SOLID WASTE FACILITY PERMIT

1. Facility Number:

39-AA-0026

2. Name and Street Address of Facility:

Scotts San Joaquin County
Regional Composting Facility
23390 Flood Road
Linden, CA 95236

3. Name and Mailing Address of Operator:

O.M. Scotts & Sons Company
23390 Flood Road
Linden, CA 95236

4. Name and Mailing Address of Owner:

O.M. Scotts & Sons Company
23390 Flood Road
Linden, CA 95236

5. Specifications:

a. Permitted Operations:

[ ] Solid Waste Disposal Site
[ ] Transfer Station
[ ] Material Recovery Facility
[ ] Other:
[x] Composting Facility (Green Material)

b. Permitted Hours of Operation: (Receipt of Refuse/Waste) Monday-Saturday, 6:00 a.m. to 6:00 p.m.

(Ancillary Operations/Facility Operating Hours) Monday-Saturday, 6:00 a.m. to 6:00 p.m.

c. Permitted Maximum Tonnage: 500 Tons per Day

d. Permitted Traffic Volume: 30 Vehicles per Day

e. Key Design Parameters (Detailed parameters are shown on site plans bearing LEA and CIWMB validations):

	Total	Disposal	Transfer	MRF	Composting	Transformation
Permitted Area (in acres)	22	N/A	N/A	N/A	22	N/A
Design Capacity (tpd)	1120	N/A	N/A	N/A	1120	N/A
Max Elevation (ft. MSL)						
Max. Depth (ft. BGS)						
Estimated Closure Date						

Upon a significant change in design or operation from that described herein, this permit is subject to revocation or suspension. The attached permit findings and conditions are integral parts of this permit and supersede the conditions of any previously issued Solid Waste Facility Permit.

6. Approval:

Donna Heran, R.E.H.S., Director
San Joaquin County Environmental Health Department

7. Enforcement Agency Name and Address:

San Joaquin County
Environmental Health Department
600 E. Main Street
Stockton, CA 95202

8. Date Received by CIWMB: JUN 28 2007

9. CIWMB Concurrence Date:

10. Permit Issued Date:

11A. Next Permit Review Due Date:

11B. Permit Transfer Date:

11C. Permit Review Date:

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12. Legal Description of Facility:

The legal description of this facility is contained in appendix 7 of the Report of Composting Site Information, dated 2/1994.

13. Findings:

a. This permit is consistent with the San Joaquin County Integrated Waste Management Plan, which was approved by the California Integrated Waste Management Board (CIWMB) on February 18, 1992. The location of the facility is identified in the Nondisposal Facility Element, pursuant to Public Resources Code (PRC) §50001(a).

b. This permit is consistent with the standards adopted by the CIWMB, pursuant to PRC §44010.

c. The design and operation of the facility is consistent with the State Minimum Standards for Solid Waste Handling and Disposal as determined by the enforcement agency, pursuant to PRC §44009.

d. The Linden-Peters Fire Department has determined that the facility is in conformance with applicable fire standards as required in PRC §44151.

e. A Notice of Determination was filed with the State Clearinghouse (SCH #93102034) and certified by the San Joaquin County Community Development Department on December 1, 1993. The Notice of Determination describes and supports the design and operation which will be authorized by the issuance of this permit. A Notice of Determination was filed with the State Clearinghouse on December 20, 1993.

f. The following authorized agent has made a determination that the facility is consistent with, and designated in, the applicable general plan: San Joaquin County Community Development Department, Planning Division. PRC §50000.5(a).

g. On December 19, 1993, the San Joaquin County Community Development Department, Planning Division made a written finding that surrounding land use is compatible with the facility operation, as required in PRC §50000.5(a).

h. On December 19, 2001, the San Joaquin County Community Development Department, Planning Division reviewed SA-93-41 and made a written finding that the proposed changes are consistent with the existing site approval.

14. Prohibitions:

The permittee is prohibited from accepting the following wastes:

Hazardous, radioactive, medical (as defined in Chapter 6.1, Division 20 of the Health and Safety Code), liquid, designated, or other wastes requiring special treatment or handling, except as identified in the Report of Composting Site Information and approved amendments thereto and as approved by the enforcement agency and other federal, state and local agencies. The permittee is additionally prohibited from the following items: Liquid wastes or slurries, Medical wastes, Dead animals, Hazardous wastes and designated wastes, Ash, Sludges, Food wastes, Cannery wastes, and Contaminated soil.

15. The following documents describe and/or restrict the operation of this facility:

	Date		Date
Report of Composting Site Information (RCSI) RCSI amendments	2/1994 11/29/2001& 2/15/2007	Land Use Site Approval: SA-93-41	12/21/1993
Negative Declaration (SCH# 93102034)	12/20/2003	San Joaquin Valley Air Pollution District letter	11/9/1993

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16. Self Monitoring:

The owner/operator shall submit the results of all self monitoring programs to the Enforcement Agency within 30 days of the end of the operating period *(for example, 1st quarter = January – March, the report is due by April 30, etc. Information required on an annual basis shall be submitted with the 4th quarter monitoring report, unless otherwise stated.).*

Program	Reporting Frequency
1. A record of weather conditions shall be maintained. The record shall include: rainfall, wind conditions, and unusual meteorological occurrences.	Keep onsite and available as requested by the LEA
2. A report of quantities of yard waste received at the facility, finished product removed from the facility, and waste removed from the site, shall be provided to the LEA on a quarterly basis showing monthly breakdowns. The records shall indicate the quantities in tons and include weight and record data. The records shall be submitted to the LEA by the 15th day of the subsequent month.	Quarterly to the LEA
3. Temperature of the active compost shall be monitored and recorded as specified in Title 14 California Code of Regulations (T14 CCR) §17868.3. The following records shall be kept for the windrows: number, size, and age of the windrows, daily temperature and frequency of aeration.	Keep onsite and available as requested by the LEA
4. A special occurrence log must be kept onsite (i.e. fires, explosions, accidents, and inadvertent acceptance of hazardous waste).	Keep onsite and available as requested by the LEA
5. In addition to storm water monitoring records, a log shall be kept for leachate monitoring. One sample of leachate shall be taken from each of the first five composting batches of feedstock generating leachate and analyzed for organophosphates, using EPA method 8140, plus nitrate testing (T14 CCR §17876(A)1).	Quarterly to the LEA and the RWQCB
6. One sample per 5,000 cubic yard of finished compost must be taken and analyzed at a Department of Health Services laboratory. Samples shall be analyzed for constituents required pursuant to T14 CCR §17868.1.	Monthly to the LEA
7. Finished compost will be analyzed for metals as specified in T14 CCR §17868.1.	Monthly to the LEA
8. Submit an annual report to EHD by January 31 of each calendar year summarizing all reporting requirements (i.e. material quantities and test results).	Annually to the LEA

17. LEA Conditions:

1. The design and operation of this facility must comply with all applicable federal, state, and local requirements and enactments, including all mitigation measures given in any certified environmental document filed pursuant to PRC §21081.6.
2. The design and operation of this facility must comply with all applicable state minimum standards for solid waste handling and disposal.
3. Additional information concerning the design and operation of this facility must be furnished upon the request of the LEA.
4. A change in operator for this site will require a new solid waste facility permit. The LEA shall be notified in writing of any change in ownership or operator of the facility.
5. The facility shall meet the design and operational standards of the T14 CCR §17850.
6. The facility shall meet the requirements of the Central Valley Regional Water Quality Control Board (CVRWQCB).
7. Waste water shall not be allowed to discharge off the property or into any waterway.
8. All incoming green waste shall be inspected for hazardous waste. In the event hazardous waste is inadvertently received it shall be managed, stored and disposed of in an appropriate manner.
9. This permit is subject to review by the LEA and may be modified, suspended, or revoked for sufficient cause following a hearing.
10. All end products that contain chemicals exceeding the Soluble Threshold Limit Concentration (STLC) or Total Threshold Limit Concentration (TTLC) limits shall be managed as hazardous waste.
11. Yard trimmings must be processed at the facility within 7 days of arrival at the site.
12. Specific operational standards which the San Joaquin County Regional Composting Facility must meet are as follows:
    a. Amounts of incoming wastes to be processed must not exceed 75,000 tons per year or 500 tons per day.
    b. **Litter**: Yard waste will be source separated from any unacceptable material before it reaches the site.
    c. **Noise**: Noise produced at the facility will comply with the provisions of the San Joaquin County Development Code, Title 9, §9-1025.9.
    d. **Odors**: The windrows will be turned as frequently as necessary and the aerated static piles maintained to prevent anaerobic degradation and migration of attendant unpleasant odors off-site.
    e. **Dust**: Dust control shall be maintained to prevent limiting the visibility of personnel on-site and from creating a nuisance off-site.
    f. **Vectors**: Windrows and static piles shall be maintained to prevent the attraction or establishment of flies, rats, or other vectors in the compost.
    g. **Fire**: Windrows will be monitored for internal temperature and spaced and turned appropriately to prevent fires. In the case of fire, water available on-site will be used for suppression and the emergency number 911 shall be used to summon the California Department of Forestry, Fire Protection and other responders.
    h. Finished compost shall not be stored outside the 22 acre permitted composting area. Storage piles shall be spaced appropriately and not exceed 15 feet in height.
    i. The operator shall maintain a copy of this permit at the facility, available at all times for the operators of the facility.