



Department of Toxic Substances Control



Linda S. Adams
Secretary for
Environmental Protection

Maureen F. Gorsen, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Arnold Schwarzenegger
Governor

June 19, 2007

To Whom It May Concern:

In accordance with the requirements of California Code of Regulations (CCR), title 22, section 66271.14, the Department of Toxic Substances Control (DTSC) is issuing this Notice of Final Post-Closure Permit Decision (Notice) for the following facility:

Chemical Waste Management Bakersfield
27001 Round Mountain Road
Bakersfield, CA 93308
Kern County
EPA ID No. CAT 000624056

Chemical Waste Management (CWM) Bakersfield is a permanently closed hazardous waste disposal facility. The CWM Bakersfield facility has two hazardous waste management units known as the Eastern and Western Waste Management Unit. Enclosed within each of these waste management units are smaller individual land disposal areas which include nine surface impoundments, two landfills, and one land spreading area. All disposal areas are overlain by a closure cover which is constructed of 18 inches of compacted clay and 15 inches of top soil. Since the facility closed in 1988, DTSC has overseen CWM's post-closure operations and maintenance to ensure compliance with current permit requirements. DTSC issues post-closure permits for a 10 years, and is currently renewing the CWM Bakersfield post-closure permit.

On June 30, 2006, DTSC published a public notice in the Bakersfield Californian and ran a 30 second radio announcement on News Talk 1410 AM in Bakersfield regarding the CWM Bakersfield permit renewal. DTSC held a 45-day public comment period from June 30, 2006 to August 12, 2006 for the Draft Post-Closure Permit. Upon request, DTSC extended the public comment period until August 30, 2006. In three public repositories, DTSC placed documents which included a Fact Sheet, the Draft Post-Closure Permit, a post-closure findings report, and a California Environmental Quality Act (CEQA) Notice of Exemption during the public comment period. One hundred and nine comments were submitted to DTSC regarding information contained in the Fact Sheet, the Draft Post-Closure Permit, and the post-closure findings report. Neither a

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public meeting nor hearing was held during the public comment period as no such request was made of DTSC.

DTSC has prepared a Response to Comments (RTC) document and has made changes to the Draft Post-Closure Permit. The RTC and a copy of the Draft Post-Closure Permit are available for formal public review at the repositories listed at the end of this Notice.

The Final Post-Closure Permit for the CWM Bakersfield facility becomes effective on July 19, 2007 unless a review is requested through the appeal process pursuant to the California Code of Regulations (CCR), title 22, section 66271.18. Any person who filed comments on the Draft Post-Closure Permit may petition DTSC to review any conditions of the permit decision. Any person who failed to file comments or failed to participate in the public hearing (if applicable) for the Draft Post-Closure Permit may petition for administrative review only to the extent of the changes from the Draft to the Final Post-Closure Permit decision. The petition shall include a statement of the reasons supporting the review, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing, if applicable), to the extent required by the regulations, and when appropriate, a showing that the condition in question is based on the following:

1. A finding of fact or conclusion of law which is clearly erroneous, or
2. An exercise of discretion or an important policy consideration which DTSC should, in its discretion, review.

A petition must be postmarked no later than July 19, 2007 and must be submitted to:

Watson Gin, Deputy Director
Hazardous Waste Management Program
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

A copy of the petition should also be sent to:

James M. Pappas, PE, Chief
Northern California Permitting and Corrective Action Branch
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

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In its role as a Responsible Agency under the provisions of the California Environmental Quality Act, DTSC has determined that the environmental documents prepared for the CWM Bakersfield facility adequately address potential impacts associated with the renewal of the Post-Closure Permit. DTSC will file a CEQA Notice of Exemption with the State of California, Office of Planning and Research, State Clearinghouse upon the effective date of the renewed permit unless an appeal is filed with DTSC prior to the effective date.

A copy of the complete administrative record for this permit decision is available for review at:

Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826
(Please come to the reception desk and ask to view a public notice in the file room.)

Copies of the Final Post-Closure Permit, Response to Comments, a list of final changes to the Draft Post-Closure Permit, and CEQA Notice of Exemption are also available for review at:

Department of Toxic Substances Control Fresno Office 1515 Tollhouse Road Clovis, CA 93611	Kern County Public Library 701 Truxtun Avenue Bakersfield, CA 93301
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These documents are also available at DTSC's website: <http://www.dtsc.ca.gov>

DTSC would like to thank everyone who participated in this permitting process. Please bring this notice to the attention of all persons whom you know would be interested in this matter. If you have any questions, please contact Mr. Scott Ward of my staff at (916) 255-3581 or sward@dtsc.ca.gov.

///original signed by//

James W Pappas, PE, Chief
Northern California Permitting and Corrective Action Branch
Hazardous Waste Management Program

Date

June 19, 2007