



COUNTY OF SISKIYOU

COMMUNITY DEVELOPMENT DEPARTMENT
Building ♦ Environmental Health ♦ Planning

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ISSUANCE OF A STIPULATED AGREEMENT TO TEMPORARILY MODIFY OPERATIONAL HOURS, TRAFFIC FLOW AND DAILY TONAGE INCREASE FOR THE YREKA TRANSFER STATION (47-AA-0057)

The Siskiyou County Community Development Division of Environmental Health and Local Enforcement Agency (LEA), has received a written request for a Temporary Waiver of Terms from Gerard Pelletier Transfer Stations Inc. The request for temporary waiver is for the Yreka Transfer Station located at 2420 Oberlin road, Yreka, CA. 96097.

Due to a structure fire that occurred at the Black Butte Transfer Station facility, South County solid waste has been diverted to the Yreka Transfer Station facility. The operator of the Yreka Transfer Station is requesting a temporary waiver of permit terms to temporarily receive diverted solid waste generated from South County, extend operating hours and exceed traffic volume until such time the Black Butte Transfer Station is made operational.

LEA Determination:

This office has reviewed the request for a temporary waiver of terms of the existing registration permit as it pertains to tonnage limits, daily traffic volume and change in operational hours for the Yreka Transfer Station. Due to the fire damage of the Black Butte Transfer Station facility building, it is necessary to divert the South County solid waste stream to the Yreka Transfer Station for the time period required to return the Black Butte facility to operational status.

1. A temporary emergency does exist. The fire at the Black Butte Transfer station has rendered the transfer station temporarily un-operable. It is necessary for public health and safety that solid waste from South County be diverted to the Yreka transfer station for proper disposal.
2. The Operator Gerard Pelletier Transfer Stations, Inc. currently holds a valid solid waste facilities permit for the Yreka Transfer Station which is in substantial compliance of the permit and permit conditions.
3. It is necessary to waive specified terms and conditions of the permit in order to protect the public health and safety and the environment. Specifically, the hours of operation to insure timely removal of the additional waste stream diverted from South Siskiyou County.

4. Operations under the stipulated agreement will not pose a threat to public health and safety or the environment.
5. Any restrictions, conditions or terms contained in the stipulated agreement have been agreed upon by the LEA and the Operator.

TERMS AND CONDITIONS

Based on this review and pursuant to Title 14, California Code of Regulations (CCR), Article 3.5, Temporary Waiver of Terms, Section 17211, we hereby grant a waiver of the currently permitted State Minimum Standards (SMS) requested above for a period not to exceed ninety days (90) days upon receipt of this letter with the following conditions:

1. All other State Minimum Standards and permit conditions which are not subject to the waiver shall remain in effect.
2. The effective period of your waiver, once granted by our Department, shall not exceed ninety (90) days without the prior approval by our Department.
3. Your waiver may be modified, cancelled, or revoked by our Department without advance notice should we determine that any of the following occurs:
 - a) The use of such a waiver will cause or contribute to a public health and safety or environmental problem.
 - b) The terms of the waiver are not being used expressly to handle the state of "Temporary Emergency" are not in the best interest of the public health and safety.
 - c) The temporary waiver is no longer necessary.
4. The commencement date of the temporary modification of operating hours, daily tonnage, and daily traffic flow is March 22, 2016 and will be in effect for no longer than ninety (90) days
5. Comply with the reporting requirements as outlined in Title 14, CCR, Article 3, Temporary Waiver of Standards, Section 17211.6. and the Reporting Requirements for a Solid Waste Facility Operator.
 - (a) The solid waste facility operator shall submit a written report to the LEA within 10 days prior to the termination date of the stipulated agreement.

(b) The written report shall include:

1. Information regarding changes in operation or design that took place as a result of the stipulated agreement.
2. Description of steps taken to find a longer term and or permanent solution to address the unforeseeable circumstance.
3. Either a request to discontinue the stipulated agreement on a date certain, or a request to continue the stipulated agreement for another 90 days.

(c) If the stipulated agreement is extended beyond the initial 90 days, the operator shall submit a subsequent report, as described in subparagraph (b), to the LEA. The report shall be submitted 10 days prior to the termination date of each extension of the stipulated agreement.

The undersigned, representing the permit holder and the local enforcement agency, have agreed to the requirements and conditions set forth in this stipulated agreement.



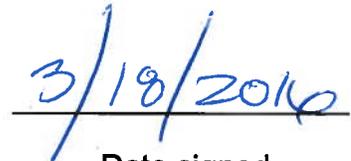
Permit holder/Operator



Date signed



LEA Representative



Date signed