

**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  
700 Heinz Avenue  
Berkeley, California 94710

**Project Title:** Safety Kleen of California - Newark Hazardous Waste Facility Class 1\* Permit Modification Request to Obtain Extension of Time Allowed for Closure for Tank TA-1205

**Project Location:** 6880 Smith Avenue, Newark, CA 94560

**County:** Alameda County

**Project Applicant:** Brian Culnan

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

**Statutory Authority:** California Health and Safety Code, Division 20, Chapter 6.5

**Project Description:** The Department of Toxic Substances Control (DTSC) approves of the Class 1\* permit modification providing a 1-year extension to complete closure for tank T-1205, for the Safety Kleen of California Facility (Facility) at 6880 Smith Ave, Newark, CA 94560. The Facility Permit will be modified to allow for closure of tank T-1205 to be extended to April 23, 2025.

**Background:** Permit Condition #20 in the Facility's September 3, 2021 Hazardous Waste Facility Permit requires 45-day notification prior to initiating closure, and the California Code of Regulations title 22 section 66264.113(b) establishes a 180-days period to complete closure. Section 66264.113(b) also allows for extension of the 180-day closure period through permit modification. On October 26, 2023, the Safety-Kleen of California – Newark facility notified DTSC of intent to implement closure for tank T-1205. The closure period established by Permit Condition #20 and section 66264.113(b) applicable to tank T-1205 would therefore expire June 10, 2024. Pursuant to section 66264.113(b), on April 23, 2024, the Facility requested a permit modification to extend the closure period for tank T-1205 for 1-year. The April 23, 2024 permit modification request states that as of necessity, the closure will take longer than 180 days to complete, that tank T-1205 is no longer being used, that waste has been removed from the tank, and that steps have been taken to prevent threats to human health and the environment.

**Project Activities:** The Facility Permit was modified by adding the following statement:

“Closure of tank T-1205 must be completed by April 23, 2025”.

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

**Name of Person or Agency Carrying Out Project:** Department of Toxic Substances Control

**Exempt Status:** Categorical Exemption: [CCR Title 14 Sec. 15308]

**Reasons Why Project is Exempt:** 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. The Class 1\* Permit Modification is consistent with the actions taken by regulatory agency, to assure the maintenance, restoration, enhancement, or protection of the environment.

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  
700 Heinz Avenue  
Berkeley, California 94710

Additional project information is available on EnviroStor: [www.envirostor.dtsc.ca.gov/public/](http://www.envirostor.dtsc.ca.gov/public/)

Contact Person	Contact Title	Phone Number
Scott Ward	Hazardous Substances Engineer	(510) 540-3914

Approver's Signature:

*Taryn Stokell Buck*

Date: June 4, 2024

Approver's Name	Approver's Title	Approver's Phone Number
Taryn Stokell Buck	Supervising Hazardous Substance Engineer	(510) 540-3951

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TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: