



Department of Toxic Substances Control



Winston H. Hickox
Agency Secretary
California Environmental
Protection Agency

Edwin F. Lowry, Director
1011 N. Grandview Avenue
Glendale, California 91201

Gray Davis
Governor

October 12, 2001

Public Notice

Draft Class 3 Hazardous Waste Facility Permit Modification

Evergreen Oil Inc.,

6880 Smith Avenue
Newark, California 94560
EPA I.D. No. CAD 980887418

The California Environmental Protection Agency, Department of Toxic Substances Control (DTSC), requests comments on a draft Class 3 Permit Modification for Evergreen Oil Inc. existing used oil recycling facility in Newark, CA. If approved, the Class 3 permit modification will allow Evergreen Oil Inc. to:

- 1) Increase the used oil process capacity from 17 to 30 gallons per minute. The total authorized annual throughput for used oil at Newark Facility shall not exceed 15,768,000 gallons.
- 2) Receive, consolidate and store antifreeze in an existing 25,000 gallon Tank 501 D for further transportation and recycling. The annual antifreeze capacity is 750,000 gallons.
- 3) Use of the Mohawk Treatment process in the re-refining process. This involves the addition of sodium hydroxide to the used oil to prevent pipe and equipment fouling.
- 4) Receive used oil without regard to the water content of the used oil.

This Class 3 permit modification does not require the construction or installation of new equipment or change of the facility's operating conditions except as indicated in the Class 3 permit modification application.

On December 15, 2000, DTSC filed a Notice of Determination with the State Clearinghouse that documented its use of the City of Newark's Mitigated Negative Declaration in assessing potential impacts associated with the Temporary Authorization approved by DTSC in December 2000. The terms and conditions of this Temporary Authorization have been formalized into this proposed Class 3 Permit Modification. The environmental assessment conducted for the Temporary Authorization was used by DTSC as the basis for meeting its obligations under CEQA for this proposed Class 3 Permit Modification. Based on this assessment, DTSC concludes that impacts associated with this project would be less than significant.

The public is invited to comment on the draft Class 3 Permit Modification during the 45-day public comment period, which starts October 16, 2001 and ends November 30, 2001. At the close of the comment period, DTSC will make final determinations after considering all comments. All those who comment will be notified of the decision and their comments will be responded to. Written comments must be postmarked by November 30, 2001. Mail comments and requests to:

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at www.dtsc.ca.gov.

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Mike Eshaghian
The California Environmental Protection Agency
Department of Toxic Substances Control
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Phone: 818 551-2926

A question and answer session will be held Thursday, November 15, 2001 at 6:00 p.m. followed by a Public Hearing at 7:00 p.m. The location is:

Silliman Activity Center
6800 Mowry Ave.
Newark, CA 94560

At the public hearing DTSC representatives will explain the proposed draft permit modification and the CEQA determination. After the presentation by DTSC representatives, anyone present at the hearing will be allowed to comment on the project. A court reporter will be available to record all comments made.

The full administrative record for this project is available for review in the DTSC Glendale office file room at the address above. Please call 818 551-2926 for an appointment. The draft Class 3 Permit Modification, the proposed CEQA Notice of Determination, the City of Newark's 1997 Final Negative Declaration and supporting information are also available for review at:

Newark Library
6300 Civic Terrace Avenue,
Newark, California

Si desea informacion en espanol, comuniquese con Jesus Cruz por el (510) 540-3933