

# COMMUNITY UPDATE

The mission of DTSC is to protect California's people and environment from harmful effects of toxic substances by restoring contaminated resources, enforcing hazardous waste laws, reducing hazardous waste generation, and encouraging the manufacture of chemically safer products.

## HAZARDOUS WASTE FACILITY DRAFT PERMIT RENEWAL FOR KW PLASTICS OF CALIFORNIA FACILITY



**Western Automatic Gate at KW Plastics**

The Department of Toxic Substances Control (DTSC) invites you to review and comment on the draft Resource Conservation and Recovery Act (RCRA)-equivalent Hazardous Waste Facility Permit (Permit) for KW Plastics of California (KW Plastics) facility located at 1861 Sunnyside Court, Bakersfield, California, 93308 (Facility). The Facility is a treatment and storage facility that accepts hazardous waste lead-acid battery casings from third party generators and uses the treated plastics to manufacture plastic paint cans. The battery casings are considered hazardous due to the lead content.

If approved, the proposed Permit renewal will allow the Facility to continue its operations under the provisions of the new Permit. A Permit is a tool that helps DTSC to effectively regulate the hazardous waste management activities at facilities. Permits are developed after DTSC's detailed technical review of permit applications and are intended to ensure that facilities operate in a manner that protects human health, safety, and the environment. DTSC's Sacramento Regional Permitting Office, located at 8800 Cal Center Drive, Sacramento, California 95826, has conducted the technical review of KW Plastic's permit application and prepared the draft Permit.

### Public Comment Period



**February 29, 2016 – April 18, 2016.**

DTSC will accept public comments for the draft Permit and CEQA document during the public comment period from:

**February 29, 2016 – April 18, 2016.** All comments must be received by **April 18, 2016.** Send all written comments to:

Hiral Doshi, Project Manager  
8800 Cal Center Drive  
Sacramento, California 95826  
(916) 255-3742

[Hiral.Doshi@dtsc.ca.gov](mailto:Hiral.Doshi@dtsc.ca.gov)

**Public meeting and hearing held: Tuesday, March 29, 2016  
6:00 P.M. – 8 P.M. at  
Rasmussen Senior Center  
115 East Roberts Lane  
Bakersfield, California 93308**

## **SITE LOCATION AND OPERATIONS**

The Facility is located in an area which is largely used for industrial and commercial uses. The Facility has been operating since 1986 and consists of a 40,000-square foot building on approximately 6 acres of land. However, the hazardous waste operations take place on about 5,000 square feet of the site. The Facility treats polypropylene plastic, including hazardous waste lead-acid battery casings, and uses the treated plastic to manufacture plastic paint cans. This process begins by breaking down the battery casings into plastic chips, which still have lead contamination in them. The lead contaminated plastic chips are washed in a series of wash tanks to remove the lead. The decontaminated plastic chips are then reduced in size and used for the manufacturing of paint pails. The Facility processes a maximum of 31,207 tons of plastic chips per year, with a daily maximum of 85.5 tons. The non-treated hazardous waste is collected, baled, and disposed of offsite at permitted hazardous waste disposal facilities.

## **PERMITTING HISTORY**

DTSC issued KW Plastics its first hazardous waste facility permit on June 28, 1994. Several modifications to the hazardous waste facility permit have occurred including, but not limited to, the following. In June 2000, a modification (Class 3 to the permit was approved, which enabled the Facility to treat and store an increased volume of hazardous lead-impacted polypropylene chips. A Class 3 permit modification was issued on October 1, 2007 to replace then existing tank treatment system with a new tank treatment system. In 2010, a Class 2 Permit Modification was initiated to add Tank 11 to the existing 10 tank system that went into effect on December 13, 2013. DTSC issued the Facility's current Hazardous Waste Facility Permit on July 28, 2004, which was effective through July 28, 2014. On January 14, 2014, KW Plastics submitted a RCRA-equivalent Permit Renewal Application to DTSC. By law, this submittal allows KW Plastics to

continue existing operations under the conditions of the current 2004 permit until a final permit decision is made by DTSC on the proposed Permit Application. KW Plastics has updated the Permit Application on several occasions and most recently on February 9, 2016 to address issues raised by DTSC. KW Plastics seeks continued authorization for the currently permitted activities.

## **WHY A HAZARDOUS WASTE FACILITY PERMIT IS NECESSARY?**

Facilities like KW Plastics that treat and store hazardous waste are required by California law to obtain hazardous waste facility permits from DTSC in accordance with the requirements specified in California Code of Regulations, title 22, division 4.5 and the California Health and Safety Code.

KW Plastics applied for a RCRA-equivalent permit renewal. DTSC has determined the permit application submitted by KW Plastics complies with all applicable statutory and regulatory requirements.

## **COMPLIANCE HISTORY**

DTSC inspects facilities on a regular basis to make sure the facilities are in compliance with California laws, regulations, and permit conditions. Most recently, DTSC inspected the Facility on February 10, 2015. A few minor violations have been cited in past, which are listed on the next page.



Date of Inspection/ Finding	Subject Matter of Inspection/Finding	Violation Record
10/21/2004 10/22/2004	Comprehensive Evaluation Inspection	No Violations
12/10/2004	Letter from the Department	No Violations
03/29/2007	Comprehensive Evaluation Inspection	No Violations
04/26/2007	Financial Record Review	Minor Violation
04/29/2007	Letter from the Department, Financial Record Review	Minor Violation Corrected
04/21/2009 - 04/22/2009	Comprehensive Evaluation Inspection	No Violations
06/08/2009	Letter from the Department	No Violations
02/08/2011	Financial Record Review Inspection Letter	No Violations
10/16/2012	Comprehensive Evaluation Inspection	No Violations
01/03/2013	Letter from the Department	No Violations
01/23/2013	Financial Record Review Inspection Letter	No Violations
02/10/2015	Comprehensive Evaluation Inspection	No Violations
06/17/2015	Financial Record Review Inspection Letter	No Violations

## CALIFORNIA ENVIRONMENTAL QUALITY ACT

Under the California Environmental Quality Act (CEQA), DTSC must evaluate whether the Permit may have any significant impacts on human health and the environment. As part of this evaluation pursuant to CEQA, DTSC has prepared an addendum to the previously adopted 2000 Negative Declaration.

### NEXT STEPS

DTSC encourages public participation in our decision making process and invites the public to review and comment on the draft Permit and CEQA document. Before making a final decision, DTSC will review and respond in writing to all public comments received during the public comment period. DTSC will provide the Response to Comments document will be provided to all those who submitted public comments during the public comment period and to those who request a copy. A copy of the Response to Comments will also be placed in the information repositories and on DTSC's website listed below.

### INFORMATION REPOSITORIES

The permit application, draft Permit, CEQA Negative Declaration, Statement of Basis, and other related documents can be viewed at the locations listed below:

Rathbun Branch Library  
200 W. China Grade Loop  
Bakersfield, California 93308  
(661) 393-6431; Call for hours

DTSC Sacramento Regional File Room  
8800 Cal Center Drive  
Sacramento, California 95826  
(916) 255-3758; Call for appointment

or on DTSC's Envirostor website at:

[www.envirostor.dtsc.ca.gov/public/hwmp\\_profile\\_report.asp?global\\_id=CAD982435026](http://www.envirostor.dtsc.ca.gov/public/hwmp_profile_report.asp?global_id=CAD982435026).



## DTSC CONTACTS

Please contact the following individuals with any questions or concerns you may have regarding the draft Permit and to obtain further information, including a copy of the permit application, draft Permit, CEQA Negative Declaration, or Statement of Basis:

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