

City of Brisbane

Planning Commission Agenda Report

TO: Planning Commission For the Meeting of 12/8/11

FROM: Ken Johnson, Associate Planner, via John Swiecki, Community Development Director

SUBJECT: 515 Tunnel Avenue; Use Permit UP-17-11; Temporary Christmas Tree Storage for Recycling; Brad Drda, Recology Properties, Inc., applicant; Sanitary Fill Company, owner; APN 005-152-330

Request: Recology San Francisco proposes to temporarily store Christmas trees for recycling within a 90 ft. by 100 ft. area on the south side of the existing fenced and paved storage yard at 515 Tunnel Avenue. Discarded trees will be collected in San Francisco from December 22nd through January 31st, temporarily stored at the site, and then reloaded for chipping at Recology San Francisco's Integrated Materials Recovery Facility just over the border in San Francisco (see attached Site Plans). The chipped materials will then be used for energy production at an off-site biomass facility, rather than being landfilled. A temporary storage area is needed, because the surge of trees collected (approximately 25 truck-loads a day at the peak during the first week of January, amounting to a maximum of about 72 tons in any single day and totaling less than 550 tons overall) exceeds the rate that they can be processed at the Materials Recovery Facility. Similar Use Permits (UP-12-08, UP-15-09 and UP-16-10) were approved by the Planning Commission at this site the previous three years.

Recommendation: Conditionally approve Use Permit UP-17-11 per the agenda report, via adoption of Resolution UP-17-11 with Exhibit A containing the findings and conditions of approval.

Environmental Determination: Minor alterations to land, including temporary use of land having negligible or no permanent effects on the environment, are categorically exempt from the provisions of the California Environmental Quality Act per Section 15304(e) of the State CEQA Guidelines. The exceptions to the categorical exemptions referenced in Section 15300.2 do not apply.

Applicable Code Sections: Per Brisbane Municipal Code Section 17.32.020.B.4, a Use Permit is required for "temporary uses of not more than forty-five days duration" in all zoning districts. The findings required for Use Permit approval are contained in BMC Sections 17.32.020.A, 17.40.060.A & B.

Analysis and Findings: In order to approve the Use Permit, the Planning Commission must determine whether the proposal is consistent with the general plan and whether the use applied

for, under the circumstances, will not be detrimental to the health, safety, morals, comfort and general welfare of persons residing or working in the neighborhood, nor will it be injurious or detrimental to property or improvements in the neighborhood or the general welfare of the City. In determining whether the characteristics of the temporary use will not be unreasonably incompatible with the uses in surrounding areas, BMC Section 17.32.020.A specifies that the following additional factors be considered: damage or nuisance from noise, smoke, odor, dust or vibration; hazard from explosion, contamination or fire; hazard occasioned by unusual volume or character of traffic or the congregating of a large number of people or vehicles; or danger to public safety.

General Plan Consistency—The property is designated for Heavy Commercial land uses in the 1994 General Plan. While no materials storage, other than that associated with bulk sales, is permitted under this designation, the temporary proposal would operate on a short-term cycle so as not to be construed as “materials storage.” Per General Plan Policy 388, the rapid turnover of the Christmas trees would avoid decomposition and the generation of any unpleasant odors, and litter would be controlled in compliance with National Pollution Discharge Elimination System Program best management practices. The proposal is also consistent with Policy 143 to “maximize opportunities to recycle solid waste.”

Not Detrimental or Injurious to Neighborhood or City— The proposed use would be located within an existing fenced and landscaped storage area. The approximately 12 ft. tall pile would be set back approximately 300 ft. from the Tunnel Avenue and Beatty Avenue frontages of the site, so as to minimize its visibility to the public. The proposed hours of operation from 9 a.m. to 7 p.m. should not cause a significant disturbance to surrounding uses, the closest of which is the vacant property to the south.

To assure that the Christmas trees do not become a nuisance if stored too long, a 48-hour turnover would be required, similar to what was required for the organics reload operations (the reloading of organic waste materials from collection trucks into long-haul trucks to be sent to a composting facility elsewhere) previously approved at 501 Tunnel Avenue. In addition, conditions of approval are once again recommended to specify compliance with applicable State regulations, as administered by the County Environmental Health Division, and to require that a 20 ft. wide fire lane be maintained clear to provide the Fire Department access to the storage pile in the event of a fire. There are existing fire hydrants on both sides of the proposed storage pile location, and oscillating water sprinklers will be positioned around the pile to maintain water content in the trees, preventing accidental ignition.

Vehicles transferring the Christmas trees will use the Beatty Avenue entrance to the site, avoiding traffic impacts on Tunnel Avenue. No more than 25 trucks are expected to enter and exit the site per day to deliver the Christmas trees. The trees will then be transported back across Beatty Avenue in 40-cubic-yard roll-off boxes for chipping at the Integrated Materials Recovery Facility in San Francisco.

UP-17/11
12/8/11 Meeting
Page 3

Traffic levels, particularly that generated by the buy-back facility to the north, reportedly have been below those in 2008, when Recology initiated stationing a security guard at the Recycle Road entrance on Tunnel Avenue to direct non-buy-back related traffic up the road. This allows more queuing space for buy-back customers. Walk in customers who tend to slow the line and increase traffic wait times are accepted at the buy-back facility during morning hours only.

Attachments:

Draft Resolution with Findings and Conditions of Approval
11/28/11 Applicant's Letter
Recology San Francisco 2011 Christmas Tree Recycling Plan
Site Plans: Incoming/Outgoing Christmas Tree Traffic Routes

draft
RESOLUTION UP-17-11

A RESOLUTION OF THE PLANNING COMMISSION OF BRISBANE
CONDITIONALLY APPROVING USE PERMIT UP-17-11
TO TEMPORARILY PERMIT CHRISTMAS TREE STORAGE FOR RECYCLING
AT 515 TUNNEL AVENUE

WHEREAS, Brad Drda, the applicant, applied to the City of Brisbane for Use Permit approval for temporary storage of Christmas trees for recycling at 515 Tunnel Avenue, such application being identified as Use Permit UP-17-11; and

WHEREAS, on December 8, 2011, the Planning Commission conducted a hearing of the application, at which time any person interested in the matter was given an opportunity to be heard; and

WHEREAS, the Planning Commission reviewed and considered the agenda report relating to said application, the plans and photographs, the written and oral evidence presented to the Planning Commission in support of and in opposition to the application; and

WHEREAS, the Planning Commission finds that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act; and

WHEREAS, the Planning Commission of the City of Brisbane hereby makes the findings attached herein as Exhibit A in connection with the Use Permit.

NOW THEREFORE, based upon the findings set forth hereinabove, the Planning Commission of the City of Brisbane, at its meeting of December 8, 2011, did resolve as follows:

Use Permit UP-17-11 is approved per the conditions of approval attached herein as Exhibit A.

ADOPTED this eight day of December, 2011, by the following vote:

AYES:
NOES:
ABSENT:

JAMEEL MUNIR
Chairman

ATTEST:

JOHN SWIECKI, Community Development Director

EXHIBIT A

Action Taken: Conditionally approve Use Permit UP-17-11 per the agenda report with attachments, via adoption of Resolution UP-17-11, as amended.

Findings:

1. Approval of the use permit is consistent with the general plan and any applicable specific plan adopted by the city council, as detailed in the staff memorandum.
2. The establishment, maintenance and operation of the use applied for, under the circumstances, will not be detrimental to the health, safety, morals, comfort and general welfare of persons residing or working in the neighborhood, nor will it be injurious or detrimental to property or improvements in the neighborhood or the general welfare of the City, in terms of damage or nuisance from noise, smoke, odor, dust or vibration; hazard from explosion, contamination or fire; hazard occasioned by unusual volume or character of traffic or the congregating of a large number of people or vehicles; or danger to public safety; as detailed in the staff memorandum.

Conditions of Approval:

- A. The Christmas trees shall be stored within the fenced enclosure in compliance with applicable State regulations as enforced by the San Mateo County Health Department's Environmental Health Division.
- B. The Christmas trees shall be stored on the site for no longer 48 hours, and shall be removed sooner if necessary to prevent the creation of any public or environmental nuisances as determined by the San Mateo County Health Department's Environmental Health Division.
- C. Storage of the Christmas trees on the site shall be managed to reduce adverse impacts on stormwater quality in compliance with National Pollution Discharge Elimination System Program best management practices for storm water discharge (per BMC Chapter 13.06). City rights-of-way shall be maintained clean of any debris that might drop during transit to the satisfaction of the Public Works Department.
- D. A 20 ft. wide fire lane (with no parking) shall be maintained to the satisfaction of the Fire Department at all times to provide access to the stored Christmas trees. No ignition source (i.e., generators, fuel, etc.) shall be stored/used within 20 ft. of the pile.
- E. Minor modifications may be approved by the Planning Director in conformance with all requirements of the Municipal Code.
- F. This Use Permit shall expire February 1, 2012.

PLEASE TYPE OR PRINT CLEARLY

DATE RECEIVED: 11/28/11
FILE NUMBER: LUP-17-11
FEE: \$706
RECEIPT NO. _____

CITY OF BRISBANE PLANNING APPLICATION

Applicant Request:

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Use Permit | <input type="checkbox"/> Environmental Review | <input type="checkbox"/> Planned Development |
| <input type="checkbox"/> Variance | <input type="checkbox"/> Tentative Map | <input type="checkbox"/> Specific Plan |
| <input type="checkbox"/> Exception | <input type="checkbox"/> Final Map | <input type="checkbox"/> Zoning Amendment |
| <input type="checkbox"/> Sign Review | <input type="checkbox"/> Certificate of Compliance | <input type="checkbox"/> General Plan Amendment |
| <input type="checkbox"/> Design Permit | <input type="checkbox"/> Lot Line Adjustment | <input type="checkbox"/> _____ |

Property Location:

Project Address: 515 Tunnel Avenue, Brisbane, CA

Assessor's Parcel Number: 005-125-330-6 Zoning District: Beatty HC

Habitat Conservation Plan: No Flood Zone: No

Requested Action:

Christmas tree storage. See attached.

Applicant:

Name: Brad Drda Phone: 415-657-4003

Address: 501 Tunnel Avenue Fax: 415-330-1402

City: Brisbane State: CA Zip: 94134


Property Owner:

Name: Recology Properties Inc. Phone: 415-851-1000

Address: 50 California Street, 24th Floor

City: San Francisco State: CA Zip: 94111

I hereby certify that I am the Owner of Record of the subject property and that I approve of the action requested herein.

Signature of Owner:  Date: 11/28/11

H.1.6

To be notified of staff recommendations, public meetings/hearings and actions taken, the proper persons should be listed as Applicant and Owner (Planning Commission agendas are also



November 28, 2011

Tim Tune
City of Brisbane
50 Park Place,
Brisbane, CA 94005

RECEIVED
NOV 23 2011
Comm. Dev. Dept. Brisbane

Dear Mr. Tune:

As we have done since 2008, Recology San Francisco (RSF) would like to apply for another conditional use permit to temporarily store used Christmas trees on a portion of the paved yard at 501 Tunnel Avenue.

Conditional Use Request

To receive, store, and reload Christmas trees for recycling from December 22, 2011 through January 31, 2012. Trees collected curbside throughout San Francisco will be unloaded, stored, and then reloaded from the yard at 515 Tunnel Avenue and sent to RSF's Materials Recovery Facility for grinding. A storage area is necessary because the surge of trees collected immediately after Christmas is greater than the rate at which they can be processed at the MRF. The yard at 515 Tunnel will be used to accommodate the trees until they can be received at the MRF, and no later than January 31, 2012. No construction or modifications will be needed and no processing will occur in Brisbane.

Attached:

1. City of Brisbane Planning Application
2. 2011 Christmas Tree Recycling Plan
3. Maps showing incoming and outgoing traffic routes for tree transport
4. Applicant's Statement

Best regards,

A handwritten signature in black ink, appearing to read 'Brad Drda', with a long horizontal line extending to the right.

Brad Drda
Environmental Manager



Recology

San Francisco

WASTE ZERO

2011 CHRISTMAS TREE RECYCLING PLAN

November 2011

H.I.B

A. INTRODUCTION

This Plan describes the receipt, storage, loading, and processing of 2011 Christmas trees from at Recology San Francisco's (RSF) yard located in Brisbane. The goal of this operation is to divert a large volume of San Francisco Christmas trees away from landfill toward productive reuse. After Christmas, starting on December 22nd, rear-loader compactor trucks from Recology Sunset Scavenger Company and Golden Gate Disposal & Recycling Company will pick up Christmas trees set out at the curb throughout San Francisco. Filled trucks will unload used trees on to a smooth concrete pad located toward the center of the southern boundary of RSF's yard at 515 Tunnel Avenue south of Beatty. A tractor will load stored trees into 40 yd³ roll-off boxes which will be driven to the RSF Materials Recovery Facility where they will be chipped and used to produce energy at an off-site biomass facility.

The Christmas tree recycling operation is controlled by Recology San Francisco. The mailing address and administrative offices are located at 501 Tunnel Ave., San Francisco. RSF is a wholly owned subsidiary of Recology.

B. OPERATIONS

(1) Storage Site Access

Access to the Christmas tree area is provided from Beatty Avenue. Arriving vehicles weigh in across the main scale, exit onto Alana Way, and then enter the southern RSF yard from Beatty Avenue. Containers of trees on their way to processing at the RSF MRF exit the yard turning right on Beatty and then left onto Dump Road.

C. HOURS

(1) Hours of Operation

Christmas trees will be received and transferred daily, 9AM – 7 PM, from December 22nd 2011 through January 31, 2012.

D. CHRISTMAS TREE AREA SIZE

The Christmas trees will be received, stored, and reloaded for transfer on a concrete pad area that measures 100 feet by 90 feet for a total area of 9000 square feet.

E. TYPES AND QUANTITIES OF WASTE TO BE ACCEPTED

(1) Waste Types

Only source-separated Christmas trees will be accepted.

(2) Waste Quantities

Based on past experience the total quantity of trees should be less than 550 tons. The largest quantity of trees received in any single day will be about 72 tons.

F. DRAINAGE CONTROL

The paved yard at 515 Tunnel Avenue drains to a combined sewer system which is treated at San Francisco's Southeast Waste Water Treatment Plant.

G. DUST CONTROL

Christmas tree handling is not a dusty operation but water is available at the site for dust control if needed.

H. SUPERVISION AND PERSONNEL

Name	Title	Phone	Cell
Mike Crosetti	General Manager	415-657-4050	415-850-5647
Brad Drda	Environmental Manager	415-657-4003	415-740-9792
Ken Stewart	Operation and Transportation Manager	415-330-1409	415-740-6436
Glenn Lydecker	Safety Manager	415-657-4006	415-716-7580

I. COMPLAINT RESPONSE

Public complaints are documented and addressed accordingly. Recorded information regarding such complaints include the following information:

- Date of complaint
- Nature of complaint
- If available, the name, telephone number, and address of complainant; and
- Description of the actions taken to respond/address the situation

J. FIRE PREVENTION

Oscillating water sprinklers will be positioned around the pile to lightly wet the trees and keep water content high so as to prevent accidental ignition. The sprinklers will be controlled to prevent excessive water use or run off. "No Smoking" signs will be posted on both sides of the pile.

K. FIRE FIGHTING EQUIPMENT

Fire hydrants and hoses are located on both sides of the Christmas tree storage area. All RSF vehicles are equipped with hand held fire extinguishers.

L. LIGHTING

The yard at 515 Tunnel Avenue is lit as a parking lot with light poles.

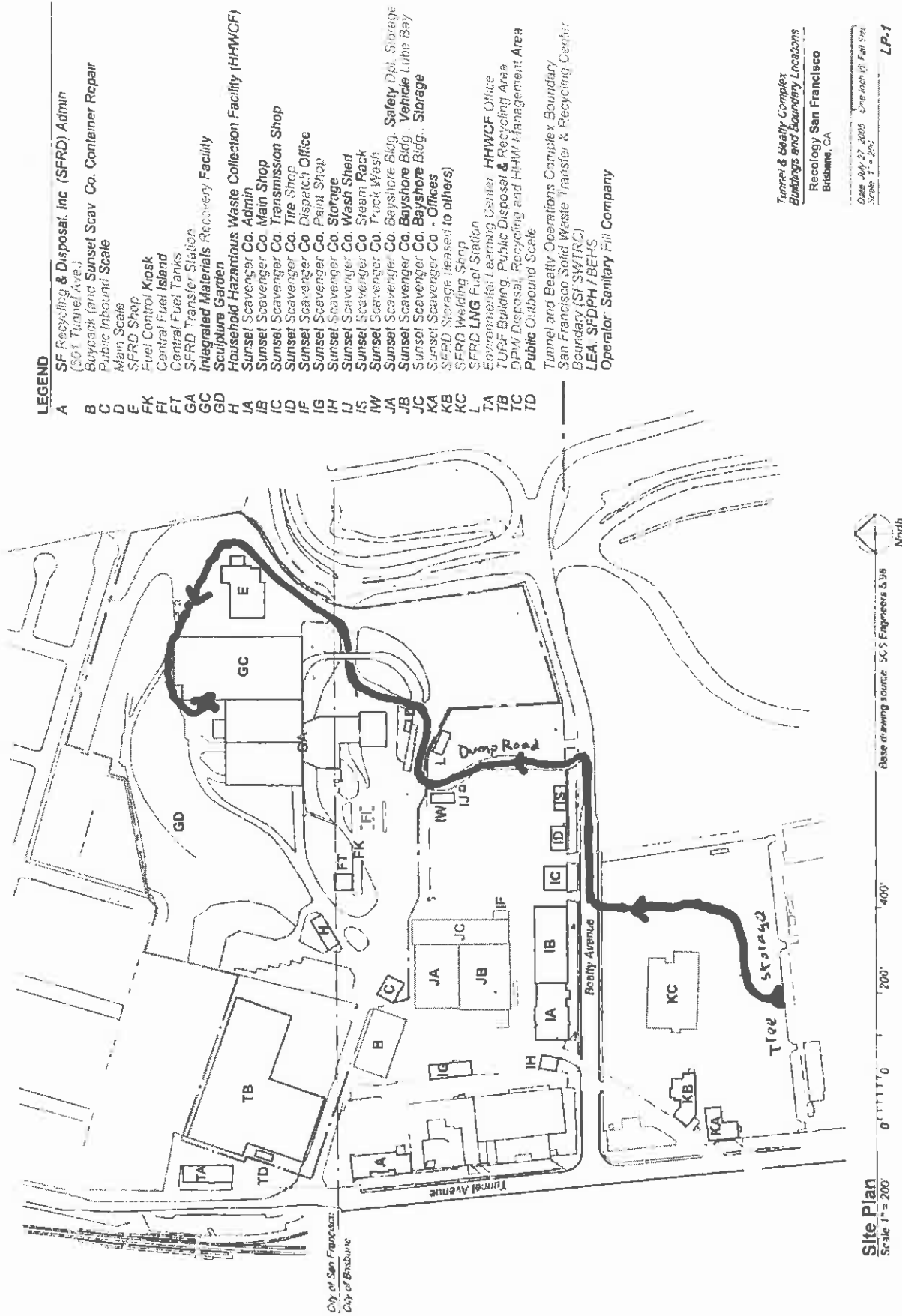
M. SITE SECURITY

Unauthorized access to the yard at 515 Tunnel Avenue is prevented by perimeter fencing, locked gates (including security gates at all property entrances), and a security guard service. Guards are posed at various locations during day and night hours. The guards not only prevent unauthorized access, but also help direct traffic during busy times.

N. VISUAL SCREENING

The Christmas tree area is located toward the center of a large yard which is filled with trucks and metal debris boxes which provide visual screening from Tunnel Avenue.

Outgoing Christmas Tree Traffic Route



LEGEND

- A SF Recycling & Disposal, Inc (SFRD) Admin (501 Tunnel Ave.)
 - B Buyback (and Sunset Scav Co. Container Repair Main Scale
 - C SFRD Shop
 - D Fuel Control Kiosk
 - E Central Fuel Islands
 - FK Central Fuel Tanks
 - FT SFRD Transfer Station
 - GA Integrated Materials Recovery Facility
 - GC Sculpture Garden
 - H Household Hazardous Waste Collection Facility (HHWCF)
 - IA Sunset Scavenger Co. Admin
 - IB Sunset Scavenger Co. Main Shop
 - IC Sunset Scavenger Co. Transmission Shop
 - ID Sunset Scavenger Co. Tire Shop
 - IF Sunset Scavenger Co. Dispatch Office
 - IG Sunset Scavenger Co. Paint Shop
 - IH Sunset Scavenger Co. Storage
 - IJ Sunset Scavenger Co. Wash Shed
 - IS Sunset Scavenger Co. Steam Rack
 - IW Sunset Scavenger Co. Truck Wash
 - JA Sunset Scavenger Co. Bayshore Bldg. Safety Dpt. Storage
 - JB Sunset Scavenger Co. Bayshore Bldg. Vehicle Lube Bay
 - JC Sunset Scavenger Co. Bayshore Bldg. Storage
 - KA SFRD Storage (leased to others)
 - KB SFRD Welding Shop
 - KC SFRD LNG Fuel Station
 - L SFRD LNG Fuel Station
 - TA Environmental Learning Center, HHWCF Office
 - TB TURF Building, Public Disposal & Recycling Area
 - TC DPW Disposal, Recycling and HMM Management Area
 - TD Public Outbound Scale
- Tunnel and Beauty Operations Complex Boundary
San Francisco Solid Waste Transfer & Recycling Center Boundary (SF-SWTRC)
LEA, SFDPH / BEHS
Operator: Sanitary Hill Company

Tunnel & Beauty Complex
Buildings and Boundary Locations
Recology San Francisco
Brisbane, CA

Date: July 27, 2005
City of San Francisco
Scale: 1" = 200'
LP.1

Outgoing Christmas Trees

8. Right from RSF yard onto Beauty Road
9. Left onto "Dump Road"



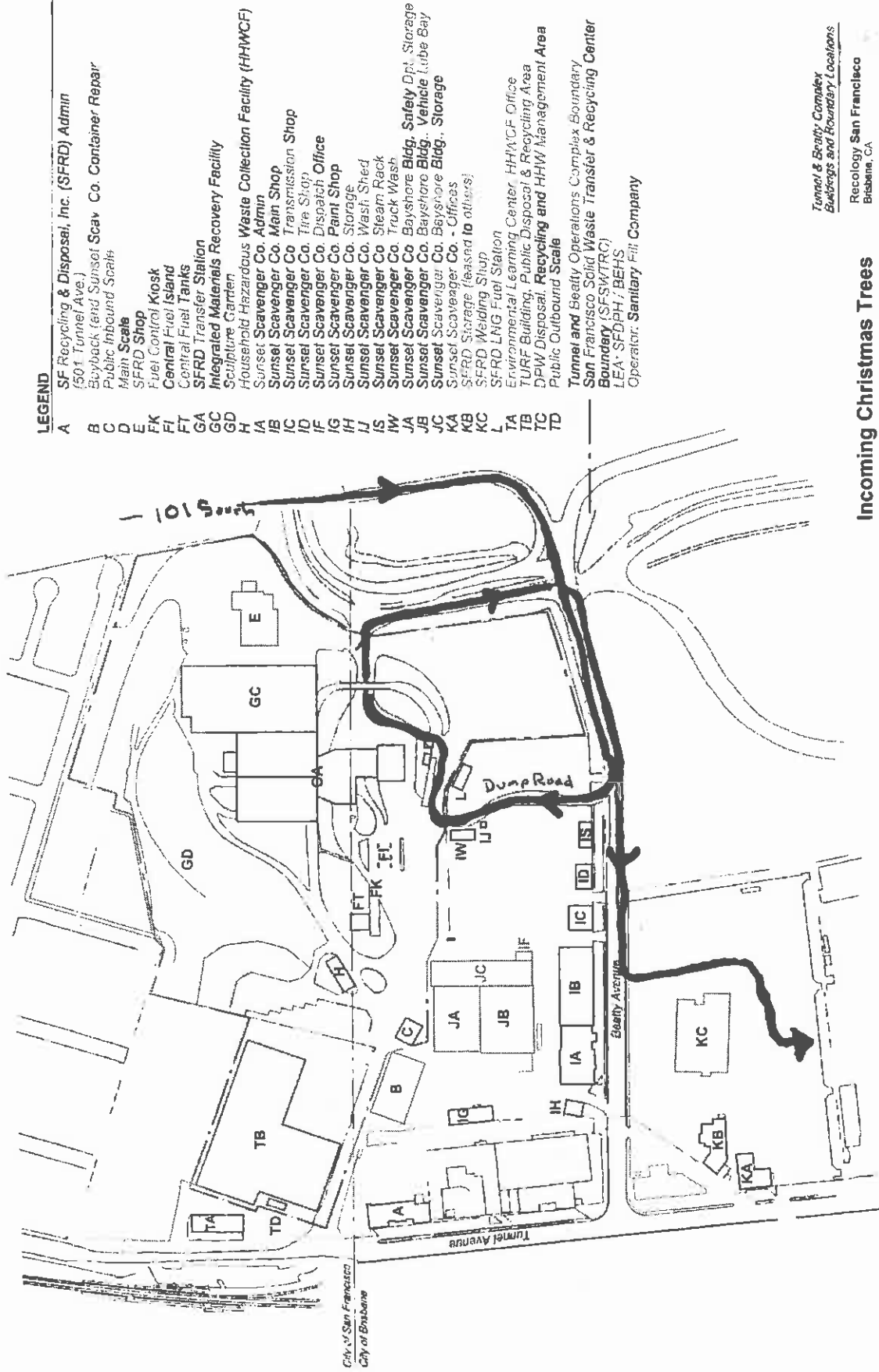
Scale 1" = 200'

Base drawing source: SCS Engineers & Inc

Site Plan
Scale 1" = 200'

H.1.12

Incoming Christmas Tree Traffic Route



LEGEND

- A SF Recycling & Disposal, Inc. (SFRD) Admin (501 Tunnel Ave.)
 - B Bayback (and Sunset Scav Co. Container Repair Public Inbound Scale)
 - C Main Scale
 - D SFRD Shop
 - E Fuel Control Kiosk
 - FK Central Fuel Island
 - FT Central Fuel Tanks
 - GA SFRD Transfer Station
 - GC Integrated Materials Recovery Facility Sculpture Garden
 - GD Household Hazardous Waste Collection Facility (HHWCF)
 - H Sunset Scavenger Co. Admin
 - IA Sunset Scavenger Co. Main Shop
 - IB Sunset Scavenger Co. Transmission Shop
 - IC Sunset Scavenger Co. Tire Shop
 - ID Sunset Scavenger Co. Dispatch Office
 - IF Sunset Scavenger Co. Paint Shop
 - IG Sunset Scavenger Co. Storage
 - IH Sunset Scavenger Co. Wash Shed
 - IJ Sunset Scavenger Co. Steam Rack
 - IS Sunset Scavenger Co. Truck Wash
 - IW Sunset Scavenger Co. Bayshore Bldg. Safety Dpt. Storage
 - JA Sunset Scavenger Co. Bayshore Bldg. Vehicle Tube Bay
 - JB Sunset Scavenger Co. Bayshore Bldg. Storage
 - JC SFRD Storage (leased to others); SFRD Welding Shop
 - KA SFRD LNG Fuel Station
 - KB SFRD Welding Shop
 - KC Environmental Learning Center, HHWCF Office
 - L TA TURF Building, Public Disposal & Recycling Area
 - TA DPW Disposal, Recycling and HHW Management Area
 - TB Public Outbound Scale
 - TC Tunnel and Beauty Operations Complex Boundary
 - TD San Francisco Solid Waste Transfer & Recycling Center Boundary (SFSWTRC)
- Operator: Sanitary Fill Company

Tunnel & Beauty Complex Buildings and Hourly Locations
 Recology San Francisco
 Brabene, CA
 Date: 04/27/2008
 Scale: 1" = 200'
 Drawn by: J.P.F.

Incoming Christmas Trees

1. Candleslick Park exit
2. West on Beauty Road
3. Right on "Dump Road"
4. Weigh at scale
5. Right on Alana Way
6. Right on Beauty Road
7. Left into RSF yard off of Beauty

Site Plan
 Scale 1" = 200'
 Base drawing source: SCS Engineers 5/98
 0 200 400
 North

H-1.13

APPLICANT'S STATEMENT

HAZARDOUS WASTE AND SUBSTANCES STATEMENT: Per California Government Code Section 65962.5(f), before the City accepts as complete an application for any development project, the applicant shall consult the State's lists of hazardous waste facilities subject to corrective action, land designated as hazardous waste property or border zone property, hazardous waste disposals on public land, sites listed pursuant to Section 25356 of the Health and Safety Code, sites included in the Abandoned Site Assessment Program, underground storage tanks for which an unauthorized release report is filed pursuant to Section 25295 of the Health and Safety Code, solid waste disposal facilities from which there is a migration of hazardous waste and for which a California regional water quality control board has notified the Department of Toxic Substances Control, sites subject to cease and desist orders pursuant to Section 13301 of the Water Code and cleanup or abatement orders issued pursuant to Section 13304 of the Water Code, that concern the discharge of wastes that are hazardous materials, and solid waste disposal facilities from which there is a known migration of hazardous waste [compiled per Government Code Sections 65962.5(a), (b), (c) & (d) and available from the California Secretary for Environmental Protection per Government Code Section 65962.5(e)] and shall submit a signed statement to the City indicating whether the project and any alternatives are located on a site that is included on any of the lists compiled pursuant to this section and shall specify any list. If the site is included on a list, and the list is not specified on the statement, the City shall notify the applicant pursuant to Section 65943.

Please check one of the following:

- The development project and any alternatives proposed in this application are NOT contained on the lists compiled pursuant to Section 65962.5 of the California Government Code.
- The development project and any alternatives proposed in this application are contained on the lists compiled pursuant to Section 65962.5 of the Californian Government Code.

If the development project and any alternatives proposed in this application are contained on the lists compiled pursuant to Section 65962.5 of the California Government Code, specify the following:

List pursuant to Section 65962.5 of the Government Code: _____

Regulatory identification number: _____

Date of list: _____

The applicant's name, address, phone number, site address, and the site Assessor's Parcel Number have been provided on the attached City of Brisbane Planning Application form.

DEVELOPMENT PERMIT STATEMENT: Per California Government Code Section 65943.(a), for an application to be considered complete, it must include a statement that it is an application for a development permit.

Please check the following:

- The attached City of Brisbane Planning Application form and accompanying application materials is an application for a development permit per Section 65943.(a) of the California Government Code.



APPLICANT'S SIGNATURE

11/28/11
DATE

H-1.14