

SOLID WASTE FACILITY PERMIT

Facility Number:

01-AA-0302

1. Name and Street Address of Facility:
Commercial Waste & Recycling, LLC
725 Independent Road
Oakland, CA 94621

2. Name and Mailing Address of Operator:
Commercial Waste & Recycling, LLC
Joshua and Deborah Fookes
725 Independent Road
Oakland, CA 94621

3. Name and Mailing Address of Owner:
Joshua 1:8 Holdings, LLC
725 Independent Road
Oakland, CA 94621

4. Specifications:

- a. Permitted Operations:**
- | | |
|--|--|
| <input type="checkbox"/> Solid Waste Disposal Site | <input type="checkbox"/> Transformation Facility |
| <input checked="" type="checkbox"/> Transfer/Processing Facility | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Composting Facility (<u>MSW/green material/C&G</u>) | |

b. Permitted Hours of Operation: Receipt of Materials/Waste: M-F 6am-6pm, Sat. 7:30am-4:30pm, Sun. Closed

Transfer/Processing/Maintenance: 7 days a week, 2am-11:59pm

Closed: New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Day

c. Permitted Maximum Tonnage: 360 Tons per Day

d. Permitted Traffic Volume: 295 Vehicles per Day (**see condition e**)

e. Key Design Parameters (Detailed parameters are shown on site plans bearing EA and CalRecycle validations):

	Total	Disposal	Transfer/Processing	Composting	Transformation
Permitted Area (in acres)	1.1		1.1		
Design Capacity (cu.yds)			360 tpd		
Max. Elevation (Ft. MSL)					
Max. Depth (Ft. MSL)					
Estimated Closure Year					

Upon a significant change in design or operation from that described herein, this permit is subject to revocation or suspension. The attached permit findings and conditions are integral parts of this permit and supersede the conditions of any previously issued solid waste facility permit.

5. Approval:

Approving Officer Signature

Ronald Browder, Acting Director

6. Enforcement Agency Name and Address:

Alameda County Department of Environmental Health
Office of Solid/Medical Waste Management
1131 Harbor Bay Parkway
Alameda, CA 94502

7. Date Received by CalRecycle: November 18, 2015

8. CalRecycle Concurrence Date:

9. Permit Issued Date:

10. Permit Review Due Date:

11. Owner/Operator Transfer Date:

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12. Legal Description of Facility:

The legal description of this facility is contained in Appendix K of the Transfer Processing Report, dated August 13, 2015.

13. Findings:

- a. This permit is consistent with the NonDisposal Facility Element (NDFE), which was approved by CalRecycle on June 29, 2010. The location of the facility is identified in the NonDisposal Facility Element, pursuant to Public Resources Code (PRC), Section 50001(a).
- b. This permit is consistent with the standards adopted by CalRecycle, pursuant to PRC 44010.
- c. The design and operation of the facility is consistent with the State Minimum Standards for Solid Waste Handling and Disposal as determined by the enforcement agency, pursuant to PRC 44009.
- d. The City of Oakland has determined that the facility is compatible with the surrounding land use through approval of the City of Oakland Zoning Determination (DET09024) & Zoning Clearance (ZC091011), May 8, 2009 and City of Oakland Zoning Determination (DET12-094), March 1, 2013.
- e. A Notice of Exemption (NOE) was approved and filed by the LEA on November 18, 2015 with the Alameda County Clerk-Recorder's Office for SWFP No. 01-AA-0302.

14. Prohibitions:

The permittee is prohibited from accepting the following wastes:

Municipal Solid Wastes (MSW), Food Wastes, Hazardous, radioactive, medical (as defined in Chapter 6.1, Division 20 of the Health and Safety Code), liquid waste, sludge, waste containing 50% water, large dead animals, friable and non-friable asbestos, designated or other wastes requiring special treatment or handling, except as identified in the Transfer Processing Report (TPR), and approved amendments thereto and as approved by the enforcement agency.

15. The following documents describe and/or restrict the operation of this facility:

	Date		Date
Transfer Processing Report (TPR)	8/13/15	Notice of Exemption (NOE)	11/18/15
Storm Water Permit WDID No. 2011020246	6/16/15	City of Oakland Zoning Determination (DET09024) & Zoning Clearance (ZC091011)	5/8/09
		City of Oakland Zoning Determination (DET12-094)	3/1/13

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16. Self Monitoring:

The owner/operator shall submit the results of all self monitoring programs to the Enforcement Agency within 30 days of the end of the reporting period (*for example, 1st quarter = January – March, the report is due by April 30, etc.. Information required on an annual basis shall be submitted with the 4th quarter monitoring report, unless otherwise stated.*)

Program	Reporting Frequency
a. The types and quantities (in tons) of waste, including separated or commingled recyclables, entering the facility per day.	Monthly
b. The number and types of vehicles using the facility per day.	Monthly
c. Results of the hazardous waste load checking program, including the quantities and types of hazardous wastes, medical wastes or otherwise prohibited wastes found in the waste stream and the disposition of these materials.	Daily (Maintain log availability for LEA inspection)
d. Copies of all written complaints regarding this facility and the operator's actions taken to resolve these complaints.	Notify LEA within 24 hours Written report Quarterly
e. The type and quantities (in tons) of material, including waste recovered recyclables, etc. that are transferred from the facility per day.	Monthly
f. Operator shall maintain a list of the current Solid Waste Vehicles Contract Haulers that will transport C&D materials and residuals off-site.	Annually

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17. Enforcement Agency (EA) Conditions:

- a. The operator shall comply with all State Minimum Standards for solid waste handling and disposal as specified in Title 14, California Code of Regulations (14 CCR).
- b. The operator shall maintain a daily log of special/unusual occurrences. This log shall include, but is not limited to, fires, explosions, the discharge and disposition of hazardous or unpermitted wastes, and significant injuries, accidents or property damage. Each log entry shall be accompanied by a summary of any actions taken by the operator to mitigate the occurrence. The log shall be available to site personnel and the LEA at all times.
- c. Additional information concerning the design and operation of the facility shall be furnished upon request and within the time frame specified by the LEA.
- d. The maximum permitted daily tonnage for this facility is **360** tons per day, and shall not receive more than this amount without a revision of this permit.
- e. The maximum permitted vehicle trips per day for this facility is **295** Vehicles per Day (**275 incoming, 20 outgoing transfer trailers**) and shall not exceed this amount without a revision of this permit.
- f. This permit is subject to review by the LEA and may be suspended or revoked at any time by the EA for sufficient cause, in accordance with Division 30 of the Public Resource Code, Part 4, Chapter 4, Article 2, Sections 44305 et seq and associated regulations.
- g. The LEA reserves the right to suspend or modify waste receiving and handling operations when deemed necessary due to an emergency, a potential health hazard, or the creation of a public nuisance.
- h. Any change that would cause the design or operation of the facility not to conform to the terms and conditions of this permit is prohibited. Such a change may be considered a significant change, requiring a permit revision. In no case shall the operator implement any change without first submitting a written notice of the proposed change, in the form of an RFI amendment, to the EA at least 180 days in advance of the change.
- i. A copy of this permit and the Transfer Processing Report (TPR), including any respective future amendments approved by the LEA shall be available and maintained at the facility.
- j. Materials that are accepted at this facility shall come from Construction/Demolition projects as defined in 14 CCR Section 17381 (e) and the TPR. This facility is prohibited from accepting municipal solid waste and food wastes. The amount of putrescible wastes allowed at the site will be limited to less than 1% as defined in 14 CCR Section 17381.
- k. Prohibited waste that is inadvertently received at the facility shall be managed in accordance with procedures that are outlined in the TPR.
- l. Records of employee training for health and safety, operation and maintenance of the site shall be maintained on-site and be available for inspection to the LEA.
- m. Traffic spotters shall be assigned during peak hours to help with the flow of vehicles coming in and out of the facility as described in the TPR.
- n. All material piles within the facility shall be observed as described in the TPR. Vehicles must always have a safe access to the tipping and loading areas.
- o. Stored recyclables shall not interfere with facility operations nor cause public health nuisance. The LEA reserves the authority to reduce the maximum storage time of recyclables as necessary to protect public health and minimize litter, vectors and other nuisances.