

**Permitting and Assistance Branch Staff Report**  
 New Major Waste Tire Facility Permit for  
 Lakin Tire West, Inc., Building No. 2  
 TPID No. 1464957  
 February 20, 2013

**Background Information, Analysis, and Findings:**

This report was developed in response to a New Major Waste Tire Facility Permit (WTFP) application received from the operator of Lakin Tire West, Inc., Building No. 2, located at 15055 Spring Avenue, in Santa Fe Springs (County of Los Angeles), within a Heavy Manufacturing zone.

WTFPs expire every five years after the date of issuance unless the WTFP is renewed prior to the expiration date. A Major WTFP for Lakin Tire West, Inc., Building No. 2 was issued on November 13, 2007 with an expiration date of November 13, 2012. The 2007 Major WTFP allowed for a maximum capacity of 25,000 whole waste tires and/or waste tire equivalents on-site. Since the 2007 WTFP was not renewed by November 13, 2012, the WTFP expired. As a result, the maximum capacity allowed was reduced to 499 whole waste tires and/or waste tire equivalents on-site.

An application for a New Major WTFP was received by Permitting and Assistance Branch staff on December 28, 2012, which was accepted as complete on January 22, 2013. The operator proposes no changes to the site design or operation (from what was previously authorized by the 2007 Major WTFP), only to be permitted again with a maximum capacity of 25,000 whole waste tires and/or waste tire equivalents on-site. 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 to either issue or deny the issuance of a Major WTFP. CalRecycle is required to act by July 21, 2013.

**Findings:**

Staff recommends approval of the issuance of the proposed Major WTFP. All of the required 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 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	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on February 7, 2013, and no violations were cited. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) through (h)	All application forms were accepted by Permitting and Assistance Branch staff as complete on January 22, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

Closure Costs & Financial Liability - 14 CCR, Section 18631(a)	Permitting and Assistance Branch staff in the Financial Assurances Unit found the Trust Fund in support of closure costs and the Certificate of Liability Insurance meets state requirements as described in their memorandum dated January 9, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14 CCR, Section 18431(h)	<i>Local Vector Control:</i> The site stores waste tires indoors; therefore, the applicant is not required to obtain local vector control approval for outdoor storage.  <i>Local Fire Authority:</i> Deputy Fire Marshal Brian Reparuk, of the City of Santa Fe Springs Fire Department, approved of the storage practices in a letter dated January 3, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
California Environmental Quality Act (CEQA)	Staff of the Permitting and Assistance Branch found that the issuance of the Major Waste Tire Facility Permit is categorically exempt from the requirements of CEQA. See additional CEQA information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	March 1, 2013	
Waste Evaluation and Enforcement Branch	February 20, 2013	

**Compliance History:**

Staff of the WEEB and the Permitting and Assistance Branch conducted a pre-permit inspection on February 7, 2013, and found the facility to be in compliance with applicable state minimum standards and to have less than 499 waste tires on-site.

**Environmental Analysis:**

Under the California Environmental Quality Act (CEQA), CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed New Major 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.

Lakin Tire West, Inc., Building No. 2, has operated as a permitted Major WTFP since 2007 (until November 13, 2012 when the permit expired), within a Heavy Manufacturing zone. The building is located adjacent to the main facility (i.e., Lakin Tire West, Inc., TPID No. 1000659), and was permitted to store up to 25,000 waste tires under the previously issued Major WTFP. The applicant is seeking to renew the approval to store up to 25,000 waste tires as was previously allowed by the now expired Major WTFP. No operational or design changes are being proposed from that of the previously issued Major WTFP.

Prior to issuance of the 2007 Major WTFP, a Negative Declaration, SCH No. 2007082163, was circulated for a 30 day comment period from August 31, 2007 to October 1, 2007. The Negative Declaration indicated that the project would not have a significant impact on the environment. Acting as the Lead Agency, CalRecycle approved and adopted the Negative Declaration on November 13, 2007. CalRecycle prepared a Notice of Determination on November 15, 2007.

The County of Los Angeles re-issued a Business License on June 30, 2012.

Staff prepared a Preliminary Review to determine whether a categorical exemption is adequate for CalRecycle's approval of this New Major WTFP. The Preliminary Review indicates that the proposed project:

- Involves the continued operation of an existing facility within the permitted land use;
- Involves no expansion of use beyond that existing at the time of permit issuance;
- Does not allow relaxation of standards leading to environmental degradation;
- Would have no significant environmental impacts; and
- There are no additional cumulative environmental impacts.

CalRecycle staff made the finding/determination that the Categorical Exemption, 14 CCR Section 15301 – Existing Facilities, is appropriate for CalRecycle's issuance of this proposed New Major WTFP in that it involves negligible or no expansion of use beyond that existing. Staff recommends that CalRecycle, acting as the lead agency under CEQA, prepare a Notice of Exemption, based on the Categorical Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the New Major WTFP. Further, there are no grounds under CEQA for CalRecycle to prepare any additional environmental documents.

Staff further recommends the Categorical 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 New Major WTFP and all of its components and supporting documentation, this staff report, the Notice of Exemption and other documents and material utilized by CalRecycle in reaching its decision on issuing this WTFP. 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.

### **Public Comment**

Department staff provided an opportunity for public comment during the CalRecycle Monthly Public Meeting on February 19, 2013. No public comments have been received by CalRecycle staff.

Attachment: Major WTFP