

NAME: **SOLID WASTE HEARING PANEL, SAN DIEGO COUNTY**

LEGAL AUTHORITY: County Administrative Code, Article LIV, commencing with Section 860, as amended by Ordinance No. 8031 (NS), adopted on 1/21/92 (31); Ordinance 9257 (NS), adopted on 10/10/00 (20); Ordinance 9951 (N.S.), 7/23/08 (27); Ordinance 10137 (N.S.), 3/16/11 (16)

MEMBERS

APPOINTED BY: Board of Supervisors

MEMBERSHIP

COMPOSITION: The Panel shall consist of 3 members, but when necessary to comply with Section 860.2(b) may hear matters with two members and an Alternate. The Board of Supervisors shall nominate one member of the Board of Supervisors and one member of the general public, who shall be appointed by the Board of Supervisors. The San Diego County Disposal Association shall nominate one member having technical expertise and knowledge of solid waste management methods and technology, who shall be appointed by the Board of Supervisors. The members shall serve during their terms at the pleasure of the Board of Supervisors and any member may be removed at any time by a majority vote of the Board of Supervisors or by the member's failure to meet the scheduled meeting attendance requirements. The alternate shall be a County Hearing Officer appointed pursuant to Section 650 et seq. of the County Administrative Code.

Exclusions:

An employee of the County shall not serve on the Panel. No member of the Hearing Panel shall make, participate in making or in any way attempt to use his/her position as a member of the Hearing Panel to influence a decision in which he/she knows or has reason to know that he/she has a financial interest. Where an appeal to be heard by the panel involves a facility that is operating or that if constructed would operate in direct competition with a facility in which a member has an employment-related interest, a financial interest shall be presumed. A panel member who becomes aware that a pending hearing involves a matter in which they have a financial interest shall notify the Clerk of the Board. The Clerk shall appoint a County Hearing Officer to sit as an Alternate when that matter is heard.

TERM: Members shall serve a term of office for four years. Any member whose term has expired hereunder shall continue to discharge the duties as a member until a successor has been appointed and qualified. Members of the Panel shall not serve more than two consecutive terms.

DUTIES: The Panel shall have the following duties and responsibilities: The Panel shall hear and determine appeals based on requests by persons subject to an action (enforcement or permit action) by the Solid Waste Local Enforcement Agency (LEA) or requests by persons alleging the LEA failed to act as provided for in Division 30 of the PRC and applicable provisions of CCR Title 14.

COMPENSATION: Members or Alternate of the Panel shall serve without compensation, except such compensation as is otherwise provided for a County Hearing Officer, when sitting as an Alternate. Panel members or Alternate shall be reimbursed for expenses incurred in performing their duties under this article, including mileage reimbursement in accordance with Administrative Code Section 471 and 490 et al.

**MEETING DATE
AND LOCATION:**

CONTACT PERSON: Susan Vaughn
Environmental Health Services
Mail Stop: D – 561
619-338-2252

Revised: April 5, 2011