



May 12, 2021

Governor's Office of Planning & Research

May 12 2021

STATE CLEARINGHOUSE

Cynthia Campana, Planner
City of Lancaster
Development Services Department
Community Development Division
44933 Fern Avenue
Lancaster, CA 93534

Subject: SCH No. 2021040339 – Draft Mitigated Negative Declaration for Director's Review No. 20-81 – Los Angeles County

Dear Ms. Campana:

Thank you for allowing the Department of Resources Recycling and Recovery (CalRecycle) staff to provide comments on the proposed project and for your agency's consideration of these comments as part of the California Environmental Quality Act (CEQA) process.

PROJECT DESCRIPTION

The City of Lancaster Development Services Department, Community Development Division, acting as Lead Agency, has prepared and circulated a Notice of Completion (NOC) of a Draft Mitigated Negative Declaration (MND) in order to comply with CEQA and to provide information to, and solicit consultation with, Responsible Agencies in the approval of the proposed project.

The proposed Director's Review No. 20-81 (proposed project) is approximately 10 acres, located between Avenue G-4 and Avenue G-6, west of Division Street (APN: 3137-007-020). The project site is undeveloped and vacant. The properties surrounding the project site are predominately industrial uses, vacant land and a former solar facility. The zoning and land uses of the properties adjacent to the site: North, South, West, and East are all Heavy Industrial (HI) in the City of Lancaster.

The proposed project consists of an expansion of an existing operating contractor's storage yard and material dismantling yard. It would include crushing and storing of recycled aggregated material from broken concrete and asphalt. The proposed project entails grading of the site and covering the site with decomposed granite (DG) or the equivalent and does not involve the construction of new buildings or structures.

COMMENTS

CalRecycle staff's comments on the proposed project are listed below. Where a specific location in the document is noted for the comment, please ensure the comment is addressed throughout all sections of the Draft MND, in addition to the specific location noted.

1. How much material will the proposed project receive (tons per day)?
2. Will there be any other type of material received besides concrete and asphalt? Per Title 14 California Code of Regulations (14 CCR) Section 17381(k)(1), Type A inert debris includes but is not limited to concrete (including fiberglass or steel reinforcing bar embedded in the concrete), fully cured asphalt, glass, fiberglass, asphalt or fiberglass roofing shingles, brick, slag, ceramics, plaster, clay and clay products.
3. What is the plan/purpose/use of the material? Will it be sold? The project may be regulated as an Inert Debris Type A Processing Operation (1500 tons or less per day; 14 CCR 17381(o) and 17383.7), Inert Debris Type A Processing Facility (1500 tons or more day; 14 CCR 17381(m) and 17383.8), or inert debris recycling center (see comment #8).
4. What are the hours of operation?
5. Per 14 CCR Section 17409.1, all on-site road and driveways shall be designed and maintained to minimize the generation of dust and tracking of soil onto adjacent public roads. Such roads shall be kept in a safe condition and maintained to allow vehicles utilizing the operation or facility to have reasonable all-weather access to the site. Please describe how the project would satisfy the requirement of this regulation.
6. Per 14 CCR Section 17409.6, adequate off-site area(s) shall be provided, if necessary, for transfer vehicles. Please describe how the project would satisfy the requirement of this regulation.
7. How long will the material be onsite before and after processing? Per 14 CCR 17383.7 (Inert Debris Processing Operations) and 14 CCR 17383.8 (Inert Debris Type A Processing Facilities), inert debris stored for more than six months that has not been processed and sorted for resale or reuse shall be deemed to have been unlawfully disposed and inert debris that has been processed and sorted for resale or reuse, but remains stored on site for more than 18 months, shall be deemed to have been unlawfully disposed. Per 14 CCR 17381.1(e) (inert debris recycling centers), inert debris stored for more than six months that has not been processed and sorted for resale or reuse shall be deemed to have been unlawfully disposed and inert debris that has been processed and sorted for resale or reuse, but remains stored on site for more than 12 months, shall be deemed to have been unlawfully disposed.

8. Per 14 CCR Section 17381(x), residual means the solid waste destined for disposal, further transfer/processing...or transformation which remains after processing has taken place and is calculated in percent as the weight of residual divided by the total incoming weight of materials. Per 14 CCR Section 17381(w), putrescible wastes means solid wastes that are capable of being decomposed by micro-organisms with sufficient rapidity as to cause nuisances because of odors, vectors, gases or other offensive conditions, and include materials such as, but not limited to food wastes, offal and dead animals. What is the anticipated percent by weight of residuals and putrescible wastes? Per 14 CCR 17381.1(b), CDI and inert debris recycling centers are not subject to the CDI regulatory requirements in 14 CCR. CDI and inert debris recycling centers shall meet the following requirements: (1) The residual shall be less than 10% by weight of the amount of debris received at the site...and (2) The amount of putrescible wastes in the CDI debris received at the site shall be less than 1% by volume of the amount of debris received at the site.

Solid Waste Regulatory Oversight

The Los Angeles County Department of Public Health, Environmental Health is the Local Enforcement Agency (LEA) for Los Angeles County and is responsible for providing regulatory oversight, including inspections and permitting, of solid waste handling and disposal activities. Please contact the LEA, Dorcas Hanson-Lugo at 626.430.5540 or dlugo@ph.lacounty.gov to discuss the regulatory requirements for the proposed project.

CONCLUSION

CalRecycle staff thanks the Lead Agency for the opportunity to review and comment on the environmental document and hopes that this comment letter will be useful to the Lead Agency preparing the Final MND and in carrying out their responsibilities in the CEQA process.

CalRecycle staff requests copies of any subsequent environmental documents, copies of public notices and any Notices of Determination for this proposed project.

If the environmental document is adopted during a public hearing, CalRecycle staff requests 10 days advance notice of this hearing. If the document is adopted without a public hearing, CalRecycle staff requests 10 days advance notification of the date of the adoption and proposed project approval by the decision-making body.

If you have any questions regarding these comments, please contact me at 916.323.1799 or by e-mail at nai.teurn@CalRecycle.ca.gov.

Draft MND - Director's Review No. 20-81

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Sincerely,

A handwritten signature in blue ink, appearing to read 'Nai Teurn', with a long horizontal flourish extending to the right.

Nai Teurn, Environmental Scientist
Permitting & Assistance Branch – South Unit
Waste Permitting, Compliance & Mitigation Division
CalRecycle

cc: Benjamin Escotto, Supervisor
Permitting & Assistance Branch – South Unit

Dorcas Hanson-Lugo, Chief
Los Angeles County Department of Public Health, LEA

Jocelyn Swain, Lead Agency
City of Lancaster