

Permitting and Assistance Branch Staff Report
New Minor Waste Tire Facility Permit for
American Tire Tec
Kern County
TPID No. 1002565
October 18, 2012

Background Information, Analysis, and Findings:

This report was developed in response to a Minor Waste Tire Facility Permit (WTFP) application from the operator of American Tire Tech located at 1316 J Street in Wasco to store up to 4,999 tire equivalents. American Tire Tech will process up to 650 tons of tires per year mainly by shredding and may also cut, bale or split tires. The activity occurs on approximately half acre of an 8.92 acre site adjacent to a concrete batch plant and registration tier J.S. Martin Transfer Station, SWIS No. 15-AA-0397.

The operator processes whole truck, passenger and tractor tires. The approximately half acre processing area consists of two waste tire stockpiles and a conveyor and shredding machine. Tires will be processed within 5 days of receipt. Tire derived aggregate will be conveyed from the classifier directly into transfer trailers or roll-off containers for shipment as soon as they are full.

An application for a Minor WTFP was received by Permitting and Assistance Branch staff on May 8, 2012, and was accepted as complete on June 7, 2012. Pursuant to Title 14, California Code of Regulations (CCR), Section 18425, CalRecycle has 180 calendar days from the date the application is accepted as complete to either issue or deny the issuance of a minor WTFP. CalRecycle is required to act by December 4, 2012.

The facility previously operated under a 2005 Minor WTFP which expired in 2010. A previous Minor Waste Tire Permit renewal application was rejected by CalRecycle in February 2011 and the operator had continued to accept waste tires. The local Tire Enforcement Agency issued a Notice of Violation for having more than 499 tires on site and no current permit. The operator complied by reducing the number of tires on site.

Findings

Staff recommends approval of the issuance of the proposed permit. All of the required submittals and findings required by 14 CCR Section 18431 have been met to support issuance. The findings that are required to be made by CalRecycle when reaching a determination are summarized in the table below. The documents on which staff's findings are based are maintained by the Permitting and Assistance Branch.

The following table summarizes the staff's findings relative to the permit application:

	Findings	
California Environmental Quality Act (CEQA)	Permitting & Assistance Branch staff find that the issuance of the Minor Waste Tire Storage Facilities Permit is exempt from the requirements of CEQA. See additional CEQA information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Compliance with Tire Storage Standards, 14 CCR, Sections 17350-17356	Waste Evaluation and Enforcement Branch staff conducted an inspection of the facility on June 26, 2012 and August 15, 2012; the site was also inspected by Tire Enforcement Agency staff and Permitting and Assistance staff on July 2, 2012. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) (b) (c) (d)	All application forms were accepted by Permitting and Assistance Branch staff as complete on June 7, 2011.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14 CCR, Section 18431(h)	<i>Local Vector Control:</i> The Kern County Mosquito and Vector Control District acceptance of the vector control plan was made by Mr. Rob Quiring, District Manager, via letter dated April 26, 2012. <i>Local Fire Authority:</i> The Kern County Fire Department completed and signed the Local Fire Approval Form on May 2, 2012.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	Approved on October 17, 2012	
Waste Evaluation and Enforcement Branch	Approved on October 17, 2012	

Compliance History:

This is an existing facility. A Notice of Violation was issued by the tire enforcement agency due to operating a minor waste tire facility without a permit and the operator was directed to either reduce the number of tires on site at any one time to less than 500 or operate as a collection facility until a renewed permit could be issued. Inspections were conducted on June 26, 2012, July 2, 2012 and August 15, 2012. There were approximately 100 tires observed in June and no tires observed in July, and less than 499 tires were observed in August.

Environmental Analysis:

Under CEQA, CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed Minor WTFP before CalRecycle issues that permit. In this case, CalRecycle is the lead agency under CEQA and must make a determination as to whether this proposed permit is categorically or statutorily exempt or

additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

A Minor WTFP for this facility was first issued in 2000 and renewed in 2005.

CalRecycle staff made the finding/determination that a Categorical Exemption is adequate for CalRecycle's approval of this Minor WTFP according to Section 15301 Existing Facilities, which allows for permitting existing facilities involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. It is determined the application contains no expansion of an existing use and this is a re-issuance of the previously issued permit.

The administrative record for the decision to be made by CalRecycle includes the proposed Minor WTFP and all of its components and supporting documentation, this staff report, the Categorical Exemption and other documents and material utilized by CalRecycle in reaching its decision on issuing this permit. The custodian of CalRecycle's administrative record is Dona Sturgess, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

Public Comment

Department staff provided an opportunity for public comment during the CalRecycle Monthly Public Meeting on July 17, 2012, August 21, 2012, September 18, 2012 and October 16, 2012. No public comments were received by CalRecycle staff.

Attachment: Minor WTFP