

REQUEST FOR APPROVAL

To: Lorraine Van Kekerix
Acting Deputy Director, Compliance & Enforcement Division

From: Mustafe Botan
Solid Waste and Tire Cleanup Programs

Request Date: May 5, 2011

Decision Subject: DTSC Burn Dump Services Contract

Action By: May 10, 2011

Summary of Request: Fully evaluating all environmental aspects of solid waste facilities requires interdisciplinary and multi-media technical expertise because the threat to public health and safety and the environment crosses all media including air, water, gas, and soil. The Department of Toxic Substances Control (Department) is the lead agency for remediation of hazardous substance release sites. Under this authority, the Department performs health risk assessments at sites and establishes clean-up goals based on site-specific characteristics. For burn dump sites located on or immediately adjacent to sensitive land uses, the Department typically assumes lead oversight. For other burn dump sites, Department of Resources Recycling and Recovery (CalRecycle) or Regional Water Quality Control Board (RWQCB) may assume remediation oversight.

Public Resources Code (PRC) Section 48022.5 prescribes specific activities that must be performed when CalRecycle funds the remediation of a burn dump site under its Solid Waste Disposal and Codisposal Site Cleanup Program (Program).

Section 48022.5(i) of the PRC requires CalRecycle and the Department to enter into an agreement to fund activities of the Department conducted pursuant to PRC Section 48022.5.

Section 48022.5(g) of the PRC prescribes the protocol to be used by CalRecycle, the Department, the State Water Resources Control Board (SWRCB), and the appropriate RWQCB in determining which entity will provide remediation oversight on cleanup projects.

Section 48022.5(b) also requires the Department to develop protocols in consultation with CalRecycle and the SWRCB to be utilized by CalRecycle and local enforcement agencies (LEA) for site investigation and characterization of hazardous substances at burn dump sites.

CalRecycle's activities in compliance with the abovementioned requirements are funded with allocations from the Solid Waste Disposal Site Cleanup Trust Fund, a continuously appropriated

fund in the State Treasury. It is estimated that \$25,000 per fiscal year will initially be required to fund this agreement.

Funding Information:

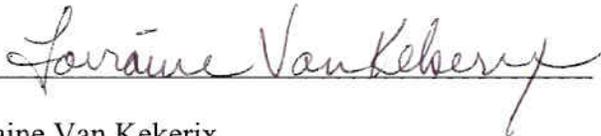
Fiscal Year	Fund Source	Amount Available	Amount to Fund Item	Amount Remaining	Line Item
2011/12	Solid Waste Cleanup	\$25,000	\$8,333	\$16,667	Contract
2012/13	Solid Waste Cleanup	\$25,000	\$8,333	\$16,667	Contract
2013/14	Solid Waste Cleanup	\$25,000	\$8,334	\$16,666	Contract

Recommendation:

Deputy Director Action:

On the basis of the information and analysis in this Request for Approval, I hereby approve the

Dated: [5/11/11]



Lorraine Van Kekerix
Acting Deputy Director, Compliance and Enforcement Division