

**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  
9211 Oakdale Avenue  
Chatsworth, California 91311

**Project Title:** Lighting Resources, LLC., Department Initiated Permit Modification

**Project Location:** 805 East Francis Street, Ontario, California 91761

**County:** San Bernardino County

**Project Applicant:** Lighting Resources, LLC.

**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) prepared a department-initiated permit modification for modifications to the Hazardous Waste Facility Permit Unit Specific Special Conditions and Special Conditions (Part V) language, specifically Unit 2 Special Condition No. 2 and No. 6, and Special Condition (Part V) No. 16 of the Permit. In addition, the definition for "Qualifying Storm Event" is clarified. On June 30, 2022, DTSC issued Hazardous Waste Facility Permit (Permit) for Lighting Resources, LLC (LRL) facility located at 805 East Francis Street, Ontario, California 91761. On May 1, 2023, LRL filed a petition for review of DTSC's permit decision with the DTSC Board of Environmental Safety (BES). As a result of the appeal and subsequent BES hearing, the BES directed DTSC to modify the Unit Special Conditions and Special Conditions related to the Permit further described in the Project Activities section below.

**Background:** DTSC issued the first Series A Standardized Hazardous Waste Facility Permit to LRL in 1996 and renewed the authorization by issuing a renewal permit in 2007. The permit was renewed again in 2022. The permitted storage and treatment activities involve the management of offsite generated hazardous waste including spent fluorescent lamps, High Intensity Discharge (HID) lamps, other spent mercury-containing lamps, mercury-containing instruments (e.g. manometers), and intact Polychlorinated biphenyls (PCB)-containing lighting ballasts.

**Project Activities:** As agreed upon in a settlement agreement between LRL and DTSC, modifications to the Conditions will be as follows: 1) Unit 2 Special Condition No. 2 of the Permit will be modified to read as "Sufficient aisle space, at least 30", shall be maintained in each trailer,

between rows of hazardous waste, which includes universal waste, stored on pallets outside of the trailers to allow for movement of emergency equipment and personnel. The Permittee shall maintain a distance of four (4) feet of clear space between the building and any containers or pallets to allow emergency access and egress to the building." 2) Unit 2 Special Condition No. 6 of the Permit will be modified to read as follows: "Trailers that remain within Unit #2 for greater than ten (10) days shall be decontaminated as required by 66264.178, and a record of the decontamination procedure shall be recorded in the Facility operating record prior to the trailers being removed from the Facility or returned to their owners." 3) Special Condition (Part V) No. 16 of the Permit will be modified to read as follows: "The Permittee shall continually maintain coverage under California's General Permit for Discharges of Storm Water Associated with Industrial Activities (IGP) as described by the current State Water Resources Control Board Order WQ-2018-0028-DWQ and subsequent reissue. The Permittee shall sample storm water in accordance with the IGP, which requires sampling two Qualifying Storm Events<sup>1</sup> from July 1 through December 31 and two Qualifying Storm Events from January 1 through June 30. The Permittee shall analyze storm water samples for phosphorus, manganese, and all inorganic substances listed in 22 CCR§ .66261.24(a)(2)(A), Table II, excluding asbestos. The Permittee shall report: the results of all sampling events for the calendar year to DTSC by July 15 of the following year. If any analyte is detected in the storm water in concentrations exceeding the annual average Numeric Action Levels specified in the IGP, the Permittee shall comply with the Level I or Level 2 Exceedance Response Action (ERA) Requirements required under the IGP. The Permittee shall submit a copy of any prepared ERA document to DTSC within 15 days of submitting the report to the California Storm Water Multiple Application and Report Tracking System. The Permittee will notify DTSC within 24 hours of any storm water analytical result from any sampling event exceeding a soluble threshold limit concentration specified in 22 CCR§ 66261.24(a)(2)(A)."

These modifications to the Unit Specific Special Conditions and Special Conditions (Part V) language are being made in accordance with the Joint Stipulation between LRL and the BES, dated January 15, 2024, and will have no physical impacts as a result of these modifications.

**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 § 21084(c), (d), and (e), and

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<sup>1</sup> "Qualifying Storm Event" as used in this permit means a precipitation event that: a) Produces a discharge for at least one drainage area; and b) Is preceded by 48 hours with no discharge from any drainage area.

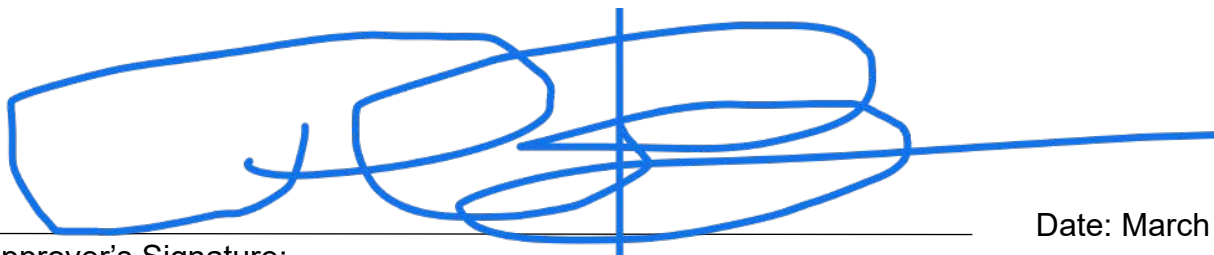
14 CCR § 15300.2. The approval of the permit modification in accordance with the Settlement Agreement between LRL and DTSC is consistent with the actions taken by a regulatory agency, to assure the maintenance, restoration, enhancement, or protection of the environment by properly receiving, storing, and consolidating hazardous waste.

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  
9211 Oakdale Avenue  
Chatsworth, California 91311

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
Paulette Penton	Environmental Scientist	(818) 717-6577



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Approver's Signature:

Date: March 20, 2025

Approver's Name	Approver's Title	Approver's Phone Number
Phil Blum	Supervising Hazardous Substance Engineer I	(818) 717-6694

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TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: