

**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  
Permitting Division  
8800 Cal Center Drive  
Sacramento, CA 95826

**Subject:** Filing of Notice of Determination in Compliance with Section 21108 of the Public Resources Code

**Project Title:** Clean Harbors Westmorland Hazardous Waste Facility Permit Class 3 Modification

**State Clearinghouse Number:** 1990010086 & 1994107226

**Project Location:** 5295 South Garvey Road, Westmorland, CA, USA 92281

**County:** Imperial County

**Project Applicant:** Clean Harbors Westmorland LLC

**Project Description:** The California Department of Toxic Substances Control (DTSC) adopted an Addendum to the previously certified Environmental Impact Report and approved a Class 3 Hazardous Waste Facility Permit Modification for Clean Harbors Westmorland LLC (Clean Harbors), pursuant to California Health and Safety Code, Chapter 6.5, and the Resource Conservation and Recovery Act (RCRA). The Clean Harbors Class 3 Permit Modification revises the Closure Plan to reflect previous closure and cleanup of applicable units, remove closure activities for units not constructed (i.e., LC-4 and LC-5), update the cap design of landfill unit LC-2, and the demolition of the Stabilization Treatment Unit (STU). The resultant STU debris will be placed in hazardous waste landfill unit LC-2 at the Facility; however, if contaminated debris exceeds the capacity of LC-2, excess waste may be shipped to the Clean Harbors Buttonwillow Facility, or another permitted disposal facility. The closure of landfill unit LC-2 will include compaction of waste and placement of an engineered cap, using a geosynthetic clay liner compared to the previously approved clay liner design.

Pursuant to the provisions of the California Environmental Quality Act (CEQA), on August 17, 1990, Imperial County circulated for public review and comments a Draft Environmental Impact Report (State Clearinghouse Number 1990010086) for the approval of the GSX Imperial Valley dba Laidlaw Environmental Services (now Clean Harbors Westmorland) Class I and Class II Landfill Facility located at 5295 South Garvey Road near Westmorland, California. The Draft Environmental Impact Report evaluated the impacts of authorizing a hazardous waste land disposal facility. The comment period ended October 1, 1990. Imperial County issued a conditional use permit authorizing the development of the landfill facility and certified the Final Environmental Impact Report on January 2, 1991. DTSC adopted the Final Environmental Impact Report as a Responsible Agency, issued a Hazardous Waste Facility Permit (Permit) to GSX Imperial Valley dba Laidlaw Environmental Services (now Clean Harbors Westmorland) for operations of the hazardous waste landfill, and filed a Notice of Determination on May 3, 1994 (State Clearinghouse Number 1994107226).

As Responsible Agency under CEQA, DTSC approved the above-described project on November 29, 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.

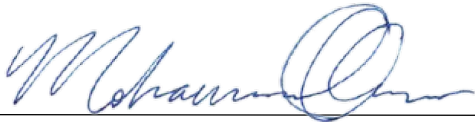
The administrative record for this project is available to the public by appointment at the following location:

Department of Toxic Substances Control  
 Permitting Division  
 8800 Cal Center Drive  
 Sacramento, CA 95826

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
Omar Ghaleb	Hazardous Substances Engineer	(916) 255-3759

Approver's Signature:



Date:

November 29, 2021

Approver's Name	Approver's Title	Approver's Phone Number
Mohammed Omer	Permitting Division Unit Chief	(916) 255-3883

TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: