

Permitting and Assistance Branch Staff Report
 New Minor Waste Tire Facility Permit for TireCore International, LTD
 TPID No. 1855211
 June 23, 2016

Background Information and Analysis:

This report was developed in response to an application for a New Minor Waste Tire Facility Permit (WTFP) received from the operator of TireCore International, LTD, located at 11824 Hamden Place in the City of Santa Fe Springs (Los Angeles County). TireCore International, LTD will operate on 0.57 acres within an existing warehouse located within a Limited Manufacturing Administrative and Research Zone District (M-L) designation. Tires will be stored indoors only.

An application for a New Minor WTFP was initially received by Permitting and Assistance Branch staff on May 3, 2016, with amendments received on May 23, 2016 and May 27, 2016, and accepted as complete and correct on June 2, 2016. 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 and correct to either issue or deny the issuance of a Minor WTFP. CalRecycle is required to act by November 29, 2016.

Findings:

Staff recommends approval of the issuance of the proposed WTFP. All of the required submittals and findings required by 14 CCR Sections 18423(b) and 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	Tire Enforcement staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on June 8, 2016, and no violations were cited. See Compliance History below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-503) - 14 CCR Sections 18431(a) through (d)	All application forms were accepted by Permitting and Assistance Branch (PAB) staff as complete and correct on June 2, 2016.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14 CCR Section 18431(h)	<i>Local Vector Control:</i> Mr. Mark Daniel of the Greater Los Angeles County Vector Control District inspected the proposed facility and provided a letter to the operator on April 29, 2016 noting that no mosquitoes were found and that future operations are indoors and not subject to the collection of rainwater. If outdoor storage is proposed, consultation with the District would be required.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

	<i>Local Fire Authority:</i> Mr. Brian Reparuk of the City of Santa Fe Springs Department of Fire-Rescue, Fire Prevention Bureau approved the fire prevention measures and tire storage plan for indoor tire storage on April 26, 2016, subject to field inspection.	
California Environmental Quality Act (CEQA)	PAB staff determined that the issuance of the Minor WTFP is statutorily exempt from the requirements of CEQA. See Environmental Analysis below for details.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	June 23, 2016	
Waste Evaluation and Enforcement Branch	June 16, 2016	

Compliance History:

An inspection was conducted by CalRecycle WEEB staff on June 8, 2016. Staff found the plot map, submitted with the New Minor WTFP application on May 3, 2016, to be an accurate depiction of the facility. A tire count was conducted, and 424 truck tire casings were found on site. No violations were cited.

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. In this case, CalRecycle is the Lead Agency under CEQA and must make a determination as to whether this proposed WTFP is categorically or statutorily exempt or additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

The proposed project is for the storage of up to 4,999 waste tires/passenger tire equivalents within an existing warehouse. This proposal is considered to be a project under CEQA [CEQA Guidelines 15378(a)(3)], and the facility is required to obtain a WTFP pursuant to 14 CCR Section 18420.

The facility is consistent with the City of Santa Fe Springs Limited Manufacturing Administrative and Research Zone District (M-L) designation, which includes warehouses as a principal permitted use [City of Santa Fe Springs Code of Ordinances, Section 155.181(u)], and General Plan Land Use Map, for which the site's existing land use designation of Business Park was analyzed in the Environmental Impact Report (EIR) for the City of Santa Fe Springs General Plan Update (September 7, 1994) (State Clearinghouse (SCH) #93061018.). Mr. Paul Garcia of the City of Santa Fe Springs Planning and Development Department confirmed on May 26, 2016 that the existing zoning and land use designations of M-L and Business Park, respectively, have not changed since the land use was analyzed in the 1994 EIR. Therefore, it is determined that the project is statutorily exempt pursuant to Public Resources Code (PRC) Section 21083.3(b) – General Plan Consistency.

Public Resources Code Section 21083.3(b) states that,

“If a development project is consistent with the general plan of a local agency and an environmental impact report was certified with respect to that general plan, the application of this division to the approval of that development project shall be limited to effects on the environment which are peculiar to the parcel or to the project and which were not addressed as significant effects in the prior environmental impact report, or which substantial new information shows will be more significant than described in the prior environmental impact report.”

CalRecycle staff finds the proposed project is consistent with the EIR for the City of Santa Fe Springs General Plan Update. CalRecycle staff made the finding/determination that a Statutory Exemption, pursuant to PRC Section 21083.3(b) - General Plan Consistency, is appropriate for CalRecycle's issuance of this proposed Minor WTFP.

Staff recommends that CalRecycle, acting as the Lead Agency under CEQA, prepare a Notice of Exemption (NOE) based on this Statutory Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the Minor WTFP, in that the proposed project is consistent with the City of Santa Fe Springs General Plan Update EIR and the activity is not subject to further CEQA review.

Staff further recommends the Statutory 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 Minor WTFP and all of its components and supporting documentation, this staff report and other documents and material utilized by CalRecycle in reaching its decision on issuing this WTFP. The custodian of CalRecycle's administrative record is Ryan Egli, 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 CalRecycle's Monthly Public Meeting on June 21, 2016. No public comments have been received by CalRecycle staff.

Attachment: Minor WTFP