



Linda S. Adams  
Secretary for  
Environmental Protection



## Department of Toxic Substances Control

Maziar Movassaghi  
Acting Director  
8800 Cal Center Drive  
Sacramento, California 95826-3200



Arnold Schwarzenegger  
Governor

October 1, 2009

Mr. Stephen Douglas  
Compliance Manager  
Evergreen Oil, Inc.  
6880 Smith Avenue  
Newark, California 94560

CERTIFIED MAIL NO.: 7001 0320 0000 9688 6617

Mr. Philip Chandler  
2615 Marquette Drive  
Topanga, California 90290

CERTIFIED MAIL NO.: 7001 0320 0000 9688 6785

FINAL APPEAL DECISION AND ORDER FOR EVERGREEN OIL, INC. –  
SANTA MARIA, 745-A WEST BETTERAVIA ROAD, SANTA MARIA, CALIFORNIA;  
EPA ID. NO. CAD 982446858

Dear Mr. Douglas and Mr. Chandler:

Enclosed please find the FINAL APPEAL DECISION AND ORDER (Final Order), Docket Number PAT FY-08/09-06, pertaining to the Permit decision issued by the Department of Toxic Substances Control (DTSC) on December 15, 2008, concerning the Evergreen Oil, Inc – Santa Maria facility located at 745-A West Betteravia Road, Santa Maria, California.

On June 24, 2009, DTSC's Permit Appeals Officer granted review of four (4) of 16 appeal comments relating to corrective action and secondary containment requirements. The Final Order contains analyses and determinations concerning the appeal comments granted review. The Final Order constitutes DTSC's Final Permit decision pursuant to California Code of Regulations, title 22, section 66271.18 and is effective as of this date. The stay of the Permit issued by DTSC on January 26, 2009, is hereby vacated and the Permit is now in full effect.

Mr. Douglas and Mr. Chandler  
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If you have any questions concerning the Final Order, please contact  
Mr. Michael O'Docharty, of my staff, at (916) 324-4754 or e-mail [appeals@dtsc.ca.gov](mailto:appeals@dtsc.ca.gov).

Sincerely,

//original signed by//

Mohinder S. Sandhu, P.E.  
Permit Appeals Officer

Enclosure

cc: (via e-mail with enclosure)

Mr. Peter Bailey, P.G., Team Leader  
Permit Renewal Team  
Department of Toxic Substances Control  
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