

## CALIFORNIA ENVIRONMENTAL QUALITY ACT NOTICE OF EXEMPTION

<b>To:</b> Office of Planning and Research-State Clearinghouse P.O. Box 3044, 1400 Tenth Street, Room 212 Sacramento, CA 95812-3044	<b>From:</b> Department of Toxic Substances Control P.O. Box 806 Sacramento, CA 95812-0806
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**Project Title:** Variance TWW-2021-DF-00119 to Allow the Disposal of Treated Wood Waste under Alternate Procedures by Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center

**Project Location:** 2801 N. Madera Rd, Simi Valley, CA 93065

**County:** Ventura County

**Project Applicant:** Dustin Colyar, Environmental Protection Specialist, Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center

**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 Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center (CAD982346827) to receive and dispose of treated wood waste from generators, transporters, and/or handler facilities. Operations related to treated wood waste will be consistent with previous treated wood waste activities conducted by the applicant. 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-DF-00119, Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center will ensure the treated wood waste will be appropriately managed.

**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, Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center would be required to seek a permit as a hazardous waste disposal facility.

Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center (SVLRC) is an active Class III landfill permitted to accept non-hazardous solid waste and inert waste as defined in 27 CCR 20220(a). In addition, SVLRC also accepts non-friable asbestos, treated medical waste, dead animals, and preservative treated wood materials. The applicant previously conducted treated wood waste management activities under the now expired alternative management standards established at 22 CCR 67386.

**Project Activities:** Under the variance, the Facility will accept treated wood waste from generators, and authorized handlers and/or transporters for disposal, however it will be managed as a California hazardous waste, under authority of HSC 25200 et seq. Operations generally include unloading and disposal of treated wood waste within Simi Valley Landfill and Recycling Center Phase 1: Cell A, B1, B2, B3, D1, D2, D3, and Northern Expansion: 2-1, 2-2, 3-1, which have 60-mil HDPE geomembrane placed in direct and uniform contact over a one-foot-thick compacted clay base liner. Acceptance and disposal of TWW will be consistent with hazardous waste management and disposal standards specified in the variance. The variance will expire on September 6, 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:** Waste Management of California, Inc. DBA Simi Valley Landfill and Recycling Center

**Exempt Status:** Existing Facilities [CCR Title 14, Sec. 15301]

**Reasons Why Project is Exempt:** All analysis conducted included the potential extension of the variance for an additional six months. DTSC has determined none of the exceptions to the categorical exemptions apply to this project, as described in Public Resources Code Section 21084(c), (d), and (e), and 14 CCR Section 15300.2. Operations under the variance will be substantially the same as those as previously conducted under the alternative management standards established at 22 CCR 67386. This variance is consistent with a former use.

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 Rostislav Boytsan	Contact Title Project Manager	Phone Number (916) 327-4041
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Approver's Signature:

Date:

*Robert Irving*

March 12, 2021

Approver's Name Robert Irving	Approver's Title Supervising Environmental Planner	Approver's Phone Number (916) 255-3988
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