

CALIFORNIA ENVIRONMENTAL QUALITY ACT 2019120262**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
8800 Cal Center Drive
Sacramento, CA 95826

Project Title: EMERGENCY PERMIT FOR TREATMENT OF HAZARDOUS WASTE, GENIA TECHNOLOGIES, INC
SANTA CLARA, CALIFORNIA

Project Location: 2841 Scott Boulevard, Santa Clara, Santa Clara County

Project Applicant: Berhan Abreha, Genia Technologies, Inc

Approval Action Under Consideration by DTSC: Emergency Permit

Statutory Authority: California Health and Safety Code, Chapter 6.5

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 Genia Technologies, Inc (EPA ID: CAL000409521) to treat hazardous waste through a controlled reaction with a chemical solution. Specifically, a total of three (3) containers of Ethyl Ether (3x1 Liter), must be stabilized prior to transport to a permitted treatment, storage, and disposal facility.

These containers of hazardous waste chemical are expired and are currently being stored at Genia Technologies, Inc located at 2841 Scott Boulevard in Santa Clara, California. 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 storage and eventual transportation off-site by Clean Harbors Environmental Services (CHES).

Background: This chemical is peroxide forming material. It produces peroxide as it degrades (e.g. after the product's expiration date). The peroxide produced may be unstable at relatively low concentrations, resulting in fire and/or explosion if improperly handled. Static electricity or heating from sunlight may be enough to trigger some peroxide reaction, making transport of these peroxide forming chemicals hazardous. Chemical stabilization is recommended prior to transport to a permitted treatment, storage, and disposal facility.

Project Activities: 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 chemical. 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 containers will be in accordance with established standards.

Within 10 business days of the expiration of this permit, Genia Technologies, Inc 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 December 16, 2019 and shall expire on February 24, 2019.

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

Name of Person or Agency Carrying Out Project: Clean Harbors Environmental Services on behalf of Genia Technologies, Inc.

Exempt Status: Emergency Project [PRC, Sec. 21080(b)(4); 14 CCR, Sec.15269(c)]

Reasons Why Project is Exempt: This action is necessary to prevent an emergency. Chemical stabilization of the chemicals is necessary prior to transportation to a permitted treatment, storage, and disposal facility to prevent accidental fire and/or explosion during transport.

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

Contact Person
Lung-Yin Tai

Contact Title
Hazardous Substances Engineer

Phone Number
916-255-3615



Approver Signature

December 12, 2019

Date

Approver Name
Lung-Yin Tai

Approver's Title
Hazardous Substances Engineer

Approver's Phone Number
916-255-3615

TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: **Governor's Office of Planning & Research**

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