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

11 In the Matter of

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

15 Petitioner,

16 v.

17 South Coast Air Quality Management District,

18 Respondent.

Case No. 5139-3

**DECLARATION OF PETER HOMSEY
REGARDING PETITION FOR
REGULAR VARIANCE**

Hearing Date: July 14, 2026
Time: 9:30 a.m.
Place: South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

19 I, Peter Homsey, declare as follows:

20 1. I am an Air Quality Inspector III in Toxics and Waste Management Division of the
21 Office of Compliance and Enforcement of the South Coast Air Quality Management District. I am
22 familiar with El Sobrante Landfill, the facility at issue in this variance. The following statements are
23 made based upon my personal knowledge or information that has been provided to me by my staff
24 or management.

25 2. Since November 18, 2025, to the date of this declaration, the South Coast AQMD has
26 received a total of 23 complaints for odor nuisance alleging El Sobrante Landfill as the source,
27 including three during the month of December, one in February, three in March, six in April, one in
28



1 May and nine in June. Because the number of complaints received has not met the threshold for a
2 public nuisance under South Coast AQMD Rule 402 or Health and Safety Code section 41700, no
3 notices of violation have been issued during this period for odor nuisance to El Sobrante Landfill.

4 3. Based on the sporadic nature of the odor complaints, and the lack of any issued
5 notices of violation for odor nuisance, El Sobrante Landfill is not currently causing a public
6 nuisance in violation of District Rule 402 or Health and Safety Code section 41700. While it is not
7 possible to predict with certainty, based on the previous operation of the facility under the related
8 variance in case number 5139-3, I do not anticipate the granting of this variance will result in a
9 public nuisance.

10
11 I declare under penalty of perjury under the laws of the State of California that the foregoing is true
12 and correct.

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14 Dated: July 1, 2026

15 By: P. Homsey

16 Peter Homsey

17 Executed in Diamond Bar, California

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