

Permitting and Assistance Branch Staff Report
Renewal Major Waste Tire Facility Permit for CRM Co., LLC
TPID No. 1006463
September 5, 2013

Background Information, Analysis, and Findings:

This report was developed in response to a Renewal Major Waste Tire Facility Permit (WTFP) application received from the operator of CRM Co., LLC, located at 15800 South Avalon Boulevard, in Rancho Dominguez (County of Los Angeles).

WTFP's expire every five years after the date of issuance unless the WTFP is renewed prior to the expiration date. A Major WTFP for CRM Co., LLC, was issued on December 6, 2008 and, unless renewed, will expire on December 16, 2013. The existing 2008 WTFP allows for a maximum capacity of 80,000 whole waste tires and/or waste tire equivalents on-site. There is no change in the maximum capacity proposed.

An application for a Renewal Major WTFP was received by Permitting and Assistance Branch staff on June 7, 2013, which was accepted as complete on June 20, 2013. Pursuant to Title 14, California Code of Regulations (14 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 Renewal Major WTFP. CalRecycle is required to act by December 17, 2013.

Findings:

Staff recommends approval of the issuance of the proposed Major WTFP. 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 permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

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

	Findings	
Compliance with Tire Storage Standards, 14 CCR, Sections 17350-17356	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on July 17, 2013. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) through (f)	All application forms were accepted by Permitting and Assistance Branch staff as complete on June 20, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Financial Assurance Mechanisms & Operating Liability – 14 CCR, Section 18431 (g)	Permitting and Assistance Branch staff in the Financial Assurances Unit found the Surety Bond in support of closure costs and the Certificate of Liability Insurance meets state requirements as described in their memorandum dated August 8, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

Local Requirements 14 CCR, Section 18431(h)	<p><i>Local Vector Control:</i> In a letter, dated February 14, 2013, the Compton Creek Mosquito Abatement District approved the outdoor storage practices.</p> <p><i>Local Fire Authority:</i> Mario Chavez, Fire Inspector with the Los Angeles County Fire Department, approved of the tire storage practices and signed the Local Fire Approval Form on March 11, 2013.</p>	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
California Environmental Quality Act (CEQA)	Staff of the Permitting and Assistance Branch found that the issuance of the Major Waste Tire Facility Permit is categorically exempt from the requirements of CEQA. See additional CEQA information below in the Environmental Analysis section.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	September 5, 2013	
Waste Evaluation and Enforcement Branch	July 29, 2013	

Compliance History:

Staff of WEEB and the Permitting and Assistance Branch conducted a pre-permit inspection on July 17, 2013, and found the facility to be in compliance with applicable state minimum standards and the 2008 permit conditions.

Environmental Analysis:

Under the California Environmental Quality Act (CEQA), CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed Major WTFP before CalRecycle issues that permit. In this case, CalRecycle is a 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.

CRM Co., LLC, has been operating as a permitted Major waste tire facility since 1999, within a Heavy Manufacturing zone. The facility is permitted to store up to 80,000 waste tires. The applicant is seeking to renew the existing Major WTFP. No operational or design changes are being proposed.

Prior to issuance of the 1999 Major WTFP, a Mitigated Negative Declaration, SCH No. 1998112077, was circulated for a 30 day comment period from November 30, 1998 to December 30, 1998. The Mitigated Negative Declaration evaluated for potential environmental impacts associated with the issuance of a Major WTFP and determined that potential significant impacts will be reduced to less than significant levels upon approval and issuance of the WTFP. Acting as the Lead Agency, CalRecycle (previously the California Integrated Waste Management Board) approved and adopted the Mitigated Negative Declaration on January 27, 1999. After issuance of the 1999 Major WTFP, CalRecycle prepared a Notice of Determination on February 10, 1999.

CalRecycle staff prepared a Preliminary Review to determine whether a Categorical Exemption is adequate for CalRecycle's approval of this Major WTFP. The Preliminary Review indicates that the proposed project:

- Involves the continued operation of an existing facility within the permitted land use;
- Involves no expansion of use beyond that existing at the time of permit issuance;
- Does not allow relaxation of standards leading to environmental degradation;
- Would have no significant environmental impacts; and
- There are no additional cumulative environmental impacts.

CalRecycle staff made the finding/determination that the Categorical Exemption, 14 CCR Section 15301 – Existing Facilities, is appropriate for CalRecycle's issuance of this proposed Major WTFP in that it involves negligible or no expansion of use beyond that existing. Staff recommends that CalRecycle, acting as a lead agency under CEQA, prepare a Notice of Exemption, based on the Categorical Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the Major WTFP. Further, there are no grounds under CEQA for CalRecycle to prepare any additional environmental documents.

Staff further recommends the Categorical Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within CalRecycle's expertise and authority, or which are required to be carried out or approved by CalRecycle.

The administrative record for the decision to be made by CalRecycle includes the proposed Major WTFP and all of its components and supporting documentation, this staff report, the Notice of 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 Meetings on July 16, 2013 and August 20, 2013. No public comments have been received by CalRecycle staff.

Attachment: Major WTFP