

**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, California 95812-3044

From: Department of Toxic Substances Control

Permitting Division

8800 Cal Center Drive

Sacramento, California 95826

**Project Title:** EMERGENCY PERMIT FOR TREATMENT OF HAZARDOUS WASTE, WORLD OIL ENVIRONMENTAL SERVICES - FORTUNA, FORTUNA, CALIFORNIA

**Project Location:** 200 Dinsmore Drive, Fortuna, California 95540

**County:** Humboldt County

**Project Applicant:** Tim Birmingham, Terminal Manager, World Oil Environmental Services - Fortuna (WOES - Fortuna)

**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 the WOES - Fortuna (EPA ID# CAL930256136) to transfer hazardous waste from a tanker truck into another truck and/or containers.

The hazardous waste is used oil that was determined to have ignitable hazardous characteristics upon arrival and prior to acceptance, at the WOES - Fortuna facility. The hazardous waste arrived in a transport truck that does not meet standards for transport or storage of ignitable hazardous waste. The waste is to be repackaged into an approved truck and/or container. Once the hazardous waste is transferred to an approved Department of Transportation (DOT) approved container, it will be transported offsite to World Oil Recycling (an authorized facility) located in Compton, California, for treatment, storage, and/or disposal.

**Background:** Upon arrival to the WOES - Fortuna facility located at 200 Dinsmore Drive, Fortuna, California 95540, the used oil was evaluated and found to have a flash point of less than 100°F. This classified the used oil as a hazardous waste under California hazardous waste laws. WOES - Fortuna and WOES do not have a permit to manage the RCRA hazardous waste at the WOES - Fortuna facility and the tanker truck does not meet specifications that would allow it to safely transport ignitable hazardous waste.

**Project Activities:** The transfer will be conducted in a manner that is protective of the environment by implementing the following controls:

- Personnel performing the transfer must maintain an unobstructed view of the transfer activity allowing for immediate shutdown of the transfer in the event a leak occurs.
- The transfer must occur within WOES - Fortuna's loading/unloading area located within secondary containment.
- Spill pans must be utilized under the hose to valve connections.
- To prevent risk to the public, public access is restricted during the transfer operation.
- A portable fire extinguisher must be on hand.

Within ten business days of the expiration of this permit, WOES - Fortuna 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 transfer area has been cleared of all residual hazardous waste generated from this emergency transfer and all generated waste has been properly managed. The Emergency Permit is effective beginning September 2, 2022 and shall expire on October 31, 2022.

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

**Name of Person or Agency Carrying Out Project:** WOES - Fortuna

**Exempt Status:** Categorical Exemption: [CCR Title 14, Sec. 15330]

**Reasons Why Project is Exempt:** This action is consistent with the Class 30 Categorical Exemption to prevent, minimize, stabilize, mitigate, or eliminate the release or threat of release of a hazardous waste. This action is necessary to properly disposed of at an authorize RCRA disposal facility. DTSC has evaluated whether any 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. DTSC has determined that no exceptions to the categorical exemption apply to this project. The hazardous waste used oil will be removed from the site once repacked into a DOT truck and/or approved container and shipped to a lawfully permitted destination.

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, California 95826

Contact Person

Contact Title

Phone Number

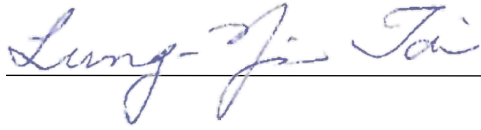
Lung-Yin Tai

Hazardous Substances Engineer

916-255-3615

Approver's Signature:

Date:



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September 2, 2022

Approver's Name

Approver's Title

Approver's Phone Number

Lung-Yin Tai

Hazardous Substances Engineer

916-255-3615

TO BE COMPLETED BY OPR ONLY

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Date Received for Filing and Posting at OPR: