

REQUEST FOR APPROVAL

To: Mark de Bie
Deputy Director
Waste Permitting, Compliance and Mitigation Division

From: Steve Santa Croce
Senior Waste Management Engineer
Solid Waste and Waste Tire Cleanup Programs Unit
Engineering Support Branch

Reviewed By: Heather Hunt and Steve Levine, Legal Office

Request Date: October 2, 2015

Decision Subject: **Approval of the Del Norte Coast Redwoods State Park Waste Tire Site Cleanup, Waste Tire Stabilization and Abatement Program (Tire Recycling Management Fund)**

Action By: October 7, 2015

Summary of Request:

Department of Resources Recycling and Recovery (CalRecycle) staff have completed an evaluation and recommend approval of the CalRecycle-managed cleanup of the Del Norte Coast Redwoods State Park Waste Tire Site (site) pursuant to the requirements of the Waste Tire Stabilization and Abatement Program (Program). The estimated cost is \$25,000, which includes a 20 percent contingency.

Recommendation:

Staff recommend the approval of the CalRecycle-managed remediation of the site.

Deputy Director Action:

On the basis of the information and analysis in this Request for Approval, I hereby approve this project under the Waste Tire Stabilization and Abatement Program.



Mark de Bie
Deputy Director
Waste Permitting, Compliance and Mitigation Division

Dated: 10/2/15

Background Information, Analysis, and Findings:

Program Eligibility: Public Resources Code Section 42846 allows CalRecycle to perform any cleanup, abatement, or remedial work required to prevent substantial pollution, nuisance, or injury to the public's health and safety at waste tire sites where the responsible parties have failed to take appropriate action. These efforts may include stabilizing waste tire piles until removal, removing all waste tires, and/or remediating the site after the waste tires have been removed. CalRecycle implements short-term remediations of illegal waste tire sites with CalRecycle-managed contracts. This project would fall under the category of a short-term remediation project as identified and funded for in CalRecycle's Five-Year Plan for the Waste Tire Recycling Management Program.

Project Scope:

Site Location/Description: The Del Norte Coast Redwoods State Park is managed cooperatively by the National Park Service and the California Department of Parks and Recreation (CDPR). In March 2015, the CDPR reported illegally disposed material off of Highway 101 south of Crescent City down a steep embankment on Del Norte Coast Redwoods State Park property. The refuse included an estimated 500 waste tires, mattresses, and general household goods that are spread over an area beginning 500 feet below the highway and above the ocean shoreline.

Proposed Remediation Project: The CDPR Section Manager contacted CalRecycle staff and requested assistance through the Program. The CDPR has limited resources to recover and dispose of the illegally disposed material; however, CDPR staff have secured cleanup assistance from the North Bay Conservation Corps, the Del Norte County Search and Rescue Unit and the California Department of Transportation (CalTrans). The North Bay Conservation Corps is providing four corpsmen to cleanup and abate the waste tire site under a CalRecycle grant. The CDPR committed to providing accommodations for the corpsmen for the duration of the project. The Del Norte County Search and Rescue Unit is providing training and supervision to assist the corpsmen with rappelling down the steep embankment to retrieve the waste tires and other waste. CalTrans has agreed to pull the debris to the top of the embankment with the use of a wrecker and install physical barriers to prevent further illegal dumping. The Program's contractor will transport and properly dispose of the aforementioned debris at the nearest facility and provide rappelling equipment for the corpsmen.

Site Prioritization: The site is rated as an environment priority of A2. Priority A2 is a known condition of pollution or nuisance from solid waste based on comparison with state minimum standards with significant residential, industrial, park, recreation, or environmentally sensitive areas within one mile of the site.

California Environmental Quality Act (CEQA) Compliance:

Program staff has reviewed the proposed project and determined that it is categorically exempt per the Class 8 exemption (Title 14, California Code of Regulations, Section 15308: Actions by

Regulatory Agencies for Protection of the Environment). Compliance with CEQA requirements will be made with a Notice of Exemption filed by Program staff.

Fiscal Impacts:

Cost Estimate: The CalRecycle-managed project will be performed on a time-and-materials basis utilizing the Program's Northern California remediation contract number DRR12034. The contractor has conducted a site visit with Program staff and developed a work plan with a preliminary cost estimate of \$25,000, which includes a 20 percent contingency.

Funding: Funding for the project will be derived from previously encumbered funds from the Tire Recycling Management Fund in the Program's Northern California remediation contract number DRR12034. The contract currently has approximately \$93,000 in available funds and is adequately funded to complete this project.

Cost Recovery: CalRecycle seeks reimbursement for monies expended under the Program to the extent feasible. The property owner, the CDPR, is a public agency in California that owns and manages the Del Norte Coast Redwoods State Park for the enjoyment of the public. CalRecycle may take into consideration factors present here, such as publicly owned sites maintained in public benefit and use, where the owner did not cause the disposal of waste and will not gain a benefit due to the condition of the property. As the CDPR owns and maintains the property as open space land for recreational purposes for the public benefit, and did not cause the disposal of the waste, cost recovery need not be pursued against the CDPR. For these reasons, CalRecycle will not seek cost recovery from the CDPR; however, the CDPR will provide "in-kind" operational, biological, and archeological monitoring support as needed during the remediation.

Support:

Staff has not received any written support at the time this document was submitted for approval.

Opposition:

Staff has not received any written opposition at the time this document was submitted for approval.

