

1 You are currently in violation of California Waste Tire Laws as prescribed by PRC
2 section 42800 et seq.;

3 CalRecycle inspected this site on October 25, 2011 and determined that 3,479 waste
4 tires were being stored on site; and

5 CalRecycle issued a Notice of Violation to you as the Property Owner/Operator on
6 October 25, 2011, as documented in Inspection Report IW-1000871, which is attached hereto
7 and incorporated herein by reference as Appendix A-2, requiring the tires to be removed by
8 November 29, 2011;

9 CalRecycle inspected this site on November 29, 2011 as documented in Inspection
10 Report I1-1175746, which is attached hereto and incorporated by reference as Appendix A-2
11 and determined that 5,849 waste tires were being stored on site;

12 To date, you have not acquired a WTF permit for this site;

13 You are in violation of PRC section 42824 for accepting and storing 5,000 or more
14 waste tires on this site without obtaining a "Major Waste Tire Facility Permit";

15 You are in violation of Title 14 of the California Code of Regulations (CCR), section
16 18420(a), which requires every Operator of a major or minor WTF that stores, stockpiles,
17 accumulates or discards waste tires to acquire a Permit;

18 Since this site meets the definition of a "Waste Tire Facility" as set out in PRC section
19 42808, this site is also subject to the same safety and security measures to which a legally
20 permitted facility is subject. These requirements are set forth in Title 14 of the CCR, Division
21 7, Chapter 3, Article 5.5, attached hereto and incorporated herein by reference as "Appendix
22 B";

23 CalRecycle has the authority to order WTF Operators and Property Owners who are in
24 violation of the aforementioned law to clean up waste tire piles, abate the effects thereof, or
25 otherwise remedy a case of threatened pollution or nuisance, pursuant to PRC section
26 42845(a);

27 CalRecycle has the authority to seek administrative penalties of not less than five
28 hundred dollars (\$500) and up to ten thousand dollars (\$10,000) for each violation of a

California Department of Resources Recycling and Recovery v. Global Waste Management, Inc.

CLEANUP AND ABATEMENT ORDER

1 separate provision or, for continuing violations, for each day that the violation continues,
2 against any person who violates any provision of this Chapter, or any permit, rule, regulation,
3 standard or requirement issued or adopted pursuant to this Chapter as provided in PRC
4 sections 42850 and 42850.1.

5 **THEREFORE, PURSUANT TO PRC SECTION 42845, YOU ARE ORDERED TO:**

- 6 1. Cease violation of waste tire storage laws, including the creation of illegal waste
7 tire facilities, pursuant to PRC section 42808.
8 2. Remove all waste tires from the premises within 30 days from the date of service
9 of this Cleanup and Abatement Order (CAO), in accordance with the following
10 waste tire removal schedule:

11 a. Waste Tire Removal Schedule

- 12 i. Waste tires shall be removed from the premises. CalRecycle must
13 approve the destinations of the tires to ensure that a registered waste
14 tire hauler legally transports them to an approved facility.
15 ii. All waste tires (whole and/or passenger tire equivalents, pursuant to
16 Title 14 of the CCR, section 17225.770) shall be removed by a
17 registered waste tire hauler, as prescribed by PRC section 42950 et
18 seq., within 30 days from the date of service of this CAO. A completed
19 Comprehensive Trip Log (CTL), CalRecycle 203, manifest form must
20 accompany each load and a copy of each completed CTL form must
21 be submitted to CalRecycle within 45 days from the date of service of
22 this CAO. Failure to comply with this provision may result in penalties,
23 pursuant to PRC sections 42961.5 and 42962.

24 **PLEASE TAKE FURTHER NOTICE THAT PURSUANT TO PRC SECTIONS 42845,**
25 **42850 and 42850.1:**

26 If you do not complete or comply with the above actions by the specified dates,
27 CalRecycle may petition the superior court for injunctive relief to enforce this CAO and for civil
28 penalties in the amount of not less than \$500 and up to \$10,000 for each violation of a
California Department of Resources Recycling and Recovery v. Global Waste Management, Inc.

CLEANUP AND ABATEMENT ORDER

1 separate provision or, for continuing violations, for each day the violation continues, pursuant
2 to PRC sections 42845, 42850 and 42850.1. Civil penalties may be imposed in a civil action or
3 may be imposed administratively, pursuant to PRC section 42850 et seq.;

4 If a decision is made in favor of CalRecycle in an administrative or civil hearing in
5 accordance with PRC section 42850 et seq., CalRecycle or its contractors may subsequently
6 enter your property for the purposes of abatement or remediation without your consent,
7 pursuant to PRC section 42846.5;

8 You have ten (10) days from the date of service of this order to file a petition with
9 CalRecycle raising any substantial issues that are appropriate for review. CalRecycle will
10 review the petition and respond within thirty (30) days from the date of receipt by CalRecycle.
11 Regardless of whether you file a petition, you must complete the above actions ordered
12 pursuant to PRC section 42845;

13 If you fail to remove all of the waste tires by the required date, CalRecycle is authorized
14 to expend available funds to perform any necessary cleanup, abatement or remedial work, as
15 set forth in PRC section 42845 et seq.;

16 If CalRecycle expends funds to perform any cleanup, abatement or remedial work,
17 CalRecycle may seek cost reimbursement from you and any other responsible party acting as
18 the Operator or Property Owner, pursuant to PRC section 42847;

19 Moreover, funds so expended by CalRecycle constitute a lien upon the real property
20 owned by any responsible party that is subject to the remedial action, pursuant to PRC section
21 42847.5.

22 Nothing in this CAO shall constitute or be construed as a satisfaction or release from
23 liability for any conditions or claims arising as a result of yours or any other responsible party's
24 past, current or future operations acting as the Operator or Property Owner. Notwithstanding
25 compliance with the terms of this CAO, you may be required to take further actions as are
26 necessary to protect public health or welfare or the environment.

27 CalRecycle shall not be liable for injuries or damages to persons or property resulting
28 from acts or omissions by you or any other responsible party acting as the Operator or

California Department of Resources Recycling and Recovery v. Global Waste Management, Inc.

CLEANUP AND ABATEMENT ORDER

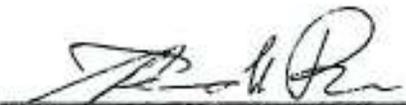
1 Property Owner, or related parties in carrying out activities pursuant to this CAO; nor shall
2 CalRecycle be held as a party to any contract entered into by you or any other responsible
3 party acting as Operator or Property Owner or their agent(s) in carrying out activities pursuant
4 to this CAO.

5 This CAO does not relieve you or any other responsible party acting as the Operator or
6 Property Owner from complying with all other local, state and federal requirements.

7 This CAO may only be amended in writing by an authorized CalRecycle representative.

8 If you have any questions about this CAO, you may contact Cathy Blair of my staff at
9 916-341-6803.

10
11 Dated this 10 day of January 2012.

12
13 
14 _____
15 Mark de Bie,
16 Deputy Director
17 Waste Permitting, Compliance and
18 Mitigation Division
19 Department of Resources
20 Recycling and Recovery

APPENDIX A-1
PROPERTY PROFILE

**Business Report | SHAW BUSINESS CENTER | 12/23/11 11:14 AM |
Reference: N/A**

Report Section Summary

User-Supplied Information (1)
Possible Fictitious Business Names (DBA) (1)
Possible Business Web Analytics (40)

User-Supplied information

Business: SHAW BUSINESS CENTER
Address: 200-218 SHAW RD
SOUTH SAN FRANCISCO, CA 94080

Possible Fictitious Business Names (DBA)

Source: Fictitious Business Name Detail

Filing Info:

Filing Number: M-233805
Filing Date: 06/23/2009
Filing State: CA
Business Type: LIMITED LIABILITY COMPANY

Corporation Address/Phone
200-218 SHAW RD
SOUTH SAN FRANCISCO, CA 94080

County: SAN MATEO

Contact Info:

Name: 825 POST STREET ASSOCIATES L.P.

Address/Phone
218 SHAW RD SUITE A SOUTH SAN FRANCISCO CA 94080

APPENDIX A-2

INSPECTION REPORT AND PHOTOS



Survey & Inspection Report - Survey Form (Page 1)

Global Waste Management, Inc. (TPID: 1613306)

State of California CalRecycle 151

Part A - Survey

Inspection Form Number: IW-1000871

Inspected On: 10/25/2011 10:30AM - 12:30PM

TPID - Site Suffix: 1613306-01

Facility Address

Global Waste Management, Inc.

214 Shaw Road Unit 9

South San Francisco, CA 94080

Local Identifier: San Mateo County

Business Rep: Daniel Akhromtsev

Title: Owner

Tire Count: 3479

Latitude:

Longitude:

Inspection Type: Routine

Referral Type:

Inspected By: 00-100 CalRecycle

Inspector: Catherine Blair

Operational Status: Active

Tire Type: Passenger, Truck, OTR

Business Role: Generator, Hauler

Storage Type: Indoor

Business Type: Used Tire Dealer, Hauler, Other

Business Type Other: Exporter

Part B - Inspection of Waste Tire Dealer, Generator, and End-Use Facility

V PRC 42834 & 14 CCR 18420 (a)

Enforcement Status: Notice of Violation

Compliance Deadline: 11/29/2011

Comments:

Cathy Blair, along with CalRecycle staff, Michael Payan and Nancy Fallan, accompanied by Marjorie Terrell, Tire Grantee County of San Mateo, inspected this facility.

Global Waste Management, Inc. and Bay Tire occupy the same warehouse located at 214 Shaw Road, Unit 9, South San Francisco. Each company is separately owned by two different individuals (Global Waste Management, Inc. Owner/Operator Daniel Akhromistsev, and Bay Tire Owner/Operator Vitali Barkouski). This facility located at 214 Shaw Road, Unit 9, South San Francisco has a TPID number (1613306-01) under the name of Global Waste Management, Inc. CalRecycle staff has determined that since the purpose of the TPID number is to track the movement of used and waste tires at a specific location that a new TPID number for Bay Tire is not necessary. However, any pickups or deliveries of 10 or more used or waste tires at the 214 Shaw Road, Unit 9 facility (TPID 1613306-01) will need to be manifested regardless if the tires are for Global Waste Management, Inc. or Bay Tire. In addition, if nine or less used or waste tires are delivered or picked up by a waste tire hauler registered vehicle those tires will also have to be manifested according to regulations (14 CCR § 18460.2(b)).

Global Waste Management, Inc. will be responsible for all waste tires on the premises at 214 Shaw Road, Unit 9 facility (TPID 1613306-01) regardless if the waste tires belong to Bay Tire. Please note that any used tires that are not correctly racked and stacked in accordance with regulations (PRC § 42806.5(c)) shall count as waste tires. Since neither Global Waste Management, Inc. nor Bay Tire has a sellers permit to sell used tires, the 1,500 waste tire exclusion does not apply to this facility (14 CCR § 17225.820). In addition, since neither has obtained a Minor Waste Tire Facility Permit, the maximum number of waste tires that can be stored at this facility is 499 (14 CCR § 18420).

The maximum waste tires (499) will not only include the waste tires that are counted on the facility grounds, but also any waste tires that are stored in tractor trailer or shipping containers waiting to be transported. According to the Waste Tire Special Bulletin released by CalRecycle and dated September 30, 2011, it has been determined that baling facilities do not qualify for the "collection site" exemption (14 CCR § 17225.717). Although, Global Waste Management, Inc. had been instructed in the past by both CalRecycle staff and county fire grantees that tires in the trailer do not count as part of their waste tire accumulation, this no longer applies. Therefore, any waste tires in trailers at the facility will be counted as waste tires.

During our inspection of Global Waste Management, Inc., Cathy Blair and Michael Payan conducted a waste tire count. 419 waste tires were estimated to be onsite. This did not include the fully loaded shipping container and one-half full container. When we add 419 + one full shipping container at approximately 2,040 + one half full shipping container at approximately 1,020, we came up with a grand total of 3,479 waste tires on site, which is a violation of the maximum waste tires allowable at this facility (14 CCR § 18420(a)). *CB*



State of California CalRecycle 182

Part C - Facility Information

SWIS Number:

Inspection Number: IW-1000871

Photos Taken: Yes

Name: Jim Forbes

Phone Number: 6508778300

Mailing Address: 218 Shaw Road Ste. A
SouthSanFrancisco, CA 94080

Facility Type: Minor WTF (500 - 4,999 Tires)

Permitted Status: Unpermitted

Exempt/Excluded Business Type

Part D - Inspection of Waste Tire Facility

A PRC § 17351 Fire Prevention Measures

A PRC § 17356 Indoor Storage

V 14 CCR § 18420 (a) Applicable for Permit

V PRC § 42834 Minor Waste Tire Facility Permit

Comments:

Global Waste Management, Inc. is over their maximum allowable waste tire count, and are in violation of PRC § 42834 for directing, transporting or accepting waste tires at an unpermitted minor waste tire facility, and 14 CCR § 18420(a) failure to obtain a permit. Since Global Waste Management, Inc. is conducting their operation as a minor waste tire facility the following are being noted as areas of concern: 14 CCR Section 17351, failure to have fire preventative measure in place, and 14 CCR §17356 failure to have indoor storage standards in place.

The following are noted as areas of concern for Bay Tire: Conducting a used tire business without any terms or condition of local use permits, business license or other required local approval (14 CCR §17225.820), and for the storage of used tires (PRC § 72806.5(c)).

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 1 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

OTR and truck tires stored near front east end of the warehouse.

Inspection Reference Number: IW-1000871

Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log



Photo 2 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

OTR and truck tires stored near back southwest end of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 3 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Baling equipment located at the back west end of the warehouse.

Inspection Reference Number: IW-1000871

Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log



Photo 4 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Opposite side of the baling equipment located at the back west end of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 5 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Approximately 80 tires contained in a bale, which was located at the back west end of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 6 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Waste truck tires stored on the south wall of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 7 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Waste truck tires stored on the north wall of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 8 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Used tires stored on the north wall of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 9 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

More used tires stored on the north wall towards the entrance of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 10 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Shipping containers at the loading docks near the east entrance of the warehouse.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 11 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Global Waste Management's registered waste tire hauler with CalRecycle truck plate number 9B95984, also has current registration decal 11-03575.

Inspection Reference Number: IW-1000871

**Global Waste Management, Inc.
TPID No. 1613306
October 25, 2011 State Inspection
Photo Log**



Photo 12 of 12

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on October 25 2011

Global Waste Management's registered waste tire hauler with CalRecycle truck plate number 6C47504, also has current registration decal 11-07135.

Inspection Reference Number: IW-1000871

Waste Tire Survey & Inspection Report
Survey Form - Page 1

Inspection Report Number
I1 - 1175746

BLUE OR BLACK INK PEN

Part A - Survey

Business Profile

TPID - Site Suffix: **1613306-01**

Local Identifier: **San Mateo**

Business or Facility Name: **Global Waste Management, Inc**

Physical Address: **214 Shaw Road Unit 9
 South San Francisco CA 94080**

Business Rep: **Daniel Akhromtsev** Title: **Owner**

Tire Count (Whole/PTE): **5,849**

GPS Latitude

Longitude

Business Type (Fill all that apply)

- New Tire Dealer
- Auto Repair
- Trucking Fleet
- Government
- Retreader
- Dismantler
- Tire Derived Fuel
- Used Tire Dealer
- Auto Body
- Car Dealer
- Collection
- Crumb Rubber
- Service Station
- Hauler
- Agriculture
- Shredder
- Other

Inspection Details

Inspection Type (Fill one)

- Routine
- Re-inspection
- Referral
- Observation

If Referral, choose referral type (Fill one)

- CHP
- CalRecycle
- Complaint
- Educational Visit
- Other

Inspected By

Inspector

20-100 Blair

Inspection Date

11/29/11

Time In

Time Out

10:35 AM

11:30 AM

Operational Status (Fill one only)

- Active
- Closed
- Inactive
- Planned

Tire Type (Fill all that apply)

- Passenger
- Aircraft
- Truck
- OTR

Business Role (Fill all that apply)

- Generator
- Hauler
- End-Use

Storage Type (Fill all that apply)

- Outside
- Inside
- Container

Part B - Inspection of Waste Tire Dealer, Generator, Hauler and End-Use Facility

V A HAULING AND MANIFEST REQUIREMENTS

- PRC § 42951 - Waste Tire Hauler Registration and Transport of Tires
- PRC § 42953 - Contracts with Registered Waste Tire Haulers
- PRC § 42956 - Registration/Decal in Vehicle
- 14 CCR § 18459 - Responsible Entities Complying with Manifesting Requirements
- 14 CCR § 18469.1 - Tire Program ID Number from CalRecycle
- 14 CCR § 18469.2.1 - Submittal of Comprehensive Trip Logs within 90 days
- 14 CCR § 18469.3 - Retention of Comprehensive Trip Logs for 3 years
- 14 CCR § 18460.2 - Manifest System Requirements for Registered Waste Tire Haulers
- 14 CCR § 18461 - Manifest System Requirements for Waste Tire End-Use Facilities
- 14 CCR § 18462 - Manifest System Requirements for Tire Dealers or Waste Tire Generators
- Other: **§ 42924**

ENFORCEMENT STATUS

- Notice of Violation
- Extension

Compliance Deadline

Date: / /
 (Required for MOV or Exit)

- Referred / CalRecycle Enforcement
- In Compliance - No Violations

Comments

Re-inspection conducted to determine number of waste tires were at allowable limit. Waste tires exceeds the allowable limit being referred to CalRecycle for further action. Left a 204 form with the owner and explained how to use the form for unregistered haulers.

Inspection Form Included:

Comments Included:

Business Rep's Signature: *[Signature]* Phone Number: **650-311-8803** Inspector: **Blair** Phone Number: **62081**

INSTRUCTIONS ON BACK

Correct: Incorrect:

EXAMPLE 123

Waste Tire Survey & Inspection Report

Inspection Form - Page 2

State of California
 CWMB 122 (Rev. 04/04)
 Integrated Waste Management Board

SURVEY REQUIRED

BLUE OR BLACK INK PEN

Part C - Facility Information

Business Profile

TIPD -
 Site Suffix: 1613306-01
 SWS
 Number: -

Inspection Details

Inspection
 Report
 Number: I1-1175746
 Inspection Number on the associated Survey form (Page 1)
 Photos Taken Yes No

Property Owner

Jim Forbes

214 Shaw Road San Francisco CA 94100

Exempt Business Type (Fill if applicable)

PRC § 42823.5 - Cement Manufacturing Plant with written verification that the facility qualifies for exemption

Excluded Business Types (Fill if applicable)

- PRC § 42808 - Permitted Solid Waste Facility (Landfill, Transfer Station)
- 14 CCR § 18420 (a) (2) - Agricultural < 5,000 tires incapable of holding water & used for bumpers or ballast
- 14 CCR § 18420 (a) (4) - Tire retreading facility with no more than 3,000 waste tires on premises
- 14 CCR § 18420 (a) (6) - Auto dismantler storing no more than 1,500 waste tires for less than 90 days
- 14 CCR § 18420 (a) (7) & (e) - Tire dealer storing no more than 1,500 waste tires for 90 days

Permitted Regulatory Status (Fill one)

- Permitted Exempt
- Excluded Unpermitted

Facility Type (Fill one)

- Major WTF (≥ 5,000 Tires)
- Minor WTF (500 - 4,999 Tires)

Part D - Inspection of Waste Tire Facility

V	A	WASTE TIRE STORAGE STANDARDS	V	A	
		Permit Requirements	<input type="radio"/>	<input type="radio"/>	14 CCR § 17352 - Site Security
<input checked="" type="radio"/>	<input type="radio"/>	PRC § 42824 - Major Waste Tire Facility Permit	<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (a) Signs <input type="radio"/> (b) Site Attendant <input type="radio"/> (c) Access
<input type="radio"/>	<input type="radio"/>	PRC § 42834 - Minor Waste Tire Facility Permit	<input type="radio"/>	<input type="radio"/>	14 CCR § 17353(a) - Vector Control
<input type="radio"/>	<input type="radio"/>	PRC § 42850(a) - Complies with Terms of Permit	<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (1) Impermeable Barrier <input type="radio"/> (2) Approved Vector Plan
<input type="radio"/>	<input type="radio"/>	14 CCR § 18420(a) - Applicable for Permit	<input type="radio"/>	<input type="radio"/>	14 CCR § 17354 - Storage of Waste Tires Outdoors
<input type="radio"/>	<input type="radio"/>	14 CCR § 18423 - Filing Application for Permit			<input type="radio"/> (a) Storage Units
<input type="radio"/>	<input type="radio"/>	14 CCR § 18432 - Operations Plan			<input type="radio"/> (b) Fire Lanes
<input type="radio"/>	<input type="radio"/>	14 CCR § 18433 - Emergency Response Plan			<input type="radio"/> (c) Fire District Requirements
		Recordkeeping Requirement			<input type="radio"/> (d) Drainage
<input type="radio"/>	<input type="radio"/>	14 CCR § 18447 - Records Available			<input type="radio"/> (e) Slope/Grade
<input type="radio"/>	<input type="radio"/>	14 CCR § 17351 - Fire Prevention Measures			<input type="radio"/> (f) Siting (New Facilities)
<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (a) Communication Equipment <input type="radio"/> (c) Water Supply	<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (g) Rim Removal
<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (b) Fire Equipment <input type="radio"/> (d) Other Requirements	<input type="radio"/>	<input type="radio"/>	<input type="radio"/> (h) Protection from Pyrolytic Oil Runoff
			<input type="radio"/>	<input type="radio"/>	14 CCR § 17355 - Indoor Storage
					Facility Compliance with NFPA 231D-1989

Comments Facility is in process of obtaining their minor waste tire permit. They have their tire approvals and the city approvals. Also Bay Tires applied for their seller's permit which would allow 1500 waste tires.

INSTRUCTIONS ON BACK

Correct: Incorrect:

EXAMPLE 1 2 3

15386

White Copy: CWMB

Yellow Copy: Operator

Pink Copy: LFA



**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 1 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

Baled tires stored towards the back west end of the warehouse.

Inspection Reference Number: I1-1175746

Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log



Photo 2 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

Another row of baled tires stored at the back west end of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 3 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011.

back view of the baled tires stored at the back west end of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 4 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

Pile of waste tires stored at the back west end of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 5 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

The back side of the waste tire pile looking towards the front entrance of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 6 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

Used and waste tires stored along the south wall of the warehouse.

Inspection Reference Number: I1-1175746

Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log



Photo 7 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

More waste tires stored along the south wall of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 8 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

More waste tires stored along the south wall towards the front entrance of the warehouse.

Inspection Reference Number: I1-1175746

**Global Waste Management, Inc.
TPID No. 1613306
November 29, 2011 State Inspection
Photo Log**



Photo 9 of 9

Global Waste Management, Inc.

TPID No. 1613306

Photo Taken by Michael Payan of CalRecycle on November 29, 2011

More waste tires stored towards the front entrance of the warehouse.

Inspection Reference Number: I1-1175746

APPENDIX B

APPLICABLE CALIFORNIA STATUTE AND REGULATIONS

APPENDIX B

PUBLIC RESOURCES CODE

§ Section 42824. Transporting Waste Tires to an Unpermitted Major Waste Tire Facility

On and after September 1, 1994, it is unlawful to direct or transport waste tires to a major waste tire facility or to accept waste tires at a major waste tire facility unless the operator has obtained a major waste tire facility permit.

§ Section 42834. Transporting Waste Tires to an Unpermitted Minor Waste Tire Facility

On and after July 1, 1994, it is unlawful to direct or transport waste tires to a minor waste tire facility or to accept waste tires at a minor waste tire facility unless the operator has obtained a major waste tire facility permit.

§ Section 42850. Complies with Terms of Permit

(a) Any person who negligently violates any provision of this chapter, or any permit, rule, regulation, standard, or requirement issued or adopted pursuant to this chapter, is liable for civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000), for each violation of a separate provision or, for continuing violations, for each day that the violation continues.

§ Section 42953. Contracts With Registered Waste Tire Haulers

Any person who gives, contracts, or arranges with another person to transport waste or used tires shall utilize only a person holding a valid waste and used tire hauler registration from the board, unless the hauler is exempt as specific in Section 42954.

TITLE 14, DIVISION 7, CHAPTER 3, Minimum Standards for Solid Waste Handling and Disposal

Article 5.5. Section 17351. Fire Prevention Measures.

(a) Communication equipment shall be maintained at all facilities, if they are staffed by an attendant, to ensure that the site operator can contact local fire protection authorities in the event of fire.

(b) Adequate equipment to aid in the control of fires must be provided and maintained at the facility at all times. At a minimum the following items shall be maintained on site and in working order at all times:

- (1) One (1) dry chemical fire extinguisher;
- (2) One (1) two and one-half gallon water extinguisher;
- (3) One (1) pike pole or comparable pole at least 10 feet in length to separate burning from nonburning tires; and
- (4) One (1) round point and one (1) square point shovel.
- (5) One (1) dry chemical fire extinguisher with a minimum rating of 4A:40BC shall be carried on each piece of fuel-powered equipment used to handle waste tires;

(c) An adequate water supply shall be available for use by the local fire authority. The water supply shall be capable of delivering at least 1000 gallons per minute for a duration of at least three hours and at least 2000 gallons per minute for a duration of at least three hours if the sum of altered plus whole waste tires exceeds 10,000.

(d) All of the requirements of subsections (b) and (c) shall apply unless the local fire authority having jurisdiction over a particular facility determines that a different requirement is necessary or

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adequate to meet the intent of these regulations for fire control and the protection of life and property. This may include the availability of earth moving equipment or other approved means to control the tire fire. Any change in, or any new, local fire authority requirements that affect the requirements in this Article shall be reported to the Board by the operator within 30 days after their effective date. Any requirements approved by the local fire authority shall be subject to Board concurrence at the time of issuance or renewal of the permit.

Article 5.5. Section 17352. Facility Access and Security.

- (a) Signs--for facilities open to the public a sign shall be posted at the facility entrance stating the name of the operator, operating hours, and site rules.
- (b) Attendant--An attendant shall be present when the facility is open for business if the facility receives tires from persons other than the operator of the facility.
- (c) Access--An access road to the facility must be maintained passable for emergency equipment and vector control vehicles at all times. Unauthorized access must be strictly controlled.

Article 5.5. Section 17353. Vector Control Measures.

- (a) All waste tires shall be stored in a manner which prevents the breeding and harborage of mosquitoes, rodents, and other vectors by any of the following means:
 - (1) Cover with impermeable barriers other than soil to prevent entry or accumulation of precipitation; or
 - (2) Use of treatments or methods to prevent or eliminate vector breeding as necessary, provided the control program is approved as appropriate and effective by the local vector control authority, if such authority exists. If no local vector control authority exists, the local Environmental Health Department or other local agency with authority over vector control shall approve the vector control plan. Any control program approved by the local vector control authority shall be subject to Board concurrence at the time of issuance or renewal of the waste tire facility permit.

Article 5.5. Section 17354. Storage of Waste Tires Outdoors.

- (a) Except as provided in subsection (c) waste tires shall be restricted to individual piles, which include stacks and racks of tires that do not exceed 5,000 square feet of contiguous area. Any pile shall not exceed 50,000 cubic feet in volume nor 10 feet in height. Piles shall not exceed 6 feet in height when within 20 feet of any property line or perimeter fencing. Waste tires shall not be located within 10 feet of any property line or perimeter fencing. The minimum distance between waste tire piles and between waste tire piles and structures that are located either on-site or off-site shall be as specified in Table I.
- (b) Except as provided in subsection (c) waste tires shall be separated from vegetation and other potentially flammable materials by no less than 40 feet. Accessible fire lanes with a minimum width as specified in Table I shall be provided between tire storage units. Fire lanes shall be kept free of flammable or combustible material and vegetation. Access to fire lane(s) for emergency vehicles must be unobstructed at all times. Open flames, blow torches, or highly flammable materials, including but not limited to, tire inner tubes, are prohibited within 40 feet of a waste tire pile.

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Table I Minimum Separation Distances (Ft.)			
Length of Exposed Face (Ft.)	Tire Storage Pile Height (Ft.)		
	6	8	10
25	50	56	62
50	66	75	84
100	84	100	116
150	99	117	135
200	111	130	149
250	118	140	162

(c) All of the requirements in subsections (a) and (b) shall apply to the storage of waste tires unless, for any particular requirement, the local fire authority having jurisdiction over a particular facility determines that a different requirement is necessary or adequate to meet the intent of these regulations for the prevention of fire and the protection of life and property. Any change in, or any new, local fire authority requirements that affect the requirements in this Article shall be reported to the Board by the operator within 30 days after their effective date. Any requirements approved by the local fire authority shall be subject to Board concurrence at the time of issuance or renewal of the permit.

(d) Surface water drainage shall be directed around and away from the waste tire storage area.

(e) Waste tires at existing waste tire facilities shall not be stored on surfaces with grades that will interfere with firefighting equipment or personnel unless mitigation measures have been approved in writing by the local fire authority, or a fire safety engineer registered by the State of California. Measures established by a fire safety engineer shall be subject to approval by the local fire authority.

(f) New waste tire facilities shall not:

- (1) Be sited in any area where they may be subjected to immersion in water during a 100-year storm unless the operator demonstrates to the Board that the facility will be designed and operated so as to prevent waste tires from migrating off site; or
- (2) Be located on sites with grades or other physical features that will interfere with firefighting equipment or personnel.

(g) Tires must be removed from rims immediately upon arrival at the facility.

(h) The site shall be designed and constructed to provide protection to bodies of water from runoff of pyrolytic oil resulting from a potential tire fire.

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TITLE 14, DIVISION 7, CHAPTER 6, Permitting of Waste Tire Facilities and Waste Tire Hauler Registration and Tire Manifests

Article 1. Section 18420. Applicability.

(a) The operator of a waste tire facility shall acquire a waste tire facility permit in accordance with the requirements of this Chapter and PRC section 42808, unless any of the following conditions exist:

(1) The waste tires are stored or disposed at a permitted solid waste disposal facility. The permit of the solid waste facility shall be revised pursuant to Public Resources Code (PRC) section 44014 and shall conform to the requirements of Division 7, Chapter 3, Article 5.5.

(2) The facility is using fewer than 5,000 waste tires for agricultural purposes and the waste tires have been rendered incapable of holding accumulations of water.

(3) The facility is storing fewer than 500 waste tires.

(4) The facility is a tire trading business and not more than 3,000 waste tires are kept on the premises.

(5) (Reserved)

(6) The facility is an automobile dismantler, as defined in Sections 220 and 221 of the Vehicle Code, who stores waste tires on the premises of the auto dismantler for less than 90 days if not more than 1,500 waste tires are ever accumulated on the dismantler's premises.

(7) The facility is a tire dealer who stores waste tires on the dealer's premises for less than 90 days if not more than 1,500 waste tires are ever accumulated on the dealer's premises.

(b) For purposes of determining the applicability of this chapter 6, altered waste tires shall be counted as passenger tire equivalents (PTE).

(c) (Reserved)

(d) For the purposes of Chapter 6, Articles 2 through 7 and Articles 9, 10 and 11 apply to operators and/or businesses described under Chapter 6, Article 1.

(e) A "used tire dealer" is only authorized to lawfully accept used or waste tires without a waste tire facility permit if the used tire dealer is in compliance with Section 17225.820, Article 4.1, Chapter 3 and has fewer than 1500 waste tires in accordance with Section 42808(c).

Article 2. Section 18423. Filing of Application

(a) Every operator of a new or existing major or minor waste tire facility shall submit to the Board a completed original and two (2) copies of the waste tire facility permit application, as specified in Article 4 of this Chapter.

(b) Upon receipt of the application, the Board shall mark the application package with the date of receipt. Within 30 days of receipt, the Board shall examine the application package to determine whether it meets the requirements contained in this chapter and either accept the application as complete or reject the application. If the Board finds the application meets the requirements, the application shall be accepted as complete. If the Board determines that the application does not conform to the applicable requirements, it shall notify the applicant in writing enumerating the grounds for rejection.

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Article 4. Section 18432. Operation Plan

(a) The Operation Plan, as required by 18431(b) shall demonstrate conformance with the technical standards contained in 14 CCR, Division 7, Chapter 3, Article 5.5.

(b) The operator shall file amendments to the Operation Plan whenever necessary to keep the information contained in it current.

Article 4. Section 18433. Emergency Response Plan

(a) The operator of the waste tire facility shall maintain a copy of the Emergency Response Plan at the facility. At the time of permit issuance the approved Emergency Response Plan shall be forwarded to the local fire authority by the permittee. The plan shall be revised as necessary to reflect any changes in the operations of the waste tire facility or requirements of the local fire authority. The local fire authority and the Board shall be notified of any changes to the plan within 30 days of the revision.

(b) The operator of the facility shall immediately notify the Board in the event of a fire or other emergency if that emergency has potential significant off-site effects. Within 30 days of any such emergency, the operator shall submit to the Board a written report describing the cause(s) of the emergency, the results of actions taken, and an analysis of the success or failure of these actions.

Article 7. Section 18447. Retention of Records

Copies of all records required to be kept under this Chapter shall be retained by the operator for three (3) years at the place of business and shall be made available at the site during normal business hours for inspection and photocopy by any representative of the Board or any individual authorized by the Board.

Article 8.5. Section 18459.2.1. Submittal of the Comprehensive Trip Log, Manifest Form, Tire Trip Log, Retreader Trip Log, and Electronic Reporting to the Board

As provided in this section, the Comprehensive Trip Log, or Manifest Form and Tire Trip Log, or Retreader Trip Log shall be submitted to the CIWMB by the waste tire generator, waste tire hauler or Retreader as specified in (a), (b), (c), or (d).

(a)(1) If the waste tire hauler chooses to use the Manifest form, the waste tire generator shall submit the completed original Manifest Form to the Board within ninety (90) days of the load shipment. The Manifest Form and Tire Trip Log shall be in the waste tire hauler's possession while transporting used or waste tires. The Manifest Form and the Tire Trip Log shall be shown upon demand to any representative of the Board, any officer of the California Highway Patrol, any peace officer, as defined in Section 830.1 or 830.2 of the California Penal Code, or any local public officer designated by the Board.

(2) If the waste tire hauler chooses to use the Tire Trip Log, the waste tire hauler shall submit the completed original Tire Trip Log to the Board within ninety (90) days of the load shipment.

(3) The Manifest Form and Tire Trip Log shall not be used after December 31, 2005.

(b) On or before January 1, 2006, the waste tire hauler shall submit a copy of the completed Comprehensive Trip Log to the Board within ninety (90) days of the load shipment. The Comprehensive Trip Log shall be in the waste tire hauler's possession while transporting used or waste tires. The Comprehensive Trip Log shall be shown upon demand to any representative of the Board, any officer of the California Highway Patrol, any peace officer, as defined in Section 830.1 or 830.2 of the California Penal Code, or any local public officer designated by the Board.

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(c) If the waste or used tire is a tire casing being shipped for inspection, retreading, or recapping and is being transported by a Retreader, the waste tire generator may substitute an invoice for the required manifest form provided by the Retreader. The invoice shall contain the date of the transaction, the name of the customer and address, the Tire Program Identification Number of the generator or end use facility, the name of the retreader and address, the quantity of tire casings shipped. A copy of the invoice and Retreader Trip Log shall be in the Retreader's possession while transporting the tire casings. The copy of the invoice and Retreader Trip Log shall be shown upon demand to any representative of the Board, any officer of the California Highway Patrol, any peace officer, as defined in Section 830.1 or 830.2 of the California Penal Code, or any local public officer designated by the Board.

(1) The Retreader shall submit the completed Retreader Trip Log to the Board within ninety (90) days of the load shipment.

(d) If approved by the Board pursuant to Public Resources Code Section 42961.5, any person that is subject to the requirements set forth in above (a), (b), or (c) may substitute their own functionally equivalent form, once approved by the Board, in lieu of the Board required form and submit an electronic report within ninety (90) days of the load shipment to the Board, in lieu of submitting the required form. The electronic report shall include all information required to be on the Comprehensive Trip Log, Retreader Trip Log, or Manifest and Tire Trip Log forms.

