

Permitting & Assistance Branch Staff Report
 New Minor Waste Tire Facility Permit for
 Century Nationwide Inc.
 TPID #1656423
 February 27, 2012

Background Information, Analysis, and Findings:

This report was developed in response to a Minor Waste Tire Facility Permit (WTFP) application received from the operator of Century Nationwide Inc., located at 1401 Melody Road in Olivehurst (Yuba County). A copy of the proposed permit is attached. This report contains the Permitting and Assistance Branch staff's analysis, findings, and recommendations.

Century Nationwide is an existing recycling center that is expanding its business to include the recycling of tires. The operator intends to receive, alter, and bale tires and place the bales into cargo containers. Storage of up to 4,999 waste tires will be indoors and in the cargo containers. The site is located in an "M-1" industrially zoned district.

An application for a Minor WTFP was received by Permitting and Assistance Branch staff on September 17, 2011, which was accepted as complete and correct on October 17, 2011. 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 and correct to either issue or deny the issuance of a Minor WTFP. CalRecycle is required to act by April 14, 2012.

Findings:

Staff recommends approval of the issuance of the proposed permit. All of the 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 below. The documents on which staff's findings are based have been provided to the Acting Branch Chief with this staff report and are permanently retained in the facility files 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)	The Yuba County Department, acting as lead agency, prepared a Mitigated Negative Declaration for the operation of this facility. See additional CEQA information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Compliance with Tire Storage Standards, 14 CCR, Section 17350-17356	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on November 2, 2011. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) – 14 CCR, Sections 18431(a) through (g)	All application forms were accepted by Permitting and Assistance Branch staff as complete on October 17, 2011.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14 CCR, Section 18431(h)	<i>Local Fire Authority:</i> On August 25, 2011, facility was found to be in compliance with all aspects of the California Fire Code by Mr. Wade Harrison, Fire	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

	Findings	
	<p>Chief, of the Olivehurst Fire Department. Chief Harrison completed the Local Fire Approval Form.</p> <p><i>Local Vector Authority:</i> In a letter dated September 26, 2011 from Mr. William Houser, Field Foreman for Sutter-Yuba Mosquito & Vector Control District, stated that there is no threat of mosquito production on their premises, due to tire storage being indoors.</p>	
<p>Reviewed by: CalRecycle Legal Office</p> <p>Waste Evaluation and Enforcement Branch</p>	<p>Approved on: February 8, 2012</p> <p>Approved on: February 8, 2012</p>	

Compliance History:

The facility was inspected by Waste Evaluation & Enforcement Branch staff and the tire enforcement agency on November 2, 2011, and found to be consistent with applicable waste tire storage standards and permit conditions. There was one area of concern for 14 CCR 18460.2 - Manifest System Requirements for Registered Waste Tire Haulers; one Comprehensive Trip Log was missing load type information.

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.

The Yuba County Planning Department, acting as Lead Agency, prepared an Initial Study/Mitigated Negative Declaration, State Clearinghouse No. 2011062044, for Century Nationwide. The document was circulated from June 20 to July 20, 2011. The Mitigated Negative Declaration was adopted by the Yuba County Planning Commission on August 17, 2011. The document addressed the issuance of Conditional Use Permit 2011-0001, which allowed for an expansion of an existing recycling facility to include tire and scrap metal recycling, including the storage of up to less than 5,000 tires.

Staff recommends that the Mitigated Negative Declaration is adequate for the Acting 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 Minor WTFP and all of its components and supporting documentation, this staff report, the Mitigated Negative Declaration 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.

Local Issues:

The project document availability, hearings, and associated meetings were consistent with the SWFP requirements. A review from the public process indicates that environmental justice issues were not identified by the surrounding community (Census Tract 2). The 2005-09 American Community Survey 5-Year Estimates indicates that the surrounding population is approximately 67.8 % white, 1.1% black or African American, American Indian and Alaska Native 4.6%, 4.5% Asian, 0.1 Native Hawaiian and Other Pacific Islander, 15.1% identified as some other race, and 6.8% identified being two or more races. Of the total population 24.0% described themselves as Hispanic or Latino and 21.8% of the families in the Census Tract were below the poverty level. Staff finds the project and permit process to be consistent with Government Code Section 65040.12, as there has been fair treatment of people of all races, cultures, and incomes with respect to the proposed action being recommended above.

Public Comments:

No oral or written public comments have been received by the Department.

Department Staff Actions:

Staff interacted with both CalRecycle and Yuba County tire enforcement staff and representatives of the operator throughout the permit process. Permitting and Assistance Branch staff also commented on the Mitigated Negative Declaration and attended the pre-permit inspection.