

## NOTICE OF EXEMPTION

2019048421

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, GILEAD SCIENCES INC.,  
FOSTER CITY CALIFORNIA

Project Location: 333 Lakeside Drive, Foster City, CA 94404

Treatment Location: : 333 Lakeside Drive, Foster City, CA 94404

County: San Mateo

Project Activities: 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 Gilead Sciences Inc. EPA ID# CAD982462103 (Building 344) and EPA ID# CAR000252171 (Building 351) to treat hazardous waste through a controlled reaction with a chemical solution. The hazardous waste to be treated consists of the following items:

Description	Quantity	Hazard Designation	Container Size
1H-Tetrazole	1	Shock-Sensitive Material	1x25g
Dibutyl Ether	4	Peroxide Forming Material	4x20L

The hazardous waste items expired and are currently being stored on the Gilead Sciences, Inc. located at 333 Lakeside Drive, Foster City, CA 94404. DTSC has determined as a safety precaution to prevent an accident or severe injury, an Emergency Permit should be issued to chemically stabilize the hazardous waste prior to transportation off-site by Clean Harbors Environmental Service (CHES). The treatment of the hazardous waste involves the addition of solution to the containers in a controlled manner to reduce the reactive or ignitable characteristics of the chemicals.

Treatment will take place within a designated exclusion zone. Only technicians from CHES will be allowed in the exclusion zone. Movement, preparation, and treatment of the items will be in accordance with established standards.

Within 10 business days of the expiration of this permit, Gilead 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 treatment area has been cleared of all residual hazardous waste generated from this emergency treatment and all generated waste has been properly managed.

The Emergency Permit is effective beginning April 17, 2019 and shall expire on June 15, 2019.

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

Name of Person or Agency Carrying Out Project: Gilead

Exemption Status: (check one)

- Ministerial [PRC, Sec. 21080(b)(1); CCR, Sec. 15268]  
 Declared Emergency [PRC, Sec. 21080(b)(3); CCR, Sec.15269(a)]  
 Emergency Project [PRC, Sec. 21080(b)(4); CCR, Sec.15269(b)(c)]  
 Categorical Exemption: [State type and section number]  
 Statutory Exemptions: [State code section number]  
 General Rule [CCR, Sec. 15061(b)(3)]

Exemption Title: Specific actions necessary to prevent or mitigate an emergency.

Reasons Why Project is Exempt: This action is necessary to prevent an emergency.

Evidence to support the above conclusions is documented in the project file record, available for inspection at:

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

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Hai-Yong Kang  
Project Manager Name

Hazardous Substances Engineer  
Project Manager Title

916-255-6522  
Phone #



Project Manager Signature

04/16/2019  
Date

TO BE COMPLETED BY OPR ONLY

Date Received For Filing and Posting at OPR:

Governor's Office of Planning & Research  
APR 22 2019  
STATE CLEARINGHOUSE