

## REQUEST FOR ACTION

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

**From:**   
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Jeff Hackett, Manager  
Permits & Assistance South Section  
Permitting & Assistance Branch

**Request Date:** January 22, 2016

**Decision Subject:** Approval of the Beneficial Use of Waste Tires at Boomers El Cajon (Festival Fun Parks), San Diego County, TPID No. 1303983-01

**Action Due Date:** January 28, 2016

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**Summary of Request:** On October 30, 2015, Department of Resources Recycling and Recovery (CalRecycle) staff received a beneficial reuse request from Paul Mefford II, of Boomers El Cajon for the use of waste tires as shock absorbers/crash barrier (safety barrier) at Boomers El Cajon located at 1155 Graves Avenue, in the City of El Cajon. The supporting documentation was also received on October 30, 2015. Boomers El Cajon has been using waste tires as safety barriers at their go-kart racing track since 1995.

CalRecycle has regulatory oversight over the storage of 500 or more waste tires. Waste tire regulations address the storage, stockpiling, accumulation or discarding of waste tires to prevent potential adverse effects. Title 14, California Code of Regulations (14 CCR), sections 17346(f) and 18431.3 provide a mechanism for CalRecycle to approve the beneficial uses of waste tires if the proposed use does not pose a threat to public health, safety and/or the environment. Each beneficial reuse proposal is to be considered on a case-by-case basis and a decision is to be made, within 90 days of receipt of an application, as to whether or not the use qualifies as a beneficial reuse of the waste tires. An approved beneficial reuse of waste tires is not considered tire disposal or tire storage and does not require the issuance of a waste tire facility permit.

In a memo dated November 9, 2015, Albert Johnson with CalRecycle's Statewide Technical & Analytical Resources Branch documented his review and determined the information provided, including correspondence dated October 15, 2015 from Philippe Lalonde, a California registered civil engineer, is sufficient to demonstrate that the waste tires are being used in a legitimate engineering application, consistent with other similar race tracks around the state. Mr. Johnson confirmed that the information submitted for the beneficial reuse of waste tires meets the intent of 14 CCR 17346(f) and recommended approval of the proposed use/project.

In a letter dated October 16, 2015, Lorena Cordova, Associate Planner for the City of El Cajon, Community Development, notified Boomers El Cajon that the subject property is within the Regional Commercial (C-R) zone that requires a Conditional Use Permit (CUP); and that on October 5, 1992, CUP No. 1538 was approved per Resolution No. 8436 to allow the construction and operation of a recreation center, including the go-karts. Therefore, the existing use of the property is permitted per the existing entitlement.

Dan Pavao, C.B.O, Building Official, with the City of El Cajon Building and Fire Safety, stated in an letter, dated October 13, 2015, that the City of El Cajon Building and Fire Safety has no objection to the use of tires as bumper devices on the race track at Boomers El Cajon.

In a letter dated October 23, 2015, Karilyn A. Merlos, Program Coordinator with the County of San Diego Department of Environmental Health, Vector Control Program, confirmed that an inspection of the subject property was conducted on October 21, 2015 and found no evidence of mosquito breeding in tires used on the premises for bumpers bordering the track and other beneficial uses. All tires were observed to have holes which allowed for drainage of water.

**Recommendation:** The applicant has met all the necessary requirements outlined in 14 CCR 17346(f) and 18431.3 pertaining to the beneficial reuse of waste tires. Therefore, staff recommends the Branch Chief approve the beneficial reuse of waste tires in safety barriers at Boomers El Cajon.

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**Branch Chief Action:** On the basis of the information, findings, and analysis in this Request for Action, I approve the beneficial reuse of waste tires in safety barriers at Boomers El Cajon.

**Dated:** January 22, 2016

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