

March 29, 2016

Eric Kiruja, CalRecycle
Permitting and LEA Support Division
Mail Stop 10A-25
Sacramento, CA 95812-4025

**RE: REQUEST TO WITHDRAW PROPOSED MODIFIED SOLID WASTE FACILITY
PERMIT FOR KIRBY CANYON RECYCLING AND DISPOSAL FACILITY;
SWIS #43-AN-0008**

Dear Mr. Kiruja,

The City of San Jose LEA submitted a proposed Modified Solid Waste Facility Permit for the Kirby Canyon Recycling and Disposal Facility submitted on February 17, 2016 to CalRecycle for review and concurrence.

It has become apparent that there are inconsistencies in the dates of the replacement JTD pages submitted. In addition, the package did not contain a complete Preliminary Closure and Post Closure Maintenance Plan or updated cost estimates reflecting current unit costs. This package will be resubmitted once these items are incorporated into a current and complete JTD for this site. Placing the amended pages in context would help clarify the intent of those changes.

Therefore, the LEA requests to withdraw the proposed modified Solid Waste Facility Permit and return it to the LEA, and thereby to waive the statutory time limit contained in Public Resources Code Section 44009.

Please call or e-mail if you have any questions.

Sincerely,



Bob Bates, MS, REHS
City of San Jose, LEA
Bob.Bates@sanjoseca.gov