

EXHIBIT A

SOLID WASTE LOCAL ENFORCEMENT AGENCY: PROCEDURE TO APPOINT HEARING OFFICER

The Local Enforcement Agency (LEA) has established the following procedures in order to appoint a hearing officer to hear grievances submitted by owners, operators or other aggrieved parties subject to an enforcement or permit action taken by the LEA, to consider allegations that the LEA has failed to act as required by law or regulation, and to conduct hearings requested by the governing body prior to the assessment of administrative civil penalties against an owner/operator of a solid waste facility or operation:

1. An account shall be established with the California State Office of Administrative Hearings (OAH).
2. The LEA shall establish and ascertain the qualifications required of available Administrative Law Judges (ALJ) who may serve as a hearing officer for cases involving compliance with solid waste laws and regulations.
3. Upon timely receipt of a request to appeal any enforcement or permit action by the LEA, the LEA shall request the assignment of an appropriately qualified ALJ from the OAH to hear the case.
4. Similarly, upon timely receipt of an appeal alleging that the LEA failed to act as required by law, the LEA shall request assignment of an appropriately qualified ALJ from the OAH to hear the case.
5. Likewise, upon request of the governing body, in this case the Board of Supervisors, directing that a hearing be held prior to the assessment of administrative civil penalties against an owner/operator of a solid waste facility or operation, the LEA shall request assignment of an appropriately qualified ALJ from the OAH to hear the case.