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County of Solano

Department of Resource Management

675 Texas Street, Suite 550

Fairfield, CA 94533

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Solano County
Resource Management

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July 6, 2007

Fairfield

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Solano County
Resource Management

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RE: General Plan Update

Dear Mr. Harry L. Englebright & Citizens Advisory Committee (CAC):

June Guidotti (Bonnici) has used her property for the agricultural grazing of sheep and cows. Her future plans are to continue this practice.

In addition, she proposes to construct a research project the study the production and quality value of feed grains produced from an acerbic and/or pyrolysis system. Feedstock to be considered in the project are sugar beets, green waste, corn, wheat, cannery waste, brewery waste, and other available by-product or agricultural product sources. It is estimated that the research project would be sited on approximately 20 acres.

In 1993, she proposed to site a Waste To Energy (WTE) plant on her property. **See Solano Garbage Company Landfill Environmental Impact Report dated January 1993, Page 3-27 (5) Bonnici Project. A portion of the reserved project will also involve the production of energy from waste by-products. This project is similar to what UC Davis is presently using.

Her property has been in her family for 5 generations. It is safe to say that her property is, and should be, considered "grandfathered" in all aspects regarding agricultural, land use, water, and no limits should be placed on this parcel. Her property is located in the buffer zone as outlined in the Suisun Marsh, as adopted by the State Legislature.

The permits, "*Certification of Qualifying Status of a Small Power Production Facility*" (18 C.F.R. §381.505(a)); and, "*Certification of Qualify Status as a Cogeneration Facility*" (18 C.F.R. §381.505(a) Ms. Guidotti is seeking may not be necessary because of research.

She requests that her land use be accordingly revised so that there will be no restrictions on her anticipated activities.

Sincerely,



WILLIAM S. REUSTLE

June Guidotti
3703 Scally Road
Suisun, CA 94533

RESOURCE MANAGEMENT

NOV 16 2007

RECEIVED BY: *J Freeman*

November 16, 2007

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NOV 16 2007

SOLANO
COUNTY COUNSEL

County of Solano
Department of Resource Management
675 Texas Street, Suite 550
Fairfield, CA 94533

RE: General Plan Update My Parcel No. 0046-130-170
**REQUEST THAT GUIDOTTI PARCEL LAND USE BE ACCORDINGLY REVISED SO THAT THERE WILL BE
NO RESTRICTIONS ON GUIDOTTI ANTICIPATED ACTIVITIES FOR THE ALTERNATIVE FOR PHASE I
AND PHASE II OF POTRERO HILLS LAND FILL**

Dear Mr. Englebright & Citizens Advisory Committee (CAC):

I read with interest an article in today's newspaper (Daily Republic) a press release about the upcoming meeting on Monday, November 19, 2007 on the Solano County General Plan Update.

Gentlepersons, my parcel of land is on that map and I have written letters with specific requests, as well as attended the meetings. On September 10, 2007 the minutes from the August 13, 2007 and the August 27, 2007 meetings were adopted and the portion of those meetings pertaining to my land were wrongly adopted.

I wrote a letter to Terry Curtola on October 28, 2007 asking for specific performance regarding my land, but Mr. Curtola chose to ignore my letter. My request was valid—The above parcel has been in my family over 100 years and now because Solano Land Trust wants my land via the "Resource Conservation Overlay" so they can litigate and mitigate with Potrero Hills Land Fill (PHLF) to get my land. If you look carefully at the overlay you will see that PHLF does not have an overlay on their property. Why not?

All I want, in a nutshell, is to be able to enjoy the use of my land as outlined in Mr. Reustle's letter of July 6, 2007 (attached). That is my inherent American right.

Sincerely,

*June Guidotti & Family
& For The Public*
June Guidotti & Family & For The Public

Birgitta Corsello, Resource Management Director
County of Solano
675 Texas Street,
Fairfield CA 94533

Rennis
James Bunting, Counsel
County of Solano
675 Texas Street
Fairfield CA 94533

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NOV 09 2007
SOLANO
COUNTY COUNSEL

November 9, 2007

Dear Ms. Corsello and Mr. Bunting,

I submit these comments to Solano County officials on behalf of the Guidotti Family, and the need of the people now that the Board of Supervisors has authorized an additional \$42,000 contract with EAWW to revise the decertified EIR for the proposed 35-year Potrero Hills Landfill ("PHLP") project.

The Guidotti Family believes that you as responsible public officials should ensure that the revised EIR considers the most practicable alternative site available for the general purpose of this project. In our opinion Potrero Hill Landfill Phase I and Phase II has an adverse ecological and aesthetic impact on the Suisun Marsh. Guidotti Family does not believe it is in the public interest to have a project approved that would significantly impact one of the most important brackish marshes in the entire United States. Nor is it in the Public interest to approve a project that will potentially impact an endangered species, the Delta smelt, on the brink of extinction. Finally, an alternative site for this project should be selected because this project entails impacts to aquatic resources that are either not mitigable or inadequate.

The Guidotti Family did not give any one the right to use are parcel of land for mitigation, for any project Republic Services Inc owns, or Solano Land Trust, or Solano County, or anyone to make use without written permission of the owner.

Alternative sites: 66646 Construction of a new or expanded Thermal Electric Generating plants within Suisun Marsh for long term Agricultural use:

Guidotti Family believe that the alternative site for the general purpose of the project is in the 1993 Solano Garbage Company Environmental Impact Report dated January 1993 Page 6-27 (5) Bonnici Project: A portion of the reserved project will also involve the production of energy from waste by products. This project is similar to what UC Davis is presently using.

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Enclosed is William S. Reustle July 6, 2007 letter to County of Solano Resource Management RE: General Plan Update: Stating Certification of Qualifying Status of a Small Power Production Facility' (18 C.F.R.381.505 (a), and, "Certification of Qualify Status as a Cogeneration Facility' (18 C.F.R.381.505 (a) Ms.Guidotti is seeking may not be necessary because of research.

June Guidotti & Family for the Public

June Guidotti & Family & for the Public.
3703 Scally Road
Suisun California 94585
Cell 707-6319365

William S. Reustle
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August 25, 2007

Solano County Citizens Advisory Committee
Department of Resource Management
675 Texas Street, Suite 5500
Fairfield, CA 94533

**RE: Comments and Recommendations on CAC
Workbook: Land Use Alternatives South Vacaville-
Fairfield-Suisun City Area**

Dear CAC Members:

I am submitting this letter on behalf of my client, June
Guidotti, for the August 27, 2007, County of Solano General
Plan Update - Citizens Advisory Committee Meeting #23
scheduled to begin at 6:00 p.m. Please include the following
comments and recommendations in the meeting record.

The CAC Workbook contains several errors related to the
P13 proposal. Please revise Table 2 on page 20 of 31 to

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reflect the current designation of Agriculture, extensive agriculture, and solid waste. In addition, the notes section of Table 2 states: "In the Primary Management Area of the Suisun Marsh Protection Plan. Amendment to BCDC's Suisun Marsh Protection Plan required." Ms. Guidotti's property is located in the secondary management area of the Suisun Marsh as stated on page 19 of 37 of the Workbook. We request that the note be revised to reflect what is required for the secondary management area for a multi-designated land use.

Table 2 on page 20 of 31 of the Workbook does not reflect land use classifications that would allow Ms. Guidotti to continue long-term agricultural activities on her property. It was her intent to add solid waste/energy activities to her property uses and, if necessary, modify the General Plan designation to reflect all current and proposed activities. The designation "pyrolysis plant" was a result of a communication error on the part of my client, and does not appear to be a land use designation that is listed in the CAC workbook. Therefore, we request that "pyrolysis plant" be changed to agriculture, extensive agriculture, composting, solid waste, industrial, and commercial agricultural related industry.

My client has sought clarification from various County staff (Dale Cardwell, Harry Englebright, Ron Glas, Mike Yankovich) on what the appropriate land use and zoning classifications currently are for her property. In addition she has inquired as to the future land use and zoning classifications under the proposed General Plan in order to continue her long-term agricultural activities, and to add an anaerobic or pyrolysis plant to her property. She has not received direct or sufficient answers.

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When questioned at a CAC meeting on September 18, 2006, Harry Englebright indicated "...alternative energy projects as a land use is a topic the CAC will be discussing during the update process". To our knowledge this topic has never been discussed at a CAC meeting per Mr. Englebright's promise.

It is my client's understanding that the County Assessor's Office has the Land Use for my property identified as Range and Watershed. This is a mistake as her property is located in the secondary management area of the Suisun Marsh and according to the Solano County Land Use and Circulation Element "... The Secondary Management Area established in the 1977 Act, as shown on Figure 4, is designated for extensive agricultural use on the Land Use and Circulation Map." (Page 41). In addition, the Land Use and Circulation Element (Page 38) states: "The watershed designation has been applied to three areas of the County: the northern portion of the English Hills, the Vaca Mountains and the Twin Sisters area comprising a total of 34,000 acres."

My client believes that her property's Land Use is vested as Agriculture, Extensive Agriculture, and Solid Waste and that the zoning is Limited Agriculture-160. Ms. Guidotti has historically grazed cows, sheep and goats, as well as raised pheasants on my property. In addition, she has grown hay and maintained a vineyard. Her goal is to continue long-term agricultural use on her property and to add two projects that she believes are currently considered agricultural composting (solid waste) and thermal energy projects.

Ms. Guidotti has filed an application with the Resource Management Department (Ron Glas) on August 24, 2007, for a two-step compost facility and energy project. The first step will be a research project for long-term agricultural use.

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to process various combinations of feedstock (i.e., sugar beets, green waste, corn, wheat, cannery waste, brewery waste, and other available by-product and agricultural product materials or wastes) using an anaerobic digestion or a pyrolysis system to produce a high quality feed grain and energy [*Certification of Qualifying Status of a Small Power Production Facility (18 CFR Section 381.505(a))*]. It is my understanding that the California Integrated Waste Management Board currently considers anaerobic digestion systems compost facilities.

The second step will be the development of a full-scale anaerobic digestion or pyrolysis system to produce a high quality feed grain and cogeneration facility [*Certification of Qualifying Status as a Cogeneration Facility 18 CFR, Section 381.505(a)*] for the manufacture of feed grains and energy using the technology and feedstock that proved to be the most successful during the research study.

Within ten days of the date of this letter, please acknowledge in writing if the requested changes will be made. Thank you for the opportunity to present you with my client's comments.

Sincerely,


WILLIAM S. REUSTLE

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EXISTING AND PROPOSED PROJECTS

- 1 Cordelia Villages
- 2 Wastewater Pilot Project
- 3 Cordelia Commerce Park
- 4 Abernathy Road Interchange
- 5 Anheuser-Busch Brewery
- 6 Fairfield Subregional Sewage Treatment Plant
- 7 Fairfield Streams Project
- 8 Suisun Pacific Marina
- 9 Suisun Villages
- 10 Laurel Estates
- 11 Cold Springs Harbor
- 12 Suisun Slough Channel
- 13 Solano Garbage Company
- 14 EnviroSol, Inc.
- 15 Explosives Technology Corp.
- 16 North Bay Aqueduct
- 17 Highway 12 Improvements
- 18 East Bay Municipal Utilities District Aqueduct
- 19 Atlantic Richfield Petrochemical Plant
- 20 Dow Petrochemical Plant
- 21 PG&E Power Plant
- 22 National Steel Co.-SP Transportation Co. Property
- 23 Shell Natural Gas Pipeline
- 24 Benicia Industrial Park

Pipeline -----
 Aqueducts ----
 Highway Improvements |||||
 Present Dredged Channel & Proposed Flood Control Project - - - - -

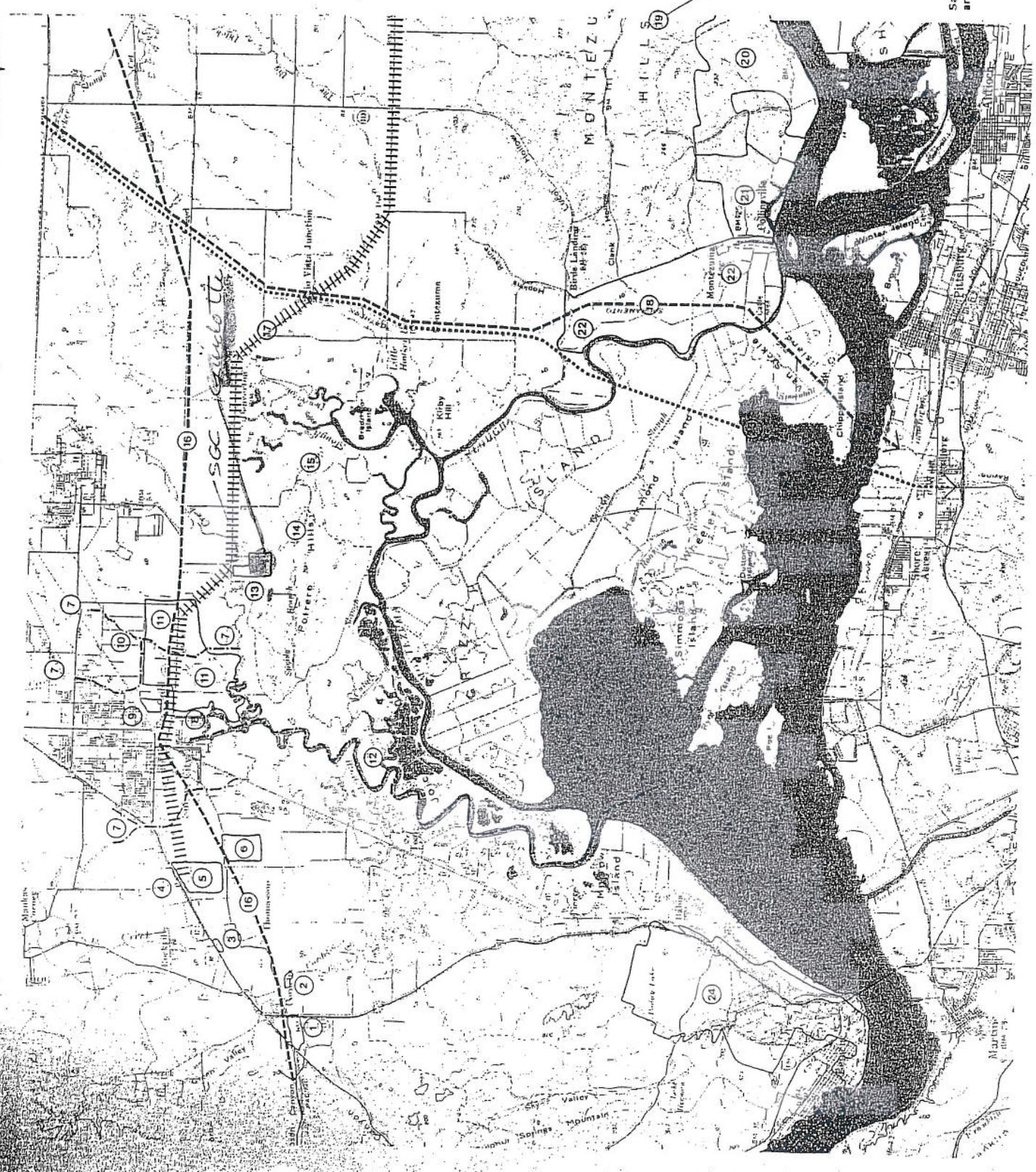
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Sacramento County
 Board of Supervisors



San Francisco Bay Conservation and Development Commission

Figure 10



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Board of Supervisors

RESOURCE MANAGEMENT
BUILDING DIVISION

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RECEIVED BY *[Signature]*

December 6, 2008

Solano County Board of Supervisors
675 Texas Street, Suite 6500
Fairfield, CA 94533

RE: Agenda #38 Public Hearing to further consider certification of the Final Environmental Impact Report for the Potrero Hills Landfill Expansion Project and approval of modifications to Use Permit No. U-88-33 (Revision No. 2) for the Potrero Hills Landfill Expansion Project

Dear Ladies and Gentlemen:

I am submitting this letter on behalf of my client, June Guidotti. Please consider this letter and include the following comments and recommendations in the meeting record.

It's hard to improve upon perfection. Attorney Kelly Smith's letter, dated 12/8/2008, expressed almost every word I wanted to say. About the only thing lacking was ... an objection to a public entity siding with a private enterprise to take my client's land, or vested rights of her land, away from her. She has survived death of a family member, fires, vandalism, terrorist threats, nuisance, litter, dust, odor and bio-solids across her property from the landfill next door, trespassers, loss of water in her pond, the landfill gasses, and the nastiest tasting water on this planet. Many of these things bear a direct relationship to the Landfill, which is not necessarily a great neighbor.

My client, June Guidotti, went so far as to sue (and prevail, I might add) Solano County. It was ordered by Judge Paul Beeman that Solano County must "reconsider" the certification of the EIR in accordance with CEQA and CEQA guidelines or to reconsider and/or modify the conditional use permit prior to any decision to proceed. I submit that these "fixes" have not yet been satisfied. Submission of an *addendum*, knowing it will only fail again is probably not the most efficient way to proceed.

An analogy I liken to what you are trying to accomplish is the K.I.S.S. system, or Keep It Simple Stupid. Why don't you simply fix what was ordered and then prepare a NEW Environmental Impact Report, instead of publishing in the Daily Republic about a public meeting on an addendum? To also avoid a Hatfield & McCoy situation, I strongly urge you take other avenues of access to the landfill without the taking of more of my

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client's property. She has already lost an easement of 16 ½ feet because the landfill did not use the Amos & Andrews quarry road to the west of Emmington Road, but established a 32 foot wide commercial industrial road to the landfill. I am not going to allow anyone to take any more land or property rights from her without litigation.

It is incumbent upon the County to make the "fixes" and then prepare and submit to the public a new revised EIR that fully complies with CEQA.

Enclosed for the record are letters from 7/6/07, 8/20/07, 8/25/07, 11/30/07, and a map, which you probably should look at carefully. On the map, item #13 is shown as the Solano Garbage Company, but really part of #13 is my land. Solano Garbage Company and Ms. Guidotti's property is in the Potrero Hills, but the Potrero Hills Landfill is in the nearby canyon. Burning is not allowed in the canyon thus a power plant is not appropriate. Ms. Guidotti's land was previously identified as a site for a solid waste to energy plant which satisfied the original land use permit requirements. Solano Garbage Company actually had an option to lease a portion of the Guidotti Ranch for a few years after which the option was not renewed. Solano County did not challenge the failure of Solano Garbage Company to maintain the requisite site.

These items should be addressed in the Joint Technical Document and the Landfill Closure plan. These documents must be certified and made available to the public.

Finally, included as part of the record reference is made to all environmental laws (Federal, State, Local and County) and especially to Solano Superior Court Case Nos. FCS026779 and FCS026839 (Protect The Marsh). Also see enclosed a Complaint for Mandate from California Water Impact Network (C-WIN) and California Sportfishing Alliance (CSPA), Felix Smith (an individual).

Sincerely,



William S. Reistle
Attorney for June Guidotti