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South Coast Air Quality Management District

**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. 5139-7

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

Hearing Date: November 18, 2025
Time: 9:30 a.m.
Place: South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

I, Peter Homsey, declare as follows:

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

2. Since January 1, 2025, to the date of this declaration, the South Coast AQMD has received a total of 32 complaints for odor nuisance alleging the El Sobrante Landfill as the source,

1 including six during the month of June, one in July, two in August, four in September, four in
2 October, and one in November. Because the number of complaints investigated has not met the
3 threshold for a public nuisance to any considerable number of persons under South Coast AQMD
4 Rule 402 or Health and Safety Code section 41700, no notices of violation have been issued during
5 this period for odor nuisance to the El Sobrante Landfill.

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

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

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16 Dated: November 12, 2025

17 By: Peter Homsey
18 Peter Homsey

19 Executed in Winchester, California
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