

NOTICE OF EXEMPTION

2019090698

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, California 95826

Project Title: Emergency Permit for Treatment of Hazardous Waste – Cuesta College		
Project Address: State Hwy 1	City: San Luis Obispo	County: San Luis Obispo
Approval Action Under Consideration by DTSC:		
<input type="checkbox"/> Removal Action Workplan	<input type="checkbox"/> Initial Permit Issuance	<input type="checkbox"/> Permit Re-Issuance
<input type="checkbox"/> Corrective Measure Study/Statement of Basis	<input type="checkbox"/> Permit Modification	<input type="checkbox"/> Closure Plan
<input type="checkbox"/> Remedial Action Plan	<input type="checkbox"/> Regulations	<input type="checkbox"/> Interim Removal
<input checked="" type="checkbox"/> Emergency Permit	<input type="checkbox"/> Other (specify):	
Statutory Authority:		
<input checked="" type="checkbox"/> California H&SC, Chap. 6.5 <input type="checkbox"/> California H&SC, Chap. 6.8 <input type="checkbox"/> Other (specify):		

Project Description: 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 Cuesta College, (EPA ID# CAD982016784) to treat Hazardous Waste through a controlled reaction with a chemical solution. Specifically, one 1-Kg container of 2,4 Dinitrophenol, a peroxide forming material, must be stabilized prior to transport to a permitted treatment, storage, and disposal facility.

Background: Dinitrophenol produces peroxide as it degrades (i.e. after the product's expiration date). The peroxides produced may be unstable at relatively low concentrations, resulting in fire and/or explosion if improperly handled. Static Chemical stabilization is recommended prior to transport to a permitted treatment, storage, and disposal facility.

Project Activities: The hazardous waste to be treated consists of the following item:

Description	Quantity of Containers	Hazard Designation	Container Size
2,4 Dinitrophenol	1	Shock Sensitive	1 Kg

The hazardous waste item is expired and is currently being stored at State Hwy 1, San Luis Obispo, CA 93403. 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 Services (CHES). The treatment of the hazardous waste involves the addition of solution to the container in a controlled manner to reduce the reactive or ignitable characteristics of the chemical.

Treatment will take place within a designated exclusion zone. Only reactive material 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, Cuesta College 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 September 27, 2019 and shall expire on November 29, 2019.

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

Name of Person or Agency Carrying Out Project: Cuesta College

Exempt Status: (check one)

Ministerial [PRC, Sec. 21080(b)(1); CCR, Sec. 15268]

April 2019

- 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: [CCR Title 14, Sec. 153##]
- Statutory Exemptions: [State Code Section Number]
- Common Sense Exemption [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. Chemical stabilization of the Dinitrophenol is necessary prior to transportation to a permitted treatment, storage, and disposal facility to prevent accidental fire and/or explosion during transport.

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

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

Parisa Khosraviani	Hazardous Substances Engineer	(916) 255-6559
Project Manager	Title	Phone No.



Approver's Signature

9/23/19

Date

Parisa Khosraviani	Hazardous Substances Engineer	(916) 255-6559
Project Manager	Title	Phone No.

TO BE COMPLETED BY OPR ONLY

Governor's Office of Planning & Research

Date Received for Filing and Posting at OPR:

SEP 23 2019

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