted their 2021 benchmarking reports for the Building Efficiency Program. A few additional buildings required corrections.

SUBCOMMITTEE REPORTS

- Climate Action Plan (Becker, Ebel, Fieldman) – time to schedule a meeting about reach codes, Etherton will send options for a W or Th at 6:15p

- Events (Rogers, Salmon, Nunan) – Day in the Park will be Oct 1; Etherton will schedule a meeting to discuss our booth. Salmon asked for suggestions for kids activity.
- Education and Outreach (Fieldman, **Rogers**) – time to update library display – our next theme is gardening; good time to prepare gardens before rains, talk about mulching
- Baylands (Rogers) – no meetings
- *Open Space Plan Update (Calmes, Rogers, Salmon) – Kinser is working to bring the proposed update to Council and will target September
- *Crocker Trail Frog Habitat (Rogers, Salmon, Calmes) – Kinser noted the budget was approved and we are able to begin work on this; she will schedule a meeting
- *Invasive Species Ordinance (Becker, Fieldman, Nunan) – Kinser and Salmon will circulate documents from prior subcommittee; Fieldman will organize a meeting in Sept
- *Dark Skies Ordinance (Becker, **Ebel**, Salmon) – Etherton reported that staff had met with planning staff; they have significant concerns over the current ordinance draft and will propose guidelines by mid-August, after completing the Housing Element
- *Tree Issues (Calmes, **Ebel**, Salmon) – Kinser noted we got funding to do an urban canopy assessment; Calmes and Salmon were to rework the proposal before a meeting
- *Sierra Point Park Planning (Ebel) – Salmon expressed frustration that the Council had selected a consultant without involving the subcommittee; Ebel has not heard anything about any meetings either. Kinser will look into it

CALENDAR ITEMS

Salmon encouraged staff to reach out to San Bruno Mountain Watch about optimal timing for a winter planting day. Will consider Nov 30th for Nov/Dec meeting, to be confirmed next meeting

CHAIR AND COMMITTEE MEMBER MATTERS

- Salmon requested agendizing Dana Dilworth's public comments; the group agreed.
- Salmon also requested that the meeting slides be shared after meetings; Etherton will send them out.
- Fieldman reported on a podcast of what President Biden could do if he declared a climate emergency; she sent to Etherton just before the meeting for distribution to the committee. Fieldman asked to agendize making a recommendation that the City send a letter encouraging the President to make such declaration; the group agreed.

NEXT MEETING: August 24, 2022

ADJOURNMENT – 8:57 PM

File Attachments for Item:

D. Discussion on Public Comment to OSEC from Dana Dilworth re: Amending Waste Discharge Requirements for Bayfront Landfills

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.