SOLID WASTE FACILITY PERMIT

Facility Permit Number: 19-AR-1243

1. Name and Street Address of Facility:	2. Name and Mailing Address of Operator:	3. Name and Mailing Address of Owner:
Potential Industries 922 East "E" Street Wilmington, California 90744	Potential Industries Inc 922 East "E" Street Wilmington, California 90744	Wilmington Properties, LP 922 East "E" Street Wilmington, California 90744

4. Specifications:

a. Permitted Operations:

- O Solid Waste Disposal Site
- ⊙ Transfer/Processing Facility (MRF)
- O Composting Facility (green material)
- O Transformation Facility
- O Other:_____

b. Permitted Hours of Operation:

Material Acceptance..... 24 Hours per Day, Monday - Sunday
Material Processing/Refuse Transfer..... 24 Hours per Day, Monday - Sunday

c. Permitted Tons per Operating Day: **Total: 5,000 Tons/Day**

Non-hazardous - Refuse	5,000	Tons/Day
Non-hazardous - Sludge	N/A	Tons/Day
Non-hazardous - Separated or Commingled Recyclables	Included	Tons/Day
Non-hazardous - Other (See Section 14 of Permit)	N/A	Tons/Day
Designated Waste (See Section 14 of Permit)	N/A	Tons/Day
Hazardous Waste (See Section 14 of Permit)	N/A	Tons/Day

d. Permitted Traffic Volume: **Total: 501 Vehicles/Day**

Incoming Waste Materials		Vehicles/Day
Outgoing Waste Materials (for disposal)		Vehicles/Day
Outgoing Materials from the materials recovery operations:		Vehicles/Day

e. Key Design Parameters (detailed parameters are shown on site plans):

	Total	Disposal	Transfer	MRF	Composting	Transformation
Permitted Area (acres)	8.4 a	N/A	8.4 a	included	N/A	N/A
Design Capacity		N/A	5,865.70 tons per day (t/d)	included	N/A	N/A
Max. Elevation (ft. MSL)		N/A				
Max. Depth (ft. BGS)		N/A				
Estimated Closure Date		N/A				

Upon a significant change in design or operation from that described herein, this permit is subject to revocation or suspension. The attached 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

Wayne Tsuda, LEA Program Manager
Name/Title

6. Local Enforcement Agency Name and Address:

City of Los Angeles
Department of Building and Safety
3550 Wilshire Blvd., 18th Floor
Los Angeles, California 90010

7. Received by CalRecycle: AUG 29 2012

8. CalRecycle Concurrence Date: SEP 04 2012

10. Permit Issue Date:	10. Permit Review Date:	11. Owner/Operator Transfer Date:

12. Legal Description of Facility:

Lot A, Parcel Map 5484
Lot FR1,Arb 1 and Arb 2, Block 20, New San Pedro Tract
Lot FR4,Arb 1, Black 20, New San Pedro Tract
Lot FR5,Arb 1 and Arb 2, Block 20, New San Pedro Tract
Lot 9,Arb 1-3, Block 20, New San Pedro Tract
Lot 11,Arb 1-3, Block 20, New San Pedro Tract
Lot 3,Arb 1 and Arb 2, Block 20, New San Pedro Tract
Lot 7,Arb 1 and Arb 2, Block 20, New San Pedro Tract
Lot 8,Arb 1 and Arb 2, Block 20, New San Pedro Tract
VAC 06-1387334, Tract 9722
Lot None, Arb 1, Tract 9722

13. Findings:

a. The facility is identified in the City of Los Angeles Non-Disposal Facility Element, amended May 17, 2010. *[Public Resources Code (PRC), Section 50001 (a)(2)].*

b. This Permit is consistent with standards adopted by the California Department of Resources Recycling and Recovery (CalRecycle). *[PRC, Section 44010].*

c. The design and operation of the facility is in compliance with the State Minimum Standards for Solid Waste Handling and Disposal as determined by the Local Enforcement Agency (LEA).

d. *The local fire protection agency, the Los Angeles City Fire Department, has determined that the facility is in conformance with* applicable standards as required in *PRC, Section 44151.*

e. This facility will comply with all federal, state, and local requirements and enactments including all mitigation measures given in any certified environmental document filed pursuant to the *Public Resources Code*, Section 21081.6.

f. The operator will comply with all of the requirements of all applicable laws pertaining to employee health and safety.

g. A Mitigated Negative Declaration (SCH #2012041081) dated April 25, 2012 has been filed with the State Clearinghouse pursuant to *PRC, Section 21081.* On August 13, 2012, the Department of Building and Safety Local Enforcement Agency adopted a Mitigated Negative Declaration for a solid waste facility permit to allow for future growth which may result in the non-recyclable material at the site to exceed the ten percent threshold established by CalRecycle regulations.

h. The facility is located in an area of the City of Los Angeles, which is designated as an [Q]M2-1VL zone, light manufacturing. Operation of a solid waste transfer *station is allowed* in M-2 zones. Land within 1,000 feet of this facility is zoned M-2 and M-3, and is compatible with the facility. *[PRC, Section 50000.5 (a) and 50000.5 (b)].*

i. Based on the current Transfer/Processing Report (TPR), dated November 29, 2011 (revised April 2012), the LEA is satisfied that this facility will provide measures to adequately control noise levels, gas/odor nuisances, traffic congestion, litter nuisances, and vectors such that there will be no significant impact on the local residences.

j. Wastes which can be received at this facility are "Nonhazardous Solid Waste" as defined by California Code of Regulations, Title 27, Division 2, Chapter 3, Section 20220, which includes: Residential, Commercial, Industrial, Greenwaste, Recyclables and Construction and Demolition waste. All waste material leaving the site will be sent to a permitted solid waste facility for further processing, transformation or disposal.

14. Prohibitions:

The permittee is prohibited from accepting any liquid waste sludge, non-hazardous wastes requiring special handling, designated waste or hazardous waste unless such waste is specifically listed below, and unless the acceptance of such waste is authorized by all applicable permits. In the event that hazardous or suspected hazardous wastes are brought into the facility the operator is required to follow procedures for obtaining information, notification, handling and disposal as outlined in the TPR.

The permittee is additionally prohibited from the following items or activities:
- Acceptance of Liquid Waste, containerized or not,
- Acceptance of Radioactive Wastes
- Scavenging or Open Burning,
- Acceptance of Sewage Sludge, or Septic Tank Pumpings, Slurries, Untreated Medical Waste, Dead Animals,

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

	Date:		Date:
Transfer/Processing Report	November 29, 2011. Revised April 2012	Identification in Non-Disposal Facility Element	May 17, 2010
Amendments to TPR	As Approved By the LEA	Finding of Conformance - LA Co SWTF	
Local & County Ordinances	Municipal Code	Summary of Contract Agreements	N/A
Negative Declaration	N/A	Mitigated Negative Declaration (Case No. PI-07132012-1)	August 13, 2012

16. Self-Monitoring: Results of all self-monitoring programs as described in the TPR will be reported as follows: (The monitoring reports are delinquent 30 days after the end of the reporting period)

Program:	Reporting Frequency:	Agency Reported To:
The quantities and types of hazardous wastes, untreated medical wastes, or otherwise prohibited wastes found in the waste stream and the disposition of these materials.	**Monthly** (Due two weeks after the end of each month)	**LEA**
All incidents of unlawful disposal of prohibited materials and the operator's actions taken. Indicate those incidents which occurred as a result of the random load checking program.		
Copies of all written complaints regarding this facility and the operator's actions taken to resolve these complaints. **(Notification to the LEA within one day following the complaint is also required.)**		
The types and quantities of decomposable and inert wastes, including separated or commingled recyclables, received each day. The operator shall maintain these records on the facility's premises for a minimum of three years and made available to any Enforcement Agencies' personnel upon request.		
Quantity and types of wastes salvaged/recycled per month and the final destination of these diverted materials.		
Final disposal site for transferred wastes.		
The number and type of vehicles using the facility per day.		
Reports of all special/unusual occurrences and the operator's actions taken to correct these problems.		
Monthly reports from a rodent and insect control program conducted by a licensed pest control company.		
Record of receipt of a Notice of Violation from any regulatory agency. In addition, the operator shall notify the LEA, within 24 hours, following receipt of a Notice of Violation or upon receipt of notification of complaints regarding the facility which have been received by other agencies. Notification to the LEA shall be done via e-mail or phone.		
Notify the LEA and CoSWMC, in writing, regarding any changes in operator, business name, or ownership of the land.	**45 Days Before Any Change**	**LEA, CoSWMC**
Notify any new owner or operator by letter, a copy of which shall be filed with the LEA, of the existence and terms of the Solid Waste Facility Permit.		**LEA and New Owner**

17. LEA Conditions:

A. Requirements:

1. This facility shall comply with all the State Minimum Standards for Solid Waste Handling and Disposal.

2. Information concerning the design and operation of this facility shall be furnished, in a timely manner, on request to the LEA.

3. The operator shall maintain a copy of this permit at the facility so as to be available at all times to facility personnel and to Enforcement Agencies' personnel.

4. Signs shall be provided to ensure orderly and safe operation of the facility. The operator shall install and maintain signs at the entrance indicating the type of materials that are accepted.

5. The operator shall comply with the established Litter Control Program and Alternative Odor Management Plan as outlined in the TPR. This program includes tarping requirements (ref. AOMP), containment of litter, site and facility clean-up and monitoring procedures. It is the responsibility of the operator to keep all surrounding streets, within a 500 foot radius used for ingress and egress, free of litter resulting from the facility operation.

6. The operator must provide additional dust control measures upon the request of the LEA if such measures, as provided in the TPR, prove to be inadequate.

7. The site must be supervised by trained individuals with relevant experience at all times during operating hours. Site managers and supervisors, on duty, must have the authority to commit company resources to resolve emergency and non-emergency health, safety and environmental issues, if such action is necessary to protect the health and safety of all individuals onsite and the nearby community.

8. The operator shall maintain a professional pest control service at all times with at least monthly servicing. The operator shall increase the frequency and/or additional rodent/vector control upon the request of the LEA if current vector control measures are inadequate.

B. Provisions:

1. This permit is subject to review by the LEA and may be suspended, revoked or modified at any time for sufficient cause.

2. The LEA reserves the right to suspend or modify this permit when deemed necessary due to an emergency, a potential health hazard, or the creation of a public nuisance.

3. The operator shall notify the LEA, in writing, of any proposed significant changes in the routine facility operation or changes in facility design during the planning stages. In no case shall the operator undertake any changes unless the operator first submits to the LEA a notice of said changes at least 180 days before said changes are undertaken, and those changes are approved by the LEA. Any significant change as determined by the LEA would require a revision of this permit.

4. A summary of all pilot projects must be submitted to the LEA in writing prior to the implementation of that pilot project. The LEA must approve all pilot projects before they can be implemented.

5. The operator must notify the LEA 45 days in advance of any proposed change in ownership or operator.

6. In the event that any landfill proposed for final disposal of this facility's waste closes, denies, or limits access, the facility operator/owner must immediately notify the LEA and submit a plan to address the issue of handling and disposing of the permitted waste tonnage limit. This plan must be reviewed by the LEA prior to implementation.

C. LEA Specifications:

1. Operational controls shall be established to preclude the receipt and disposal of hazardous waste and volatile organic chemicals or other types of prohibited wastes. The operator shall comply with the approved Hazardous Waste Load Checking Program as described in the TPR. Any changes in this program must be approved by the LEA prior to implementation. The following Solid Waste Facility Permit conditions supplement those conditions:

   (a) The minimum number of random waste vehicle loads to be inspected daily at this facility is five (5).

   (b) The number of random incoming vehicle loads to be inspected each day is determined by the LEA and shall be related to the permitted daily volume of refuse received by the facility. A random load check shall be performed at a rate of 1 truck per every 1,000 tons of waste received. The LEA reserves the right to increase the required number of incoming waste load inspections.

   (c) The personnel training and load check procedures necessary for the program must be submitted and approved by the LEA. Visual Inspections are to be performed by trained spotters and equipment operators. The LEA must review and approve this program and operation. Additional measures may be required upon the request of the LEA.

(d) In the event that hazardous or suspected hazardous wastes are brought into the facility, the operator is required to follow procedures for obtaining information, notification, handling and disposal as outlined in the TPR (Hazardous Waste Load Check Program).

(e) Suspected hazardous wastes must be stored in the hazardous waste containment area if they are stored overnight.

(f) It is the responsibility of the facility operator to legally dispose of any prohibited materials (hazardous or suspected hazardous materials, liquid, sludges, radioactive or medical wastes).

(g) Incidents of unlawful disposal of prohibited materials shall be reported to the LEA monthly as described in the monitoring section of this permit. In addition, the following agencies shall be notified immediately after each occurrence, if applicable, of any incidents of illegal hazardous materials disposal:

(1) Los Angeles County Fire Prevention Bureau, Hazardous Materials Division
(2) Environmental Crimes Division, L.A. County District Attorney
(3) California Highway Patrol

2. The operator shall maintain a daily log of special/unusual occurrences. If there are no special occurrences for a given day, that day's entry shall read "none". This log shall include, but is not necessarily limited to:

Any loads refused entry into the facility, potentially live ammunition, fires, explosions, earthquakes, discharge of hazardous liquids or gases to the ground or the atmosphere, or significant injuries, accidents, or property damage.

Each of these log entries shall be accompanied by a summary of any actions taken by the operator to mitigate the occurrence. The operator shall maintain this log at the facility so as to be available at all times to site personnel and to the Enforcement Agencies' personnel. Any of these specified entries made in this log must be promptly reported to the LEA. The facility operator shall notify the LEA by phone or email within 24 hours of the specified special occurrence. Only authorized personnel can make entries into this log. If a situation arises that cannot be handled by facility personnel then call 911 or another outside emergency agency appropriate for the situation as outlined in the TPR. The LEA shall be notified immediately by phone or e-mail after the appropriate outside emergency agency has been notified.

3. The operator shall maintain, at the facility, accurate daily records of the weight and/or volume of refuse received. These records shall be made available to the LEA and the CalRecycle for inspection and shall be maintained on site for a period of at least three years.

4. The permitted daily capacity of this facility has been determined to be 5,000 tons per day. On no day shall more than 5,000 tons of non-hazardous solid wastes, including recyclable materials, be received at this facility, unless permission is obtained from the LEA.

5. The operator shall provide daily sweeping of the entire transfer facility and all wastes shall be removed from the facility within 48 hours of acceptance. If water is used as the cleaning agent, runoff from such wash downs shall not leave the site.

6. The permitted facility operator is responsible to ensure that all subcontractors working onsite are in compliance with all permit conditions

7. The entire area within the permitted boundaries of the site must have adequate drainage control and be free of ponded water within 48 hours of rainfall.

8. All recyclables shall be stored within designated areas in a neat and orderly manner so as not to generate litter, harbor vectors or pose a nuisance.

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