

CALIFORNIA ENVIRONMENTAL QUALITY ACT NOTICE OF EXEMPTION

To: Office of Planning and Research-State Clearinghouse P.O. Box 3044, 1400 Tenth Street, Room 212 Sacramento, CA 95812-3044	From: Department of Toxic Substances Control P.O. Box 806 Sacramento, CA 95812-0806
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Project Title: Variance TWW-2021-LG-00090 to Allow the of Treated Wood Waste under Alternate Procedures by Environmental Chemical Corporation (ECC)

Project Location: 400 San Bernardino Blvd., Ridgecrest, CA 93555

County: Kern

Project Applicant: Mark D. Shaw, Project Engineer, Environmental Chemical Corporation (ECC)

Approval Action Under Consideration by DTSC: Variance

Statutory/Regulatory Authority: California Health and Safety Code, Section 25143; CCR Title 22, Section 66260.210

Project Description: The Department of Toxic Substances Control (DTSC) has issued a variance to Environmental Chemical Corporation (ECC) (CAC003104040) to generate and accumulate treated wood waste on-site. The applicant may transport the treated wood waste generated on-site to an authorized handler or disposal facility. The treated wood waste is generated as a result of Wood decks for modular berthing units, kitchen, recreation center and office buildings.. The variance allows treated wood waste to be managed under procedures different from, but equally protective to human health and the environment to, the provisions of California Health and Safety Code (HSC) Articles 6, 6.5 and 9 of Chapter 6.5 and California Code of Regulations (CCR), Title 22, Division 4.5, Chapters 12, 13, 14, 15, 16, 18, and/or 20. Under the terms and conditions of Variance TWW-2021-LG-00090, Environmental Chemical Corporation (ECC) will ensure the treated wood waste will be appropriately managed.

The treated wood waste management activities are part of a larger development project that will result in the location(s) becoming . All work is associated with the restoration and repair of U.S. Government facilities aboard China Lake, NAWS following the two earthquakes in July, 2019.

Background: Treated wood waste is a fully regulated California-only hazardous waste because it exhibits the hazardous waste characteristic of toxicity. From 2007 to December 31, 2020, treated wood waste was managed under alternative management standards, established in 22 CCR 67386. The legislation that authorized the alternative management standards for treated wood waste expired on December 31, 2020. Without the issuance of the variance, Environmental Chemical Corporation (ECC) would be required to register as a hazardous waste transporter with DTSC and manifest treated wood waste as a hazardous waste prior to disposal at a hazardous waste disposal facility.

Environmental Chemical Corporation (ECC) is a construction management firm.

Project Activities: Under the variance, the authorized small quantity generator may generate, accumulate, treated wood waste on-site. The generator may transport the treated wood waste generated on site to authorized handler and/or disposal facilities. Operations generally include loading and unloading operations and shipping treated wood waste along existing transportation routes. Accumulation and transport of treated wood waste includes taking appropriate precautions to prevent unauthorized access to and prevent leaching to the environment of the treated wood waste. The variance will expire on September 1, 2021 with possibility of extension for an additional six months.

Name of Public Agency Approving Project: Department of Toxic Substances Control

Name of Person or Agency Carrying Out Project: Environmental Chemical Corporation (ECC)

Exempt Status: Emergency Project [PRC, Sec. 21080(b)(3); CCR Title 14, Sec. 15269(a)]

Reasons Why Project is Exempt: All analysis conducted included the potential extension of the variance for an additional six months. This project consists of actions undertaken, carried out, or approved by a public agency to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster-stricken area in which a state of emergency has been proclaimed by the Governor pursuant to Chapter 7 (commencing with Section 8550) of Division 1 of Title 2 of the Government Code.

The administrative record for this project is available to the public by appointment at the following location:

Department of Toxic Substances Control
Permitting Division
1001 I Street
Sacramento, CA 95814

Contact Person John Muegge	Contact Title Project Manager	Phone Number (916) 322-0471
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Approver's Signature:

Date:

Robert Irving

March 9, 2021

Approver's Name Robert Irving	Approver's Title Supervising Environmental Planner	Approver's Phone Number (916) 255-3988
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Date Received for Filing and Posting at OPR: