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Hunton Andrews Kurth LLP
550 South Hope Street, Suite 2000
Los Angeles, California 90071-2627

**BEFORE THE HEARING BOARD OF THE
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

In the Matter of

USA Waste of California, Inc.
dba El Sobrante Landfill
[Facility ID No. 113674],

Petitioner,

v.

South Coast Air Quality Management
District,

Respondent.

Case No.: 5139-3

**STIPULATION TO PLACE PETITION
FOR REGULAR VARIANCE ON
CONSENT CALENDAR**

Date: October 3, 2024
Time: 9:30 a.m.
Place: South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

With regard to USA Waste of California, Inc.’s dba El Sobrante Landfill (“Petitioner”) (Facility ID No. 113674), located at 10910 Dawson Canyon Road, Corona, CA 92883, Petitioner and the South Coast Air Quality Management District (“District”) (collectively, the “Parties”) hereby request that Case No. 5139-3, the

1 Petition for Regular Variance, scheduled for a public hearing on October 3, 2024 at
2 9:30 a.m., be placed on that date's consent calendar.

3 Pursuant to Hearing Board Rule 4, the Parties agree and stipulate to the
4 following:

5 1. The Parties agree to have the Regular Variance for Case No. 5139-3
6 placed on the Hearing Board's Consent Calendar for Thursday, October 3, 2024.

7 2. The Parties agree that the declarations of Christian Colline and David
8 Meyer (filed concurrently as **Exhibits 9 and 10**, respectively) shall be admitted into
9 evidence.

10 3. The Parties agree on the [Proposed] Findings and Decision and
11 [Proposed] Order Granting an Interim Variance (filed concurrently as **Exhibit 11**).

12 4. The District does not oppose the granting of the Regular Variance.

13 5. The Parties agree that all evidence and testimony offered in support of
14 Petitioner's request for an Interim Variance (including all evidence and testimony
15 presented at the August 6, 2024 hearing on the Interim Variance) is incorporated
16 herein by reference.

17 6. The Parties agree that Petitioner has satisfied all conditions of the Interim
18 Variance, including timely submittal of all items requested to be submitted to
19 SCAQMD during the Interim Variance period.

20 7. Petitioner's operation under the [Proposed] Order will not result in a
21 violation of District Rule 401 (Visible Emissions), District Rule 402 (Nuisance) or
22 Health and Safety Code Section 41700 (Nuisance).

23 8. The Parties hereby request that the Hearing Board decide the matter
24 based on this Stipulation, Declaration, and other documents submitted by the Parties.

25 9. Based on all the evidence in this case, the District does not oppose
26 consideration of the Regular Variance on the Consent Calendar for October 3, 2024.
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SO STIPULATED


Dated: Sept 27, 2024

FOR PETITIONER
**USA Waste of California, Inc. dba El Sobrante
Landfill**

By: 
Malcolm C. Weiss
HUNTON ANDREWS KURTH LLP
Counsel to Petitioner

Dated: September 27, 2024

FOR RESPONDENT
South Coast Air Quality Management District

By: 
Mary Reichert
Counsel to Respondent