

REQUEST FOR ACTION

To: Susan Markie, Chief
Permitting & Assistance Branch
Waste Permitting, Compliance & Mitigation Division

From: 

Jeff Hackett, Manager
Permits & Assistance South Section
Permitting & Assistance Branch

Request Date: August 11, 2014

Decision Subject: Concurrence on Proposed Revised Full Solid Waste Facilities Permit for Harvest Power California, LLC, Tulare County, SWIS No. 54-AA-0026

Action By: October 4, 2014

Summary of Request: This is a request that the Branch Chief take action on a proposed Solid Waste Facilities Permit for Harvest Power California, LLC, the existing permit is issued to Tulare County Compost and Biomass, SWIS No. 54-AA-0026, located in Tulare County. Staff's findings and recommendations are provided relative to the proposed action.

The proposed permit was initially received on June 30, 2014. A new proposed permit was received on August 5, 2014. Action must be taken on this proposed permit no later than October 4, 2014. If no action is taken by October 4, 2014, the Department will be deemed to have concurred with the issuance of the proposed permit.

Recommendation: Based on our review of the submitted permit package, staff recommends the Branch Chief concur with the issuance of the permit. All of the required submittals and findings required by the Integrated Waste Management Act (IWMA), including those set out in California Code of Regulations, Title 27, Section 21685 have been made. The Final Environmental Impact Report (FEIR) was certified and a Statement of Overriding Considerations was adopted by the Lead Agency on May 8, 2013. The FEIR identified unavoidable significant and cumulative impacts to Air Quality with regards to Odor. These findings are summarized in the Permitting & Assistance Branch Staff Report attachment. The Department's findings required under CEQA and staff's analysis and recommendations are set out in the attached Staff Report. The documents and other evidence on which staff's findings are based are in the facility files.

Branch Chief Action: I certify that I have reviewed and considered the information in the prepared environmental documents for this proposed Revised Solid Waste Facilities Permit, including without limitation the environmental effects of the project as described in the FEIR. I adopt as the Department's own, the finding made by the Tulare County Resource Management Agency, acting as Lead Agency, as required by CEQA Guidelines Section 15091. I adopt as the Department's own, the Statement of Overriding Considerations adopted by the Tulare County Board of Supervisors, pursuant to CEQA Guidelines Section 15093.

Therefore, on the basis of the information, analysis and findings set out in the Department Staff Report and in this Request for Action, I concur in the issuance of the Revised Full Solid Waste Facilities Permit for Harvest Power California, LLC, as proposed by the LEA.

Dated: August 11, 2014



Susan Markie, Chief
Permitting & Assistance Branch
Waste Permitting, Compliance & Mitigation Division

Attachments: Proposed Permit
Permitting & Assistance Branch Staff Report