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CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

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LINDA S. ADAMS
SECRETARY FOR ENVIRONMENTAL PROTECTION

ARNOLD SCHWARZENEGGER
GOVERNOR

November 19, 2007

Michael Vizzier, Chief
Hazardous Materials Division
County of San Diego
Department of Environmental Health
P.O. Box 129261
San Diego, California 92112-9281

APPLICATION FOR WAIVER OF STATE STATUTES, RULES AND REGULATIONS, RELATED TO THE SOUTHERN CALIFORNIA WILDFIRE

Dear Mr. Vizzier:

This is to notify you that the California Environmental Protection Agency (Cal/EPA) has approved the applications for waivers pursuant to Governor's Executive Order (EO) S-13-07, filed by the San Diego County Department of Environmental Management (applicant). We are hereby waiving the requirements in Health and Safety Code section 25201 and California Code of Regulations, title 22, section 66270.1(c), to obtain hazardous waste facility permits to manage household hazardous waste debris from fire recovery areas, in the manner described in your applications dated November 14, 2007, which are hereby incorporated by reference.

This waiver is granted only to the extent necessary for expediting the removal and cleanup of household hazardous waste debris from the fire. This waiver shall expire on December 31, 2007, unless a request for extension of time is made by the applicant and approved by Cal/EPA.

As a condition of this waiver, the applicant shall operate the facilities specified in the waiver applications in accordance with the requirements for Temporary Household Hazardous Waste Collection Facilities specified in California Code of Regulations, title 22, section 67450.4. This specifically includes the requirement in section 67450.4, subdivision (f), that the operator assure that removal and/or decontamination of structures, equipment, soil and all collected materials and wastes shall be completed within 144 hours after termination of collection activities, and shall assure that all contaminated materials and wastes are removed by a registered hazardous waste transporter or other authorized person.

Only those waivers necessary to complete the Emergency Work as described in your applications are approved. This waiver specifically does not apply to any requirement arising under federal laws; for

any questions regarding this issue, please contact Dennis Castrillo of the Office of Emergency Services at (916) 945-8270.

This waiver approval will be posted on the Resources Agency and Cal/EPA websites. If you have any questions regarding this waiver, please contact Steve Koyasako, Special Counsel to the Secretary, at (916) 327-5719 (phone); (916) 319-7891 (fax); (916) 869-0334 (cellular). For questions relating to household hazardous waste or hazardous waste management generally, please contact Karl Palmer at (916) 445-2625 or Andre Algazi at (916) 324-3114. Thank you for your cooperation.

Sincerely,

Matthew Bogoshian
Deputy Secretary for Law Enforcement and Counsel

Cc: Karl Palmer, Chief
Regulatory Program Development Branch
Hazardous Waste Management Program
Department of Toxic Substances Control
1001 I Street, P.O. Box 806
Sacramento, California 95812-0806

Andre Algazi, Supervising Hazardous Substances Scientist I
Regulatory Program Development Branch
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