

CALIFORNIA ENVIRONMENTAL QUALITY ACT NOTICE OF DETERMINATION

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 P.O. Box 806 Sacramento, CA 95812-0806
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Subject: Filing of Notice of Determination in Compliance with Section 21108 of the Public Resources Code

Project Title: Variance TWW-2021-HT-00171 to Allow the Transport and Accumulation of Treated Wood Waste under Alternate Procedures by Merced County Regional Waste Management Authority

State Clearinghouse Number: 2003101096

Project Location: 17173 South Billy Wright Road, Los Banos, CA 93635

County: Merced

Project Applicant: Patrick Womble, Project Manager, Merced County Regional Waste Management Authority

Project Description: The Department of Toxic Substances Control (DTSC), pursuant to Section 25143 of the Health and Safety Code and Section 66260.210 of the California Code of Regulations Title 22, has issued a variance to Merced County Regional Waste Management Authority to accumulate and transport treated wood waste to an authorized handler or disposal facility. The variance allows treated wood waste to be managed under procedures different from, but equally protective to human health and the environment to, the provisions of California Health and Safety Code (HSC) Articles 6, 6.5 and 9 of Chapter 6.5 and California Code of Regulations (CCR), Title 22, Division 4.5, Chapters 12, 13, 14, 15, 16, 18, and/or 20. Under the terms and conditions of Variance TWW-2021-HT-00171, Merced County Regional Waste Management Authority will ensure the treated wood waste will be appropriately managed. Because the variance activities are consistent with operations of a previously approved project, DTSC has prepared an addendum to a previously certified environmental impact report consistent with Public Resources Code 21166 and Title 14 CCR 15162-15164. The variance will expire on September 18, 2021 with possibility of extension for an additional six months.

As a Responsible Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on March 22, 2021 and has made the following determinations:

1. The project will not have a significant effect on the environment.
2. An environmental impact report was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were not made a condition of project approval.
4. A Statement of Overriding Considerations was not adopted for this project.
5. Findings were not made pursuant to the provisions of CEQA.

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

Department of Toxic Substances Control
Permitting Division
1001 I Street
Sacramento, CA 95814

Contact Person Rostislav Boytsan	Contact Title Project Manager	Phone Number (916) 327-4041
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Approver's Signature:

Date:

Robert Irving

March 24, 2021

Approver's Name Robert Irving	Approver's Title Supervising Environmental Planner	Approver's Phone Number (916) 255-3988
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TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: