

**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  
Permitting Division  
8800 Cal Center Drive  
Sacramento, CA 95826

**Project Title:** Emergency Permit for Allergan Inc., Irvine, California

**Project Location:** 2525 Dupont Drive, Irvine, California

**County:** Orange

**Project Applicant:** Colleen Stubbs, Associate Director Environmental Health Safety Compliance

**Approval Action Under Consideration by DTSC:** Emergency Permit

**Statutory Authority:** California Health and Safety Code, Chapter 6.5

**Project Description:** The California Department of Toxic Substances Control (DTSC), pursuant to authority granted under California Code of Regulations, Title 22, Division 4.5, Chapter 20, Section 66270.61, has issued an Emergency Permit to Allergan Inc., (EPA ID# CAD038048286) to treat hazardous waste on-site through the addition of a stabilizing solution. Specifically, 25 milliliters of 2-methyltetrahydrofuran, 15 milliliters of diisopropyl ether, 100 milliliters of 1,4 dioxane, 100 milliliters of cyclopentyl methyl ether. No alternative treatment to stabilize for safe transportation for disposal is available.

The hazardous waste items are currently being stored at the Allergan Inc., (EPA ID CAD038048286) in Irvine, California. DTSC has determined as a safety precaution to prevent an accident or severe injury, an Emergency Permit should be issued to chemically stabilize the hazardous waste prior to storage and eventual transportation off-site by Clean Harbors Environmental Services (CHES).

**Background:** The containers have peroxide formation present on either the inside, outside, or the bottom of the containers of the chemicals. Also, on the thread container caps as well. The presence of peroxide formation may become explosive and reactions are easily triggered if shipped untreated prior to disposal. Because of the presence of peroxide formation, DTSC considers these chemicals to be an imminent and substantial endangerment to human health and the environment. Therefore, DTSC has determined that the chemicals must be treated under an emergency permit prior to being shipped to a fully permitted disposal facility.

**Project Activities:** The treatment of the hazardous waste involves the addition of solution to the containers in a controlled manner to reduce the reactive or ignitable characteristics of the chemicals. Treatment will take place within a designated exclusion zone. Only technicians from CHES will be allowed in the exclusion zone. Movement, preparation, and treatment of the containers will be in accordance with established standards.

Within 10 business days of the expiration of this permit, Allergan Inc., will submit a final report, signed in accordance with Title 22, California Code of Regulations section 66270.11(d). The report shall include certification that the treatment area has been cleared of all residual hazardous waste generated from this emergency treatment and all generated waste has been properly managed.

The Emergency Permit is effective beginning April 1, 2021 and shall expire on May 30, 2021.

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

**Name of Person or Agency Carrying Out Project:** Allergan Inc.

**Exempt Status:** Emergency Project [PRC, Sec. 21080(b)(4); 14 CCR, Sec.15269(c)]

**Reasons Why Project is Exempt:** This action is necessary to prevent an emergency. Chemical stabilization of the chemical is necessary prior to transportation to an authorized hazardous waste treatment, storage, and disposal facility to prevent accidental fire and/or explosion during transport.

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

Department of Toxic Substances Control  
File Room  
Permitting Division  
8800 Cal Center Drive  
Sacramento, CA 95826

Contact Person  
Matthew Mullinax

Contact Title  
Hazardous Substances Engineer

Phone Number  
213-793-5396

Approver's Signature:

*Matthew Mullinax*

Date:

March 30, 2021

Approver's Name  
Matthew Mullinax

Approver's Title  
Hazardous Substances Engineer

Approver's Phone Number  
213-793-5396

---

TO BE COMPLETED BY OPR ONLY

---

Date Received for Filing and Posting at OPR: